

2015 Regular Session

HOUSE BILL NO. 96

BY REPRESENTATIVE SHADOIN

PUBLIC LANDS/SCHOOLS: Authorizes the Union Parish School Board to exchange property

1 AN ACT

2 To enact R.S. 41:909, relative to property of the Union Parish School Board; to authorize the  
3 school board to exchange unused land, excluding sixteenth section land; to provide  
4 for limitations and procedures; and to provide for related matters.

5 Notice of intention to introduce this Act has been published  
6 as provided by Article III, Section 13 of the Constitution of  
7 Louisiana.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 41:909 is hereby enacted to read as follows:

10 §909. Union Parish School Board; exchange of unused land

11 A. If the Union Parish School Board determines that a parcel of its property  
12 in Union Parish, not including sixteenth section land, is no longer needed for school  
13 purposes and that the best interest of the public school system would be served by  
14 the exchange of such land for other land of comparable value, the school board may  
15 exchange such land for other land in Union Parish in accordance with the procedures  
16 set forth in this Section.

17 B. The Union Parish School Board shall hold a public hearing to receive  
18 public comment concerning the exchange of such lands. Prior to the public hearing,  
19 the school board shall obtain an appraisal from a certified appraiser of the land being

1 considered for exchange, and such appraisal shall be available for public inspection  
2 at the hearing.

3 C. The school board shall provide notice of the public hearing and notice of  
4 its intent to consider the exchange of land as well as a brief description of both  
5 parcels of land by advertisement in its official journal on at least three separate days  
6 at least thirty days prior to the date on which the hearing is to be held.

7 D. After such hearing and after giving due consideration to any public  
8 comment, the school board may, at a regularly scheduled meeting, authorize the  
9 advertised exchange if a majority of the elected membership of the school board  
10 determines that the exchange is for a valid purpose and is in the best interest of the  
11 school board and that the lands to be exchanged are of comparable value. The  
12 president of the school board shall thereafter proceed with the exchange of the land  
13 in accordance with law and upon authorization of the school board.

14 E. The powers and rights conferred by this Section shall be in addition to the  
15 powers and rights conferred by any other general or special law. This Section does  
16 and shall be construed to provide a complete and additional method for the exchange  
17 of unused school lands, not including sixteenth section lands, by the school board.  
18 No proceeding, notice, or approval shall be required for the exchange of such land  
19 by the school board except as provided by this Section. The provisions of this  
20 Section shall be liberally construed to accomplish its purposes.

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

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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)]

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HB 96 Original

2015 Regular Session

Shadoin

**Abstract:** Authorizes the Union Parish School Board to exchange unused school land, not including sixteenth section land, for other land in Union Parish.

Proposed law authorizes the Union Parish School Board to exchange unused school land in Union Parish, not including sixteenth section land, for other land in Union Parish. Relative to such an exchange, proposed law:

- (1) Requires the school board to hold a public hearing prior to the exchange and provides relative to the notice regarding such hearing.
- (2) Requires an appraisal of the land to be exchanged.
- (3) Authorizes the approval of the exchange if a majority of the elected membership of the school board determines that the exchange is for a valid purpose and is in the best interest of the school board and that the lands to be exchanged are of comparable value.

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

(Adds R.S. 41:909)