
DIGEST

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HB 452 Original

2025 Regular Session

Carpenter

Abstract: Provides that when a charter school's governing body is reconstituted under certain circumstances, a member of the governing body shall not also serve in a public office.

Present law provides for charter school revision and renewal. Provides that once approved, a charter is valid for an initial period of five years contingent upon results of a review conducted on the fourth year. Provides for additional renewal periods. Provides that a charter may be amended by its chartering authority. Further provides that a charter may be revoked under certain circumstances. Proposed law retains present law.

Present law provides as an alternative to revocation that the chartering authority may reconstitute the governing body of the charter holder if the authority determines the governing body has done one of the following:

- (1) Committed a material and uncorrected violation of applicable present law relative to the finances of the school or the health, safety, or welfare of the students enrolled at the school.
- (2) Failed to satisfy accountability provisions prescribed by the charter or the chartering authority.
- (3) Failed to meet generally accepted accounting standards of fiscal management.
- (4) Committed material violations of the bylaws of the organization or nonprofit laws of the state.
- (5) Is imminently insolvent as determined by the chartering authority.

Proposed law retains present law.

Present law provides that the action taken, after a public hearing, by the chartering authority pursuant to present law shall be based on the best interest of the school's students, the severity of the violation, any previous violation that the school has committed, and the accreditation status of the school. Proposed law retains present law.

Proposed law provides that a member of the governing body of a charter holder that has been reconstituted pursuant to present law shall not also serve in a public office as defined in present law (R.S. 42:1).

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

(Adds R.S. 17:3992(D)(3))