

Fact sheet for co-located charter school lawsuit, filed July 25, 2011

- Section 2853(4)(c) of the NY State Education Law allows charter schools to lease public school “buildings and grounds” and to contract for the operation and maintenance thereof, but also provides that “any such contract shall provide such services or facilities **at cost.**” (emphasis added.)

http://law.onecle.com/new-york/education/EDN02853_2853.html

- An analysis by the NYC Independent Budget Office issued on February 15, 2011 showed that the space and services provided for free to co-located charter schools in NYC averaged \$2,712 per student in 2008-9, as follows:

Facilities	\$ 877
Utilities	272
Safety	217
Debt service	<u>1,346</u>
	\$2,712

<http://www.ibo.nyc.ny.us/iboreports/chartersupplement3.pdf>

- The NYC Department of Education has estimated that there will be about 53,754 charter school students in Fiscal Year 2012, with about two-thirds of them in co-located schools.
- This means that there will be an estimated 35,478 co-located charter school students next year in New York City, each provided with a potentially illegal subsidy of \$2712 dollars, which totals more than \$96 million.

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