

New York Charter School Fact Sheet

The New York Charter Schools Act of 1998 (the Act) and its amendments in 2007, 2010, 2015 and 2023 established limits (caps) on the number of charters that may be issued. As set forth in the Act, charter entities are certain school districts, the Board of Trustees of the State University of New York (SUNY) and the Board of Regents (BOR) (see Education Law §2851[3]).

In 1998, the numerical limit was 100, with 50 charters to be issued by the BOR on the recommendation of SUNY and 50 to be issued on the recommendation of the other charter entities described in the Act. All authorizers reached the 1998 cap. Conversion of an existing public school to a charter school or the renewal or extension of a charter approved by any charter entity is not counted toward the numerical limits.

Pursuant to the 2007 amendments, the limit on the number of charters was increased to 200, with 100 to be issued by the BOR on the recommendation of SUNY and 100 to be issued on the recommendation of the other charter entities described in the Act. Up to 50 of the additional charters were reserved for New York City. SUNY has one remaining charter under the 2007 cap; the other charter entities reached the 2007 cap.

Pursuant to the 2010 amendments, the limit on the number of charters to be issued was set at 460 - 200 from the 2007 cap plus an additional 260, with 130 to be issued on the recommendation of SUNY and 130 to be issued rer

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