

Regular Session, 2014

SENATE BILL NO. 666

BY SENATOR CORTEZ

FUNDS/FUNDING. Provides relative to charter school funding. (7/1/14)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17

AN ACT

To amend and reenact R.S. 17:3995(A)(1)(b)(ii), to enact R.S. 17:3995(A)(1)(d), and to repeal R.S. 17:3995(A)(1)(c), relative to charter school funding; to provide relative to the use of certain local revenues for computing and allocating the per pupil amount provided to all charter schools; to provide exceptions; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:3995(A)(1)(b)(ii) is hereby amended and reenacted, and R.S. 17:3995(A)(1)(d) is hereby enacted to read as follows:

§3995. Charter school funding

A.(1) For the purpose of funding, a Type 1, Type 3, Type 3B, and Type 4 charter school shall be considered an approved public school of the local school board entering into the charter agreement and shall receive a per pupil amount each year from the local school board based on the October first membership count of the charter school. Type 1B and Type 2 charter schools shall receive a per pupil amount each year authorized by the state board each year as provided in the minimum foundation program approved formula. The per pupil amount provided to a Type 1,

1 1B, 2, 3, 3B, or 4 charter school shall be computed annually and shall be equal to no  
2 less than the per pupil amount received by the school district in which the charter  
3 school is located from the following sources based on the district's October first  
4 membership count:

5 \* \* \*

6 (b)(i) Local revenues received during the prior year by the school district  
7 from the following sources:

8 \* \* \*

9 (ii) For the purposes of this Subparagraph, local revenues shall exclude any  
10 portion which has been specifically dedicated by the legislature or by voter approval  
11 to capital outlay, ~~or debt service,~~ **teacher and school employee salaries and**  
12 **benefits, or the expenses of maintaining and repairing schools.**

13 \* \* \*

14 **(d) The amount of the per pupil allocation for all charter schools shall**  
15 **be reduced by an amount equal to the proportionate amount the local school**  
16 **board is required to contribute to the Teachers' Retirement System of Louisiana**  
17 **from the minimum foundation program for its share of the unfunded accrued**  
18 **liability of Teachers' Retirement System of Louisiana. The amount of the**  
19 **reduction to the per pupil allocation shall be transferred to the Teachers'**  
20 **Retirement System of Louisiana for payment towards the unfunded accrued**  
21 **liability.**

22 \* \* \*

23 Section 2. R.S. 17:3995(A)(1)(c) is hereby repealed.

24 Section 3. The provisions of this Act shall become effective on July 1, 2014; if  
25 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
26 effective on July 1, 2014, or on the day following such approval by the legislature,  
27 whichever is later.

---

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Martha S. Hess.

---

## DIGEST

Cortez (SB 666)

Present law provides that for the purpose of funding, a Type 1, Type 3, Type 3B, and Type 4 charter school shall be considered an approved public school of the local school board entering into the charter agreement and shall receive a per pupil amount each year from the local school board based on the October first membership count of the charter school. The per pupil amount provided to a Type 1, 1B, 2, 3, 3B, or 4 charter school shall be computed annually and shall be equal to no less than the per pupil amount received by the school district in which the charter school is located from the following sources based on the district's October first membership count:

- (1) The state-funded per pupil allocation received by the district pursuant to the most recent legislatively approved minimum foundation program formula resolution.
- (2) Local revenues received during the prior year by the school district from the following sources:
  - (a) Sales and use taxes, less any collection fee paid by the school district.
  - (b) Ad valorem taxes, less any collection fee paid by the school district.
  - (c) Earnings from sixteenth section lands owned by the school district.

Present law provides that local revenues shall exclude any portion which has been specifically dedicated by the legislature or by voter approval to capital outlay or debt service.

Proposed law retains present law but adds to the list of exclusions from local revenues any portion which has been specifically dedicated by the legislature or by voter approval to teacher and school employee salaries and benefits or the expenses of maintaining and repairing schools.

Present law provides that the exclusion from local revenues for any portion which has been specifically dedicated by the legislature or by voter approval to capital outlay or debt service, shall be applicable only to a charter school housed in a facility or facilities provided by the district in which the charter school is located.

Proposed law repeals present law.

Proposed law provides that the amount of the per pupil allocation for all charter schools shall be reduced by an amount equal to the proportionate amount the local school board is required to contribute to the Teachers' Retirement System of Louisiana from the minimum foundation program for its share of the unfunded accrued liability of Teachers' Retirement System of Louisiana. The amount of the reduction to the per pupil allocation shall be transferred to the Teachers' Retirement System of Louisiana for payment towards the unfunded accrued liability.

Effective July 1, 2014.

(Amends R.S. 17:3995(A)(1)(b)(ii); adds R.S. 17:3995(A)(1)(d); repeals R.S. 17:3995(A)(1)(c))