

Regular Session, 2013

HOUSE BILL NO. 539

BY REPRESENTATIVE HARRIS

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

PUBLIC LANDS/SCHOOLS: Authorizes the Avoyelles Parish School Board to exchange certain sixteenth section lands

1 AN ACT

2 To enact R.S. 41:906 and to repeal R.S. 41:906 effective August 1, 2015, relative to the
3 exchange of school lands; to authorize Avoyelles Parish School Board to exchange
4 certain school lands; to provide procedures for such exchange; to provide for the land
5 description and the reservation of mineral rights; to provide for termination of such
6 authority; to provide for effectiveness; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 41:906 is hereby enacted to read as follows:

9 §906. Avoyelles Parish School Board; exchange of school lands; procedures;
10 description

11 A. Notwithstanding any other law to the contrary, if the Avoyelles Parish
12 School Board, on behalf of the state of Louisiana, determines that any school lands,
13 including but not limited to sixteenth section lands, school indemnity lands, or other
14 immovable property located in Avoyelles Parish and as more specifically described
15 in any agreements entered into and documents executed by the Avoyelles Parish
16 School Board, are no longer needed for school purposes and that the best interest of
17 the Avoyelles Parish school system would be served by the exchange of such land
18 for other land of at least comparable value, the school board may exchange such land
19 for other land in Avoyelles Parish in accordance with the procedures set forth in this
20 Section.

1 B. The Avoyelles Parish School Board shall obtain an appraisal of the lands
2 to be exchanged from a certified, licensed appraiser and such appraisal shall be
3 available for public inspection.

4 C. The land to be received by the Avoyelles Parish School Board shall be of
5 equal or greater value than the land that the Avoyelles Parish School Board is to
6 relinquish or exchange.

7 D. The Avoyelles Parish School Board shall reserve to the state all of the
8 mineral rights and minerals in accordance with law. The other party in an exchange
9 may reserve its mineral rights and minerals subject to the terms of any agreement
10 entered into with the school board.

11 E. The provisions of this Section shall be applicable but shall not be limited
12 to exchanges of part or all of Section 16, Township 2 North, Range 6 East of
13 Avoyelles Parish, as well as any other Section 16 lands situated within Avoyelles
14 Parish.

15 F. The authority granted by this Section to the Avoyelles Parish School
16 Board shall terminate on August 1, 2015.

17 Section 2. R.S. 41:906 is hereby repealed in its entirety.

18 Section 3.(A) The provisions of Section 1 of this Act shall become effective upon
19 signature of this Act by the governor or, if not signed by the governor, upon expiration of
20 the time for bills to become law without signature by the governor, as provided by Article
21 III, Section 18 of the Constitution of Louisiana. If this Act is vetoed by the governor and
22 subsequently approved by the legislature, Section 1 of this Act shall become effective on the
23 day following such approval.

24 (B) The provisions of Section 2 of this Act shall become effective on August
25 1, 2015.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Harris

HB No. 539

Abstract: Authorizes the exchange of 16th section and other land by the Avoyelles Parish School Board and provides for the reservation of mineral rights by the state.

Proposed law authorizes the Avoyelles Parish School Board to exchange any school lands, including 16th section lands, indemnity lands, or other immovable property for other land in Avoyelles Parish. Requires the school board to obtain an appraisal of the lands and requires that such appraisal be available for public inspection. Requires that the land to be received by the school board be of equal or greater value than the exchanged land. Provides that the school board shall reserve all mineral rights to the state. Proposed law authority terminates on Aug. 1, 2015.

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

(Adds R.S. 41:906; Repeals R.S. 41:906-effective Aug. 1, 2015)

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Adds that proposed law authority shall terminate on Aug. 1, 2015.
2. Repeals proposed law effective Aug. 1, 2015.