

This amendment ("Amendment No. 2") is made by and between the Commission and the Charter School, parties to the Agreement dated April 4, 2022 ("Agreement").

The Agreement is amended as follows:

## 2. Charter School Organization and Responsibilities.

**2.1. Student Enrollment and Retention.** The Charter School shall enroll students according to T.C.A. § 49-13-113. The Charter School shall not discriminate with respect to admissions on the basis of race, color, ethnicity, religion, national origin, English language proficiency, sex, disability, or the need for special education and related services as set forth in the Charter School's Application and the Act.

The Charter School, as of the date of this Agreement, ~~has may admit students up to~~reached a total maximum enrollment of ~~485675~~, serving grades pre-kindergarten through ~~85~~. Increases in total enrollment numbers greater than ~~675485~~ must be reported to the Authorizer and evaluated to determine if they are material changes to this Agreement. Reductions in enrollment greater than 15% must be reported to the Authorizer and evaluated to determine if they are material changes to this Agreement. Reductions in enrollment in successive years or changes that affect the financial solvency of the Charter School are considered material and shall require an amendment to this Agreement. Any change in enrollment that is considered to be material to this Agreement shall not be permitted unless a formal amendment to this Agreement is secured in advance according to the provisions outlined in T.C.A. § 49-13-110(d), Commission Rule 1185-01-01-.04, and this Agreement.

The Charter School may enroll students in the grade levels approved in the Charter School's Amendment Petition, for so long as this Agreement is effective in accordance with Section 1.2.

### Enrollment

<u>Grade Level</u>	<u>School Year Approved to Enroll</u>
<u>PK-6</u>	<u>2024-2025</u>

If the number of applications for the Charter School exceeds the capacity of a program, class, grade level, or building, enrollment shall occur according to the preferences in T.C.A. § 49-13-113. If enrollment within a group of preference set out in subdivision (d)(4) exceeds the planned capacity of the Charter School, enrollment within that group shall be determined on the basis of a lottery that complies with statute. The Charter School shall ensure a random selection process, equitable to all students and publicly verifiable, in accordance with federal, state, and local law. The Charter School shall be responsible for adherence to the obligations of a public charter school, in accordance with T.C.A. § 49-13-101et. seq., including but not limited to enrollment of all eligible students where space is available.

## 11. Renewal, Revocation, Closure, and Dissolution

**11.1. Renewal.** Pursuant to T.C.A. § 49-13-121, the Charter School may apply for renewal of this Charter Agreement by application submitted no later than April 1 of the year prior to the year in which this Agreement expires and in accordance with Authorizer renewal rules and policies. This Agreement may be renewed without modification, except for the incorporation by attachment of the approved renewal application. The Parties may also amend this Agreement as part of the renewal process. If renewed, the Charter School will be approved to continue student enrollment through grade 8. The Agreement entered, upon renewal, will reflect the total enrollment of the Charter School, serving grades pre-kindergarten through 8, in accordance with the September 2023 amendment petition incorporated into this Agreement as Exhibit 7.–

### Enrollment

<u>Grade Level</u>	<u>School Year Approved to Enroll</u>
<u>PK-6</u>	<u>2024-2025</u>
<u>*PK-7</u>	<u>2025-2026</u>
<u>*PK-8</u>	<u>2026-2027</u>
<u>*PK-8</u>	<u>2027-2028</u>
<u>*PK-8</u>	<u>2028-2029</u>
<u>*PK-8</u>	<u>2029-2030</u>

\* Grade level and enrollment is contingent on approval of a renewal application for the Charter School by the Authorizer pursuant to T.C.A. § 49-13-121. Any language in Amendment No. 2 shall not be considered evidence of approval of any renewal application that may be submitted by the Charter School.

The Authorizer may elect not to renew this Charter Agreement pursuant to the Authorizer rules, policies, and T.C.A. § 49-13-121. Any changes to this Agreement proposed during the renewal process that are rejected by one of the Parties shall constitute denial of the renewal application. Denial of the renewal application by the Authorizer shall be final and not subject to appeal.