

2021 Regular Session

SENATE BILL NO. 39

BY SENATOR BOUIE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

SCHOOLS. Provides for the duties of the local school superintendent when certain schools in the Recovery School District are returned to the transferring school board. (gov sig)

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AN ACT

To amend and reenact R.S. 17:10.7.1(F)(1), relative to the return of certain schools from the Recovery School District to the transferring school system; to provide relative to the duties and responsibilities of the local school superintendent with respect to the charter of such schools; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:10.7.1 (F)(1) is hereby amended and reenacted to read as follows:

§10.7.1. Return of certain schools from the Recovery School District to the transferring school system; time line; conditions; funding

* * *

F. In order to determine quality standards for all schools and intervene appropriately in instances when student needs are not being met, the local superintendent shall:

(1)(a) Present recommendations to the local school board regarding the approval, extension, renewal, or revocation of the charter for any charter school under the board's jurisdiction.

~~(b) Unless rejected by a two-thirds vote of the full membership of the board,~~

1 the local superintendent may implement any such recommendation submitted to the
2 board.

3 (c) ~~Any action by the board to reject a recommendation made by the local~~
4 ~~superintendent pursuant to Subparagraph (b) of this Paragraph shall occur no later~~
5 ~~than the first board meeting held after the meeting during which the recommendation~~
6 ~~was submitted to the board. **The board shall vote on the local superintendent's**~~
7 ~~**recommendations in the same manner as provided in the board's rules and**~~
8 ~~**regulations regarding official actions of the board.**~~

9 * * *

10 Section 2. This Act shall become effective upon signature by the governor or, if not
11 signed by the governor, upon expiration of the time for bills to become law without signature
12 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
13 vetoed by the governor and subsequently approved by the legislature, this Act shall become
14 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Jeanne C. Johnston.

DIGEST

SB 39 Original

2021 Regular Session

Bouie

Present law provides for the return of certain charter schools from the Recovery School District (RSD) to the transferring local school system.

Present law requires that during the return period that the local school superintendent shall:

- (1) Present recommendations to the local school board regarding the approval, extension, renewal, or revocation of the charter for any charter school under the board's jurisdiction.
- (2) Monitor and require corrective actions by a charter school that does not comply with board policy, state law, or terms of the charter contract.
- (3) Require school(s) to temporarily close, or dismiss or evacuate students in case of a threat of terror or declared state of emergency.

Present law provides that the local superintendent's recommendations for extension, renewal, or revocation of a charter of a charter school shall be implemented, unless vetoed by a 2/3 vote of the full membership of the board. Further provides that any such veto shall occur no later than the first board meeting held after the meeting during which the recommendation was submitted to the board.

Proposed law removes the veto requirement provisions and instead provides that the board shall vote on the recommendations of the superintendent regarding charter extension,

renewal, or revocation in accordance with existing board policies regarding voting on official board actions.

Proposed law otherwise retains present law.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 17:10.7.1(F)(1))