

REFERENCE TITLE: charter schools; zoning

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

HB 2099

Introduced by
Representative Crandall

AN ACT

AMENDING SECTION 15-189.01, ARIZONA REVISED STATUTES; RELATING TO CHARTER SCHOOLS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-189.01, Arizona Revised Statutes, is amended to
3 read:

4 15-189.01. Charter schools; zoning; development fees

5 A. Charter schools shall be classified as public schools for the
6 purposes of ZONING AND the assessment of zoning fees, site plan fees and
7 development fees. A NEIGHBORHOOD OR ZONING DISTRICT SHALL ALLOW A CHARTER
8 SCHOOL TO BE ESTABLISHED AND OPERATE IN THAT NEIGHBORHOOD OR ZONING DISTRICT
9 IF SCHOOLS OPERATED BY SCHOOL DISTRICTS ARE NOT SPECIFICALLY PROHIBITED IN
10 THAT NEIGHBORHOOD OR ZONING DISTRICT. A CHARTER SCHOOL IS SUBJECT TO THE
11 SAME LEVEL OF OVERSIGHT AND THE SAME ORDINANCES, LIMITATIONS AND
12 REQUIREMENTS, IF ANY, THAT WOULD BE APPLICABLE TO A SCHOOL THAT IS OPERATED
13 BY A SCHOOL DISTRICT IN THAT SAME NEIGHBORHOOD OR ZONING DISTRICT.
14 Municipalities and counties shall adopt procedures to ensure that hearings
15 and administrative reviews involving charter schools are scheduled and
16 conducted on an expedited basis and that charter schools receive a final
17 determination from the municipality or county within thirty days of the
18 beginning of processes requiring only an administrative review and within
19 ninety days of the beginning of processes requiring a public hearing and
20 allowing an appeal to a board of adjustment, city or town ~~council~~ GOVERNING
21 BODY or board of supervisors.

22 B. No political subdivision of this state may enact or interpret any
23 law, rule or ordinance in a manner that conflicts with subsection A.