

As per the recommendations in the [Legislative Audit Report](#) dated June 2021, the Charter Institute at Erskine (Institute) is establishing a policy for school closure in the event of a charter revocation.

Institute Revocation Policy

Pursuant to §59-40-110 (C) of the Charter Act of 1996, “a charter must be revoked or not renewed by the sponsor if it determines” the school:

- Committed a material violation of the conditions, standards, performance expectations, or procedures provided in the charter application, charter school contract, or both;
- Failed to meet the academic performance standards and expectations as defined in the charter application, charter school contract or both;
- Failed to maintain its books and records according to generally accepted accounting principles (GAAP), failed to create an appropriate system of internal control, or both; or
- Violated any provision of law from which the charter school was not specifically exempted.

Additionally, per §59-40-110 (D and E):

- A sponsor summarily may revoke any charter school determined by the sponsor to pose an imminent threat of harm to the health or safety of students, or both, based on documented and clear and convincing data; and
- Any charter school shall automatically and permanently close at the conclusion of the school year in which the school first becomes subject to automatic closure for receiving the lowest performance level rating as defined by the federal accountability system for three consecutive years beginning with student achievement data from the 2013-2014 school year.

In alignment with state law requirements, the Charter Institute at Erskine’s School Closure Protocol outlines tasks assigned in the closure process along with the person(s) or entity responsible for overseeing the task completion. The Institute’s School Closure Protocol includes, but is not limited to:

- School site visit(s);
- Notification to parents/guardians of school being placed on revocation review, revocation or charter, and closure;
- Notification to school employees of school being placed on revocation review, revocation of charter, and closure;
- Communication to parents/guardians of alternative public school options;
- Transfer of students and student records; and
- Disposition of school funds, property, and net assets.

In the event a school is placed on revocation review, the Institute shall notify all parents, guardians, students older than 18, and employees of the school in writing. Additionally, the Institute shall provide access to public documents related to the revocation review to any stakeholders, including parents, guardians, students over 18, and employees of the school.

Once the Charter Institute at Erskine Board (Institute Board) makes the decision to revoke the charter, enrollment of additional students is prohibited, and all assets become property of the sponsor at the end of the fiscal year in which the charter was revoked (§59-40-120). The Institute shall provide notice of revocation to the South Carolina Department of Education with a copy of the board resolution within 10 business days of the Institute Board’s decision to revoke the school’s charter.

As per §59-40-110 (H), a charter school’s governing body may request in writing a hearing before the Institute Board within 14 days of notice of revocation. The Institute shall give reasonable notice to the school board of the hearing date and conduct the hearing before taking final action. The Institute Board’s decision must be made by the last day of classes in the school year.

This is a live document. As such, the most updated version can be found on the [Charter Institute at Erskine website](#).