AN ACT

To enact R.S. 17:5105, relative to the Taylor Opportunity Program for Students; to provide relative to eligibility for awards; to waive or modify certain eligibility provisions for certain students in response to circumstances related to certain natural disasters and certain public health emergencies; to authorize the administering agency to waive eligibility requirements; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:5105 is hereby enacted to read as follows:

§5105. Eligibility for students impacted by Hurricane Ida

A. The legislature finds that due to the effects of Hurricane Ida, it is in the best interest of the people of the state that initial and continuing eligibility requirements established in Part I of this Chapter for awards pursuant to the Taylor Opportunity Program for Students be modified as provided by this Section.

B. Provisions of this Chapter that provide for initial eligibility are modified or waived as more fully specified in this Subsection:

(1) Notwithstanding the provisions of R.S. 17:5062, the deadline for taking the ACT or SAT for students graduating from high school in 2021 is December 31, 2021. The administering agency may provide an exception to this deadline if the student provides documentation that he was registered for a test that was canceled due to Hurricane Ida and was unable to schedule a test before the deadline due to circumstances beyond his control as determined by the administering agency. The administering agency shall not reduce the time...
period of eligibility for the award, as set forth in R.S. 17:5002, of an applicant
who qualifies for an award pursuant to the authority granted by this
Paragraph. The initial award or upgraded award shall be paid for the first time
beginning with the semester during which the qualifying score was achieved.

(2) A student who is certified by his principal to have graduated during
the 2021-2022 school year from an eligible out-of-state high school shall not be
required to have a higher minimum composite score on the ACT than required
by R.S. 17:5024 for a student who graduates from an eligible Louisiana high
school.

(3) The requirement that a student complete a core curriculum shall be
waived upon proper documentation by his principal that failure to comply is
due solely to the fact that required courses were not available to the student at
the school attended.

(4)(a) A dependent or independent student shall be deemed to meet
program residency requirements if he actually resided in Louisiana during his
entire eleventh grade year and was enrolled for such time in an eligible
Louisiana high school or, for a dependent student, if he has a parent or
court-ordered custodian who actually resided in an affected parish for at least
the twelve months prior to August 27, 2021.

(b) A parent or court-ordered custodian of a dependent student who is
eligible for a program award pursuant to the provisions of R.S. 17:5029, relative
to students who graduate from certain out-of-state high schools and who was
displaced as a resident from an affected parish shall be deemed to meet
residency requirements if the parent or court-ordered custodian actually
resided in Louisiana for at least the twelve months prior to August 27, 2021.

(5) A student who during the 2021-2022 school year successfully
completes at the twelfth grade level a home study program approved by the
State Board of Elementary and Secondary Education, referred to in this
Subsection as the "state board", shall be eligible for a program award by
complying with the provisions of R.S. 17:5029 relative to certain home study
students. In such case, the requirement that the student, if ever enrolled in an
eligible Louisiana high school, begin the program no later than the end of the
tenth grade is waived.

(6) The provisions of Paragraphs (2) through (5) of this Subsection shall
apply only to a student who on August 27, 2021, was enrolled in a public or
nonpublic high school that is located in an affected parish and that has the
approval required by Part I of this Chapter for program eligibility purposes or
who resided in such a parish and was enrolled in a home study program
approved by the state board.

C.(1) Provisions of this Chapter relative to continuing eligibility are
modified or waived with respect to the 2021-2022 academic year as more fully
specified in this Subsection:

(a) The provisions of R.S. 17:5041 and 5042 requiring a student to make
steady academic progress and achieve a certain cumulative grade point average
are waived.

(b) For a student whose program award is suspended due to a low grade
point average or failure to make steady academic progress, the time periods
provided in Part I of this Chapter for him to meet such requirements before
losing eligibility shall be extended by one semester for each semester that he is
unable to enroll or complete.

(c) The provisions of R.S. 17:5043 providing that a student's eligibility
shall be reduced by a semester for each semester that he is enrolled in an
out-of-state college or university are waived.

(2) The provisions of this Subsection shall apply only to a person who, on
August 27, 2021, was eligible for or had a program award and who meets either
of the following criteria:

(a) His home of record was in an affected parish. For purposes of this
Subparagraph, "home of record" means the domiciliary address of a dependent
student's parent or court-ordered custodian or an independent student's
domiciliary address.
(b) He was enrolled in an eligible college or university in an affected parish.

(3) Notwithstanding the provisions of Paragraph (2), this Subsection shall also apply to a student who, on August 27, 2021, was a member of the Louisiana National Guard called to active duty to assist in the preparation for and response to Hurricane Ida.

D. For purposes of this Section, "affected parish" means Jefferson, Lafourche, Livingston, Plaquemines, St. Charles, St. Helena, St. James, St. John the Baptist, Tangipahoa, or Terrebonne.

E.(1) The administering agency may waive any provision of Part I of this Chapter that imposes a program eligibility requirement that a student cannot comply with if it determines that the failure to comply is, more likely than not, due solely to the effects of Hurricane Ida.

(2) The administering agency may waive any provision of Part I of this Chapter that imposes a program eligibility requirement that a student cannot comply with if it determines that the failure to comply is, more likely than not, due solely to the effects of any gubernatorially declared disaster or emergency. The authority granted by this Paragraph shall apply only to the 2021-2022 academic year.

(3) In addition to the provisions of the Administrative Procedure Act relative to legislative oversight, the Joint Legislative Committee on the Budget shall have oversight and approval authority over any rule proposed for adoption pursuant to the authority granted by this Subsection.

F. The administering agency may adopt any rule, policy, or guideline necessary to implement the provisions of this Section and shall disseminate information regarding program changes pursuant to the provisions of this Section in the most timely manner possible.

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

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: ____________