

ACT No. 136

2017 Regular Session

HOUSE BILL NO. 130

BY REPRESENTATIVE DEVILLIER AND SENATOR WALSWORTH

1 AN ACT

2 To amend and reenact R.S. 17:3882(4) through (7), 3902(B)(5), 3991(B)(1)(a)(i) and (b)(i),
3 and 3997(D)(2), to enact R.S. 17:3882(8) and 3973(4), and to repeal R.S. 17:3973(1),
4 relative to students; to provide that economically disadvantaged students shall be
5 included as a factor in determining teacher evaluations and requirements for
6 enrollment of at-risk students in certain charter schools; to remove references to
7 students eligible for free and reduced price meals as factors used in such teacher
8 evaluations and charter school enrollment requirements; and to provide for related
9 matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 17:3882(4) through (7), 3902(B)(5), 3991(B)(1)(a)(i) and (b)(i), and
12 3997(D)(2) are hereby amended and reenacted and R.S. 17:3882(8) and 3973(4) are hereby
13 enacted to read as follows:

14 §3882. Definitions.

15 For the purposes of this Part, the following definitions shall apply:

16 * * *

17 (4) "Economic disadvantage" means any one of the following characteristics
18 of a student:

19 (a) Is eligible for Louisiana's food assistance program for low-income
20 families.

21 (b) Is eligible for Louisiana's disaster food assistance program.

1 board, shall be a factor in determining evidence of student growth for grade levels
 2 and subjects for which value-added data is available and shall comprise thirty-five
 3 percent of the overall evaluation. For grade levels and subjects for which value-
 4 added data is not available and for personnel for whom value-added data is not
 5 available, the board shall establish measures of student growth. The model shall take
 6 into account important student factors, including but not limited to special education,
 7 ~~eligibility for free or reduced price meals~~ economic disadvantage, ~~student~~
 8 attendance, and ~~student~~ discipline. However, neither the value-added model nor the
 9 measures of student growth for grade levels and subjects for which value-added data
 10 are not available shall, in any given year, include a test score or data of a student who
 11 has ten or more unexcused absences in any school semester in that year. The ~~state~~
 12 board shall develop and adopt a policy to invalidate such student growth data for any
 13 teacher for any school year in which there is a natural disaster or any other
 14 unexpected event that results in the temporary closure of the school.

* * *

§3973. Definitions

As used in this Chapter, the following words, terms, and phrases shall have the meanings ascribed to them in this Section except when the context clearly indicates a different meaning:

* * *

(4) "Economically disadvantaged" means any one of the following characteristics of a student:

(a) Is eligible for Louisiana's food assistance program for low-income families.

(b) Is eligible for Louisiana's disaster food assistance program.

(c) Is eligible for Louisiana's program for assistance to needy families with children to assist parents in becoming self-sufficient.

(d) Is eligible for Louisiana's healthcare program for families and individuals with limited financial resources.

(e) Is eligible for reduced price meals based on the latest available data.

1 disadvantaged and students with exceptionalities percentage for the ~~city or parish~~
2 ~~school system~~ local public school district shall remain fixed during the term of the
3 approved charter at the percentage which existed during the school year that the
4 charter proposal was approved, ~~unless otherwise specified in the charter that the~~
5 ~~charter school will reflect the current year's at-risk percentage.~~ or renewed.

6 * * *

7 (b)(i) That for ~~Type 2~~ charter schools created as a result of a conversion;
8 ~~Type 3 and Type 4~~ charter schools, during or prior to the 2011-2012 school year, the
9 percentage of the total number of ~~pupils~~ students enrolled in the charter school based
10 on the October first ~~pupil~~ student membership who are ~~at-risk~~, ~~in the manner~~
11 ~~provided in R.S. 17:3973(1)(a) and (c)~~, economically disadvantaged and students
12 with exceptionalities as defined in R.S. 17:1942, not including gifted and talented,
13 unless otherwise agreed to as part of the charter agreement, by the chartering
14 authority, shall be equal to not less than the percentage of the total of ~~pupils~~ students
15 enrolled in the school in the school year prior to the establishment of the charter
16 school that who were ~~eligible to participate in the federal free and reduced cost lunch~~
17 ~~program~~ economically disadvantaged, and shall be equal to not less than the
18 percentage of the total of ~~pupils~~ students enrolled in the school in the school year
19 prior to the establishment of the charter school who were identified as a student with
20 an exceptionality as defined in R.S. 17:1942, not including gifted and talented.

21 * * *

22 §3997. Charter school employees

23 * * *

24 D.

25 * * *

26 (2) Fifty percent of each teacher and administrator evaluation conducted
27 pursuant to Paragraph (1) of this Subsection shall be based on evidence of growth in
28 student achievement as determined by the state board. Data derived from a value-
29 added assessment model, as determined by the state board, shall be a factor in
30 determining evidence of student growth for grade levels and subjects for which

1 value-added data is available and shall comprise thirty-five percent of the overall
 2 evaluation. For grade levels and subjects for which value-added data is not
 3 available, the state board shall establish measures of student growth. The model
 4 shall take into account important student factors, including but not limited to special
 5 education, ~~eligibility for free or reduced price meals~~ economic disadvantage, student
 6 attendance, and ~~student~~ discipline. The state board shall develop and adopt a policy
 7 to invalidate such student growth data for any teacher for any school year in which
 8 there is a natural disaster or any other unexpected event that results in the temporary
 9 closure of the school.

* * *

Section 2. R.S. 17:3973(1) is hereby repealed in its entirety.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____