

ACT No. 374

2022 Regular Session

HOUSE BILL NO. 133

BY REPRESENTATIVE HARRIS

1 AN ACT

2 To amend and reenact R.S. 17:7(2)(d) and (f)(ii), (6)(a)(ii) and (b)(i)(bb) and (ii), and (8),
3 7.2(C), 7.5(A), 10.7.1(E)(1) and (H)(4)(b), 24.1(B) and (D)(1), 24.9(B)(8),
4 25.1(A)(1) and (2), (B)(1) and (2), (C), and (E)(1), 64(A)(3), 105.1(D), 151.3(C)(3),
5 203(introductory paragraph), 221(A)(1)(b) and (B)(1)(b), 222(C)(1),
6 372(introductory paragraph), 391.2(introductory paragraph), 392.1(C)(3), 395(A),
7 396(introductory paragraph) and (1), 407.1(introductory paragraph), 407.33,
8 407.62(introductory paragraph), 407.82(introductory paragraph),
9 407.91(introductory paragraph), 409.2(introductory paragraph), 416(A)(1)(c)(iii)(II),
10 (B)(1)(a), (C)(1) and (2)(d)(ii), (H)(1), and (K), 419.2(D), 434(A), 441(introductory
11 paragraph), 540(introductory paragraph), 1233(introductory paragraph),
12 1519.1(introductory paragraph), 1672, 1673, 1942, 1943(A) and (C), 1944(D),
13 1945.2(B), 1946(A), 1947(C), 1962(introductory paragraph) and (1),
14 1970.2(introductory paragraph), 1970.22(introductory paragraph), 1970.24(B)(1),
15 1972(introductory paragraph), 1982(introductory paragraph), 1987(C),
16 1989.2(introductory paragraph), 1990(B)(1)(b) and (C)(1)(a) and
17 (2)(a)(i)(introductory paragraph) and (ii), 1991(A)(introductory paragraph),
18 2803(introductory paragraph) and (1), 2925(A)(6), 2942, 2990.2, 3002, 3005(G),
19 3047.6(A)(1)(c), 3047.7(C), 3050.11(C)(1)(b) and (c), 3052, 3082(introductory
20 paragraph), 3092(introductory paragraph), 3100.2(introductory paragraph),
21 3102(introductory paragraph), 3129.9(A)(introductory paragraph),
22 3140.1(introductory paragraph), 3162(C)(8), 3165.2(B), 3202(introductory
23 paragraph), 3394.2(introductory paragraph), 3399.12(introductory paragraph),
24 3399.15(A), 3399.21(introductory paragraph), 3399.31(introductory paragraph),

1 3602(introductory paragraph), 3702(introductory paragraph), 3772(introductory
 2 paragraph) and (2), 3801(D), 3822(introductory paragraph), 3831(introductory
 3 paragraph), 3873(introductory paragraph), 3882(introductory paragraph),
 4 3973(introductory paragraph), 4002.3(introductory paragraph), 4013(introductory
 5 paragraph), 4036.1(D)(1), and 4041(introductory paragraph), to enact R.S.
 6 17:2351(introductory paragraph), and to repeal R.S. 17:7(2)(b) and (32), 7.5(B),
 7 10.7.1(H)(6), 24.4(F)(5), 393, 407.23(C)(3), and 1970.24(E)(1)(o)(ii), relative to
 8 providing technical corrections for Title 17 of the Louisiana Revised Statutes of
 9 1950; to provide for technical corrections; to provide for standardization of language;
 10 to remove obsolete reporting requirements; and to provide for related matters.

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 17:7(2)(d) and (f)(ii), (6)(a)(ii) and (b)(i)(bb) and (ii), and (8), 7.2(C),
 13 7.5(A), 10.7.1(E)(1) and (H)(4)(b), 24.1(B) and (D)(1), 24.9(B)(8), 25.1(A)(1) and (2),
 14 (B)(1) and (2), (C), and (E)(1), 64(A)(3), 105.1(D), 151.3(C)(3), 203(introductory
 15 paragraph), 221(A)(1)(b) and (B)(1)(b), 222(C)(1), 372(introductory paragraph),
 16 391.2(introductory paragraph), 392.1(C)(3), 395(A), 396(introductory paragraph) and (1),
 17 407.1(introductory paragraph), 407.33, 407.62(introductory paragraph), 407.82(introductory
 18 paragraph), 407.91(introductory paragraph), 409.2(introductory paragraph),
 19 416(A)(1)(c)(iii)(II), (B)(1)(a), (C)(1) and (2)(d)(ii), (H)(1), and (K), 419.2(D), 434(A),
 20 441(introductory paragraph), 540(introductory paragraph), 1233(introductory paragraph),
 21 1519.1(introductory paragraph), 1672, 1673, 1942, 1943(A) and (C), 1944(D), 1945.2(B),
 22 1946(A), 1947(C), 1962(introductory paragraph) and (1), 1970.2(introductory paragraph),
 23 1970.22(introductory paragraph), 1970.24(B)(1), 1972(introductory paragraph),
 24 1982(introductory paragraph), 1987(C), 1989.2(introductory paragraph), 1990(B)(1)(b) and
 25 (C)(1)(a) and (2)(a)(i)(introductory paragraph) and (ii), 1991(A)(introductory paragraph),
 26 2803(introductory paragraph) and (1), 2925(A)(6), 2942, 2990.2, 3002, 3005(G),
 27 3047.6(A)(1)(c), 3047.7(C), 3050.11(C)(1)(b) and (c), 3052, 3082(introductory paragraph),
 28 3092(introductory paragraph), 3100.2(introductory paragraph), 3102(introductory
 29 paragraph), 3129.9(A)(introductory paragraph), 3140.1(introductory paragraph), 3162(C)(8),
 30 3165.2(B), 3202(introductory paragraph), 3394.2(introductory paragraph),

1 3399.12(introductory paragraph), 3399.15(A), 3399.21(introductory paragraph),
 2 3399.31(introductory paragraph), 3602(introductory paragraph), 3702(introductory
 3 paragraph), 3772(introductory paragraph) and (2), 3801(D), 3822(introductory paragraph),
 4 3831(introductory paragraph), 3873(introductory paragraph), 3882(introductory paragraph),
 5 3973(introductory paragraph), 4002.3(introductory paragraph), 4013(introductory
 6 paragraph), 4036.1(D)(1), and 4041(introductory paragraph) are hereby amended and
 7 reenacted and R.S. 17:2351(introductory paragraph) is hereby enacted to read as follows:

8 §7. Duties, functions, and responsibilities of board

9 In addition to the authorities granted by R.S. 17:6 and any powers, duties, and
 10 responsibilities vested by any other applicable laws, the board shall:

11 * * *

12 (2)

13 * * *

14 (d) The State Board of Elementary and Secondary Education shall establish
 15 within the Department of Education, office of management and finance, a program
 16 of fiscal accountability for purposes of providing an audit, evaluation, and a
 17 computerization of the data submitted by local school systems and used in the
 18 determination of the cost of the ~~Minimum Foundation Program~~ minimum foundation
 19 program for public elementary and secondary education and in the equitable
 20 distribution of funds provided for the ~~Minimum Foundation Program~~ minimum
 21 foundation program for public elementary and secondary education. The board shall
 22 annually report, not later than March fifteenth, the findings of the audit and
 23 evaluation, with recommendations for improvement, to the committees on education
 24 of the House of Representatives and the Senate. The audit and evaluation shall
 25 consider the minimum performance standards established by the legislature, the State
 26 Board of Elementary and Secondary Education, and the state Department of
 27 Education.

28 * * *

29 (f)

30 * * *

1 (ii) ~~Beginning with the 2009-2010 school year and continuing thereafter, the~~
 2 The State Board of Elementary and Secondary Education shall offer guidance and
 3 technical assistance to each city, parish, or other local public school board in making
 4 strategic fiscal decisions that promote improved student achievement. Such
 5 guidance and technical assistance shall include but not be limited to the identification
 6 of best practices in school finance that promote efficiency, economies of scale, and
 7 the use of comparative data to improve spending and educational outcomes.

* * *

9 (6)(a)

* * *

11 (ii) Additionally, whenever there is a qualification or condition established
 12 by law or board policy, or both, that a teacher holding a regular teacher certificate
 13 which is valid for three years ~~must~~ shall comply with, in order for the teacher to be
 14 issued a permanent regular teacher certificate, and it is not possible for a teacher at
 15 a nonpublic school to comply with such qualification or condition due to the teacher
 16 being employed at a nonpublic school, the board shall establish, ~~effective for the~~
 17 ~~1998-1999 school year and thereafter~~, an alternative method or process by which the
 18 nonpublic school teacher may meet such qualification or condition. A teacher
 19 employed in a nonpublic school who meets the qualifications or conditions pursuant
 20 to the alternative method or process established pursuant to this Item shall be issued
 21 a permanent regular teacher certificate which shall be valid for all purposes in this
 22 state and under all the same conditions as if it had been issued to a teacher who
 23 complied with the qualifications or conditions as otherwise established by law or
 24 board policy. Prior to establishing an alternative method or process, the board shall
 25 direct the nonpublic school commission to formulate, develop, and recommend to
 26 the board the alternative method or process by which the nonpublic school teacher
 27 may meet the qualification or condition and the method or process established by the
 28 board shall be consistent with the recommendations of the nonpublic school
 29 commission.

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(b)(i)

* * *

(bb) ~~On and after September 15, 1981, any~~ Any person certified to teach in another state who applies for certification to teach in the public schools of Louisiana shall be required to pass satisfactorily the examination which is administered in accordance with the provisions of this Paragraph as a prerequisite to the granting of such certification. However, a teacher certified in another state who meets all other requirements for a Louisiana certificate granted to out-of-state graduates except for the provisions of this Item shall be granted a three-year nonrenewable provisional certificate to be used while ~~said~~ the teacher completes the requirements set forth in this Paragraph.

* * *

(ii) The state superintendent of education shall administer the aforementioned policy of the board. In such administration of the policy, the superintendent shall choose the appropriate testing instrument, shall conduct all necessary research to validate the applicability of the instrument to teacher education programs within the state of Louisiana, and shall conduct all necessary research to determine the level at which the examination is satisfactorily completed. During the conduct of the research and in the preparation of the testing instrument, the superintendent shall meet with and consider the suggestions of individual classroom teachers, representatives of teacher organizations, deans of education of the public colleges and universities of the state, and representatives of each of the governing boards for higher education.

* * *

(8) Except as otherwise provided by law, approve ~~non-public~~ nonpublic schools in accordance with the provisions of R.S. 17:11 and any other applicable law.

* * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 §7.2. Approved teacher education programs

2 * * *

3 C. In adopting requirements for approval of teacher education programs
4 pursuant to this Section the board shall provide that such requirements shall not be
5 applicable to students enrolled in an approved teacher education program in
6 Louisiana on the effective date of this Section, unless the board finds that any such
7 requirement can be made applicable without undue hardship to the student. The
8 board shall provide that requirements adopted pursuant to Paragraphs ~~(4) and (5)~~ of
9 (A)(4) and (5) ~~Subsection A~~ of this Section shall not be applicable to students
10 enrolled in an approved teacher education program in Louisiana on the effective date
11 of such Paragraphs, unless the board finds that any such requirement can be made
12 applicable without undue hardship to the student.

13 * * *

14 §7.5. Alternative educational programs of instruction; submission of plans; board
15 approval; program monitoring

16 A. The state Department of Education, in collaboration with other
17 appropriate state agencies, shall establish guidelines, with the approval of the State
18 Board of Elementary and Secondary Education, for alternative educational programs
19 of instruction for at-risk public middle and high school students in grades six through
20 twelve. The state Department of Education shall provide for the definition of ~~said~~
21 at-risk students with the approval of the board.

22 * * *

23 §10.7.1. Return of certain schools from the Recovery School District to the
24 transferring school system; timeline; conditions; funding

25 * * *

26 E. Notwithstanding any law to the contrary, in order to support and protect
27 the interests and rights of the children it serves, the local school board:

28 (1) Shall adopt a policy that establishes a process to determine the
29 district-level funding allocation to be effective beginning July 1, 2017, and as revised
30 in subsequent years as appropriate, based upon student characteristics or needs, as

1 determined by the local school board, to distribute the total amount of minimum
 2 foundation program formula funds allocated to the local school board and to Type
 3 1, ~~HB~~, 3, 3B, 4, and 5 charter schools that are located within the geographic
 4 boundaries of the local school system.

5 * * *

6 H.

7 * * *

8 (4) The local school superintendent shall submit the plan to the local school
 9 board for approval by September 1, 2016. The plan shall include:

10 * * *

11 (b) An implementation ~~time line~~ timeline that shall include a detailed list of
 12 tasks and benchmarks that are appropriately sequenced to efficiently facilitate the
 13 transfer of such functions and related funding from the Recovery School District
 14 with respect to the return of schools to the local school system.

15 * * *

16 §24.1. State Department of Education; in-service training programs

17 * * *

18 B. The purpose of such program shall be to establish guidelines for in-
 19 service teacher educational programs for all teachers in the public schools and to
 20 provide technical assistance to local school systems in developing such programs.
 21 The plans for these in-service programs shall be such as to provide effective and
 22 sequential training in professional or subject matter areas appropriate to each level
 23 of teaching. The state Department of Education shall prepare, with the advice of a
 24 representative group of classroom teachers, suggested guidelines for the
 25 administration and content of the in-service training programs of professional
 26 improvement. These guidelines shall be revised from time to time as the
 27 ~~Superintendent of Education for Public Elementary and Secondary Education~~ state
 28 superintendent of education considers necessary or desirable, and shall be made
 29 available to each parish or city school board. The department shall also have
 30 authority to approve or disapprove programs as provided in this Section. The

1 §25.1. Minimum foundation program; date for payments

2 A. As used in this Section, the following words and phrases shall have the
3 following meanings unless the context otherwise requires:

4 (1) "Department" means the state Department of Education acting through
5 the superintendent or his designee.

6 (2) "Schedule notice" means a notice sent by the department by registered
7 or certified mail to each affected parish and city school board describing a
8 disbursement schedule for the amounts payable annually to the board under the
9 ~~Minimum Foundation Program~~ minimum foundation program pursuant to this
10 Section.

11 * * *

12 B.(1) The department shall transmit to each parish and city school board not
13 later than the twenty-fifth day of each month, one-twelfth of the amount payable
14 annually to the board under the ~~Minimum Foundation Program~~ minimum foundation
15 program, unless the department mails a schedule notice to each parish and city
16 school board on or before May † first of each year which contains such information
17 as is required to inform such boards that a disbursement schedule of the amount
18 payable annually to the board under the ~~Minimum Foundation Program~~ minimum
19 foundation program will be implemented pursuant to this Section. ~~However, for~~
20 ~~fiscal year 1988-1989, the schedule notice shall be mailed on or before the end of the~~
21 ~~regular legislative session from a schedule provided by the Division of~~
22 ~~Administration, Appropriation's Control or the state treasurer.~~

23 (2) Notice and implementation of a disbursement schedule pursuant to this
24 Section shall by its terms in no way reduce the aggregate annual ~~Minimum~~
25 ~~Foundation Program~~ minimum foundation program funds payable to all parish and
26 city school boards and the annual ~~Minimum Foundation Program~~ minimum
27 foundation program funds payable to an individual parish or city school board in
28 accordance with Article VIII, Section 13(B) of the Constitution of Louisiana.

1 C. The schedule notice shall set forth the fraction or percentage of annual
 2 ~~Minimum Foundation Program~~ minimum foundation program disbursements, if any,
 3 to be transmitted each month, the latest day on which the disbursements, if any, will
 4 be transmitted, which date shall not be later than the twenty-fifth day of any month
 5 during which disbursements are scheduled to be transmitted, and such other
 6 information as the department deems necessary or convenient.

7 * * *

8 E.(1) A disbursement schedule for which the schedule notice has been given
 9 shall not be effective during the fiscal year described therein unless and until an
 10 amount in addition to the aggregate ~~Minimum Foundation Program~~ minimum
 11 foundation program formula amount shall have been included in the general
 12 appropriations act for such fiscal year sufficient to reimburse each parish and city
 13 school board for the interest expense and costs, if any, incurred as a direct result of
 14 an alternative borrowing caused by the implementation of a disbursement schedule
 15 pursuant to this Section. The aggregate interest expense and costs, if any, projected
 16 to be incurred by parish and city school boards and included in the general
 17 appropriations act shall be projected and calculated by the department and such
 18 calculation shall be conclusive.

19 * * *

20 §64. Zachary Community School Board and school system; creation; membership;
 21 qualifications; apportionment; election; powers, duties, and functions; system
 22 operation

23 A.

24 * * *

25 (3) No appropriation of state funds shall be provided to provide assistance
 26 or support with the initial establishment of the Zachary community school system.
 27 Nothing in this Paragraph shall limit the participation of the Zachary community
 28 school system in the ~~Minimum Foundation Program~~ minimum foundation program
 29 or any other appropriation applicable to other public school systems in the state.

30 * * *

1 §105.1. Transfer to schools in an adjoining school system; conditions; exceptions;
2 funding

3 * * *

4 D. In the case of the transfer of any student pursuant to this Section, the
5 adjoining school system shall notify the state Department of Education. The state
6 Department of Education shall adjust the allocation of money through the ~~Minimum~~
7 ~~Foundation Program~~ minimum foundation program formula or any other monies
8 appropriated and allocated among school systems based in any way on the number
9 of students enrolled so as to account for the transfer of the student.

10 * * *

11 §151.3. Kindergarten; establishment; entrance age; prerequisites

12 * * *

13 C.

14 * * *

15 (3) A child not able to meet the kindergarten attendance requirements as
16 provided in Paragraph (1) of this Subsection due to illness or extraordinary,
17 extenuating circumstances as determined by the city, parish, or other local public
18 school board shall be required to satisfactorily pass an academic readiness screening
19 administered by the city, parish, or other local public school board prior to the time
20 of enrollment ~~for~~ in the first grade.

21 * * *

22 §203. Definitions

23 As used in this Subpart, the following terms ~~words~~ have the following
24 meanings ~~ascribed to them~~ unless the context requires otherwise:

25 * * *

26 §221. School attendance; compulsory ages; duty of parents; excessive absences;
27 condition for driving privileges

28 A.(1)

29 * * *

1 (b) Beginning with the 2022-2023 school year, the parent or legal guardian
 2 of a child who resides in Louisiana and who is age five, by September thirtieth of the
 3 calendar year in which the school year begins, through eighteen shall send the child
 4 to a public or nonpublic school, as defined by R.S. 17:236, unless the child's parent
 5 or legal guardian opted to defer enrollment of his child in kindergarten pursuant to
 6 R.S. 17:151.3(D) or the child graduates from high school prior to his eighteenth
 7 birthday. A child below the age of five who legally enrolls in school shall also be
 8 subject to the provisions of this Subpart.

9 * * *

10 B.(1) A city, parish, or other local public school board shall grant admission
 11 or readmission to school to any person who meets all of the following criteria:

12 * * *

13 (b) Meets the eligibility requirements for school entrance pursuant to R.S.
 14 ~~17:222(A)~~. 17:221.

15 * * *

16 §222. School entrance; proof of age, race, and parentage required; exceptions

17 * * *

18 C.(1) Notwithstanding the provisions of Subsections A and B of this Section,
 19 the parish school boards in Jefferson and Orleans parishes may adopt, by rule, and
 20 enforce ages for entrance into first grade in the schools in their systems which vary
 21 from the provisions of this Section. All children admitted into school as a result of
 22 a rule adopted pursuant to this Subsection shall be counted in reports submitted for
 23 funding under the ~~Minimum Foundation Program~~ minimum foundation program and
 24 money allocated pursuant to such program shall be based on the report which
 25 includes such children.

26 * * *

1 §372. Definitions

2 As used in this Part, the following terms shall have the meaning ascribed to
3 ~~them in this Section,~~ following meanings ~~except when~~ unless the context clearly
4 indicates ~~a different meaning~~ otherwise:

5 * * *

6 §391.2. Definitions

7 As used in this Part, the following ~~words, terms, and phrases~~ shall have the
8 ~~meaning ascribed to them in this Section,~~ following meanings ~~except when~~ unless
9 the context clearly indicates ~~a different meaning~~ otherwise:

10 * * *

11 §392.1. Screening and intervention; purpose; applicability; city and parish school
12 system; duties

13 * * *

14 C. Screenings as required by this Section shall have one or more of the
15 following results:

16 * * *

17 (3) Indication of need for assistance to ameliorate the effect of a possible ~~at-~~
18 ~~risk~~ risk factor.

19 * * *

20 §395. Statement of purpose

21 A. The purpose of this Part is to provide supplemental funds for the delivery
22 of supplemental remedial instruction adapted for those eligible students in the
23 elementary and secondary schools of this state as set forth in the city and parish
24 school board pupil progression plans approved by the State Board of Elementary and
25 Secondary Education. A program of remedial education shall be put into place by
26 local parish and city parish school systems following regulations adopted by the state
27 Department of Education and approved by the state board pursuant to R.S. 17:24.4.
28 All eligible students shall be provided with appropriate remedial instruction.

29 * * *

1 §396. Definitions

2 As used in this Part, the following ~~words, terms, and phrases shall~~ have the
3 ~~meaning ascribed to them in this Section,~~ following meanings ~~except when unless~~
4 the context clearly indicates a ~~different meaning~~ otherwise:

5 (1) "Department" means the state Department of Education.

6 * * *

7 §407.1. Definitions

8 As used in this Part, the following ~~words, terms, and phrases shall~~ have the
9 ~~meanings ascribed to them in this Section as follows~~ following meanings:

10 * * *

11 §407.33. Definitions

12 ~~A.~~ As used in this Part, the following ~~definitions shall apply~~ terms have the
13 following meanings unless the context clearly ~~states~~ indicates otherwise:

14 (1) "Camp" means any place or facility operated by any institution, society,
15 agency, corporation, person or persons, or any other group which serves only
16 children five years of age or older and operates only when school is not in session
17 during the summer months or school holidays.

18 (2) "Child" means a person who has not reached age eighteen or otherwise
19 been legally emancipated.

20 (3) "Child day care center" means any place or facility operated by any
21 institution, political subdivision, society, agency, corporation, person or persons, or
22 any other group for the purpose of providing care, supervision, and guidance of
23 seven or more children, not including those related to the caregiver, unaccompanied
24 by parent or legal custodian, on a regular basis for at least twelve and one-half hours
25 in a continuous seven-day week. If a child day care center provides transportation
26 or arranges for transportation to and from the center, either directly or by contract
27 with third parties, all hours during which a child is being transported shall be
28 included in calculating the hours of operation. A child day care center that remains
29 open for more than twelve and one-half hours in a continuous seven-day week, and
30 in which no individual child remains for more than twenty-four hours in one

1 continuous stay shall be known as a full-time child day care center. A child day care
2 center that remains open after 9:00 p.m. shall meet the regulations established for
3 nighttime care.

4 (4) "Department" means the state Department of Education.

5 (5) "Early learning center" means any child day care center, Early Head Start
6 Center, Head Start Center, or stand-alone prekindergarten program not attached to
7 a school.

8 (6) "Head Start and Early Head Start Programs" mean the ~~federally-funded~~
9 federally funded early childhood care and education programs that promote and
10 teach school readiness to children ages birth to five from low-income families and
11 provide services in the areas of education, social services for families, nutrition,
12 family engagement, health and mental health, as well as providing the physical plant
13 and instructional staff members for such purposes.

14 (7) "License type" means the type of license applied for or held, which shall
15 include Type I, Type II, and Type III.

16 (8) "Related" or "relative" means a natural or adopted child or grandchild of
17 the caregiver or a child in the legal custody of the caregiver.

18 * * *

19 §407.62. Definitions

20 As used in this Part, the following ~~definitions shall apply~~ terms have the
21 following meanings unless the context clearly ~~states~~ indicates otherwise.;

22 * * *

23 §407.82. Definitions.

24 As used in this Part, the following ~~definitions shall apply~~ terms have the
25 following meanings:

26 * * *

27 §407.91. Definitions

28 As used in this Part, the following ~~definitions shall apply~~ terms have the
29 following meanings:

30 * * *

1 §409.2. Definitions

2 ~~For the purposes of~~ As used in this Subpart, the following terms have the
3 following meanings:

4 * * *

5 §416. Discipline of students; suspension; expulsion

6 A.(1)

7 * * *

8 (c)

9 * * *

10 (iii) A student in kindergarten through grade five removed from a class
11 pursuant to this Subparagraph shall not be permitted to return to the class for at least
12 thirty minutes unless agreed to by the teacher initiating the disciplinary action. A
13 student in grades six through twelve removed from a class pursuant to this
14 Subparagraph shall not be permitted to return to the class during the same class
15 period unless agreed to by the teacher initiating the disciplinary action. Additionally,
16 the student shall not be readmitted to the class until the principal has implemented
17 at least one of the following disciplinary measures:

18 * * *

19 (ll) Requiring the completion of all assigned school work and homework that
20 would have been assigned and completed by the student during the period of out-of-
21 school suspension.

22 * * *

23 B.(1)(a) Any student after being suspended for committing any of the
24 offenses enumerated in this Section may be expelled, upon recommendation by the
25 principal of the public school in which ~~said~~ the student is enrolled, which
26 recommended expulsion shall be subject to the provisions of Subsection C of this
27 Section.

28 * * *

1 C.(1) Upon the recommendation by a principal for the expulsion of any
2 student as authorized by Subsection B of this Section or a school board's code of
3 conduct, a hearing shall be conducted by the superintendent or his designee within
4 fifteen school days to determine the facts of the case and make a finding of whether
5 or not the student is guilty of conduct warranting a recommendation of expulsion.
6 The school board ~~must~~ shall provide written notice of the hearing to the student and
7 his parent or legal guardian, and such notice shall advise the student and his parent
8 or legal guardian of their rights. Upon the conclusion of the hearing and upon a
9 finding that the student is guilty of conduct warranting expulsion, the superintendent
10 or his designee shall determine whether such student shall be expelled from the
11 school system or if other corrective or disciplinary action shall be taken. At the
12 hearing the principal or teacher concerned may be represented by any person
13 appointed by the superintendent. The concerned teacher shall be permitted to attend
14 such hearing and shall be permitted to present information the teacher believes
15 relevant. Until such hearing takes place the student shall remain suspended from the
16 school with access to classwork and the opportunity to earn academic credit. At such
17 hearing the student may be represented by any person of his choice. A student who
18 is expelled or suspended for longer than ten days shall be provided with academic
19 instruction at an alternative setting in accordance with R.S. 17:416.2.

20 (2)

21 * * *

22 (d)

23 * * *

24 (ii) Any student expelled pursuant to the provisions of this Subsection or
25 Subsection B of this Section seeking readmission on a probationary basis prior to the
26 end of the specified period of expulsion ~~must~~ shall also comply with the provisions
27 of Subparagraph (B)(3)(d) of this Section.

28 * * *

1 in this Section shall not be in force and effect for such year and for any succeeding
2 year in which such formula remains in effect.

3 * * *

4 §434. Planning time for teachers; required

5 A. The State Board of Elementary and Secondary Education shall adopt
6 necessary rules and regulations requiring each city and parish school board to
7 provide a minimum of forty-five minutes daily uninterrupted planning time, or its
8 weekly equivalent for every teacher actively engaged in the instruction and
9 supervision of students in ~~the~~ public schools. Implementation of planning time as
10 required in this Section for teachers shall not result in a lengthened school day or a
11 reduction in student daily instructional time.

12 * * *

13 §441. Definitions

14 ~~For purposes of~~ As used in this Subpart, the following terms have the
15 following meanings:

16 * * *

17 §540. Definitions

18 ~~For the purposes of~~ As used in this Subpart, the following terms and phrases
19 are used as defined by this Section have the following meanings:

20 * * *

21 §1233. Definitions

22 As used in this Part, The the following words, terms, and phrases shall have
23 the meaning ascribed to them in this Section, following meanings unless the context
24 clearly indicates otherwise:

25 * * *

26 §1519.1. Definitions

27 As used in this Subpart, the following terms ~~defined in this Section shall~~ have
28 the following meanings herein given to them, except where unless the context clearly
29 indicates otherwise.

30 * * *

1 §1672. Definitions

2 As used in this Subpart, the following terms have the following meanings:

3 A. ~~(1) The term "department"~~ "Department" shall mean the ~~State~~ state
4 Department of Education.

5 B. ~~(2) The term "approved"~~ "Approved institutions of higher education" shall
6 mean Centenary College, Dillard University, St. Mary's Dominican College, Holy
7 Cross College, Louisiana College, Loyola University, Tulane University, and Xavier
8 University, all in Louisiana, and all other institutions of higher education in the state,
9 public or private, approved by the department.

10 C. ~~(3) The terms "scholarship"~~ "Scholarship" or "scholarship program" shall
11 mean a scholarship or the scholarship program authorized and established by the
12 provisions of this ~~subpart.~~ Subpart.

13 §1673. Scholarship program to be administered by state ~~department of education~~
14 Department of Education

15 The scholarship program established and authorized by this ~~subpart~~ Subpart
16 shall be administered by the state ~~department of education~~ Department of Education.

17 * * *

18 §1942. Definitions

19 A. For purposes of this Chapter, the definitions in the Individuals with
20 Disabilities Education Improvement Act of 2004 are hereby adopted unless
21 otherwise provided by this Chapter or duly adopted regulations or policies.

22 B. As used in this Part, the following terms have the following meanings:

23 (1) A "student with an exceptionality", including a student with a disability,
24 is any student who is evaluated according to state and federal regulation or policy
25 and is deemed to have a mental disability, hearing loss (including deafness), multiple
26 disabilities, deaf-blindness, speech or language impairment, visual impairment
27 (including blindness), emotional disturbance, orthopedic impairment, other health
28 impairment, specific learning disability, traumatic brain injury, autism, or is deemed
29 to be gifted or talented, and as a result requires special education and related
30 services. A student with an exceptionality may include, as determined by the local

1 education agency, a student experiencing developmental delay ages three through
 2 eight.

3 ~~€.~~ (2) "Education service agency" means a regional public multiservice
 4 administrative agency authorized by state law to develop, manage, and provide
 5 services or programs to local education agencies and includes any other public
 6 institution or agency having administrative control and direction over a public
 7 elementary or secondary school.

8 ~~Đ.~~ (3) "Local education agency" means a public board of education or other
 9 public authority legally constituted within Louisiana for administrative control and
 10 direction of or to perform a service function for public elementary or secondary
 11 schools in a city, parish, or other local public school district or other political
 12 subdivision. The term includes an education service agency and special schools and
 13 school districts as that term is used in R.S. 17:1945 and any other public institution
 14 or agency having administrative control and direction of a public elementary or
 15 secondary school.

16 ~~E.~~ (4) "Resident" as it applies to a student with an exceptionality for
 17 purposes of this Chapter shall mean any one of the following:

18 ~~(†)~~ (a) The student is a resident within the geographical boundaries of the
 19 local education agency in which the student's parent or parents have their legal
 20 residence, unless the parent or parents have relinquished custody of the student. In
 21 such case, the student is a resident within the geographical boundaries of the local
 22 education agency in which the student's legal custodian or custodians have their legal
 23 residence.

24 ~~(2)~~ (b) If a student's parents are divorced, the student is a resident of the local
 25 education agency in which the student's domiciliary or custodial parent or parents
 26 have their legal residence.

27 ~~(3)~~ (c) If a student is in foster care, the student is a resident of the local
 28 education agency in which the parent or parents with whom the student lived
 29 immediately prior to being placed into foster care have their legal residence.

1 §1943. Administration and supervision

2 A.(1) Except as otherwise provided in Paragraph (2) of this Subsection, the
3 provisions of this Chapter shall be administered at the state level by the state
4 Department of Education, with the approval of the State Board of Elementary and
5 Secondary Education, and on the city or parish level by local education agencies.

6 (2) The state Department of Education, with the approval of the State Board
7 of Elementary and Secondary Education, shall provide only general supervision and
8 monitoring when the provisions of this Chapter are administered through or in other
9 state agencies.

10 * * *

11 C. The state Department of Education shall establish pupil-teacher ratios and
12 class sizes taking into account the chronological age of the student with an
13 exceptionality, the severity of the disability, and the type of exceptionality.

14 §1944. Local education agency; responsibilities

15 * * *

16 D. Whenever adequate education results can best be obtained by providing
17 cooperative special education and related services, the local education agencies shall
18 establish and maintain such facilities and programs according to procedures
19 established by the state Department of Education with the approval of the State
20 Board of Elementary and Secondary Education. Adjacent and nearby local education
21 agencies shall pool their resources for this purpose. The local education agency
22 within whose boundaries ~~said~~ the facility is located shall be designated as the
23 coordinating fiscal agency.

24 * * *

25 §1945.2. Funding; inclusion in the minimum foundation program formula; other
26 appropriated state funds

27 * * *

28 B. The Special School District shall be considered a public school and, as
29 such, shall be included by the State Board of Elementary and Secondary Education
30 in the formula required by Article VIII, Section 13 of the Constitution of Louisiana

1 used to determine the cost of a minimum foundation program of education in all
2 public elementary and secondary schools. Funding shall be provided through
3 appropriations made directly to the district from the state general fund and through
4 funds appropriated for the minimum foundation program and allocated to the district
5 by the state Department of Education.

6 * * *

7 §1946. Procedural safeguards

8 A. The state Department of Education, the Special School District, and the
9 local education agencies shall establish and maintain regulations and procedures in
10 accordance with this Section and the Individuals with Disabilities Education
11 Improvement Act of 2004 to ensure that students with exceptionalities and their
12 parents are provided procedural safeguards with respect to the provision of free
13 appropriate public education by such agencies.

14 * * *

15 §1947. Funding

16 * * *

17 C. The state Department of Education and local education authorities may,
18 under policies established by the State Board of Elementary and Secondary
19 Education, enter into purchase of service agreements or contracts with other public
20 or nonpublic agencies to provide special education and related services.

21 * * *

22 §1962. Definitions

23 As used in this Part, the following ~~words, terms and phrases shall have the~~
24 ~~meanings ascribed to them in this Section;~~ following meanings except when unless
25 the context clearly indicates a ~~different meaning~~ otherwise:

26 (1) "Department" means the state ~~department of education~~ Department of
27 Education.

28 * * *

1 §1970.2. Definitions

2 As used in this Part, the following words, terms, and phrases shall have the
3 meanings ascribed to them in this Section, following meanings ~~except when unless~~
4 the context clearly indicates a ~~different meaning~~ otherwise:

5 * * *

6 §1970.22. Definitions

7 As used in this Part, the following words, terms, and phrases shall have the
8 meanings ascribed to them in this Section, following meanings ~~except when unless~~
9 the context clearly indicates a ~~different meaning~~ otherwise:

10 * * *

11 §1970.24. Board of directors; creation; membership; terms; powers and duties;
12 voting; compensation

13 * * *

14 B.(1) The board of directors shall be composed of thirteen persons as
15 follows:

16 ~~(a)(i) Effective until June 30, 2012, two members appointed by the Orleans
17 Parish School Board, whose terms shall expire on June 30, 2012.~~

18 ~~(ii) Effective July 1, 2012, and thereafter, two~~ Two members as follows:

19 ~~(aa)~~ (i) One member appointed by the Orleans Parish School Board. He may
20 be replaced by resolution of the school board.

21 ~~(bb)~~ (ii) An employee of the state Department of Education appointed by the
22 state superintendent of education.

23 ~~(b)(i) Effective until June 30, 2010, two members appointed by the governor,
24 neither of whom is serving as the vice president of the board on June 24, 2010, and
25 at least one of whom shall be a member of a minority racial group in the state, whose
26 terms shall expire on June 30, 2010.~~

27 ~~(ii) Effective July 1, 2010, and thereafter, two~~ Two members appointed by
28 the governor, at least one of whom shall be a member of a minority racial group in
29 the state.

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 ~~(iii)(aa) Effective until June 30, 2012, one person appointed by the governor~~
 2 ~~and serving as the vice president of the board upon June 24, 2010, whose term shall~~
 3 ~~expire on June 30, 2012.~~

4 ~~(bb) Effective July 1, 2012, and thereafter, one~~ (c) One person appointed by
 5 the governor who shall be from outside the greater New Orleans region.

6 ~~(c)~~ (d) Six persons shall be appointed by the governor from among nominees
 7 as follows:

8 ~~(i)(aa) Effective until June 30, 2010, one member from among nominees~~
 9 ~~submitted by the mayor of the city of New Orleans and identified by him as a~~
 10 ~~professional creative artist, whose term shall expire on June 30, 2010.~~

11 ~~(bb) Effective July 1, 2010, and thereafter, one~~ One member from among
 12 nominees submitted by the mayor of the city of New Orleans.

13 ~~(ii)(aa) Effective until June 30, 2012, one member from among nominees~~
 14 ~~submitted either by the presidents of Dillard University, Xavier University, and~~
 15 ~~Southern University at New Orleans, acting jointly either personally or by a person~~
 16 ~~designated from among their most senior university colleagues, or by one such~~
 17 ~~president or his designee for one term alternated with the other presidents or their~~
 18 ~~designees for subsequent terms, as decided by them jointly, whose term shall expire~~
 19 ~~on June 30, 2012.~~

20 ~~(bb) Effective July 1, 2012, and thereafter, one~~ One member from among
 21 nominees submitted either by the presidents of Dillard University, Xavier University,
 22 and Southern University at New Orleans, acting jointly either personally or by a
 23 person designated from among their most senior university colleagues, or by one
 24 such president or his designee for one term alternated with the other presidents or
 25 their designees for subsequent terms, as decided by them jointly.

26 ~~(iii)(aa) Effective until June 30, 2012, two members from among nominees~~
 27 ~~submitted by the New Orleans Center for the Creative Arts Institute, whose terms~~
 28 ~~shall expire on June 30, 2012.~~

29 ~~(bb) Effective July 1, 2012, and thereafter, two~~ Two members from among
 30 nominees submitted by the New Orleans Center for Creative Arts Institute.

1 (iv)(aa) ~~Effective until June 30, 2010, two members from among nominees~~
2 ~~submitted by the parents association or the faculty or the alumni association of the~~
3 ~~New Orleans Center for Creative Arts as decided by such organizations, whose terms~~
4 ~~shall expire on June 30, 2010.~~

5 (bb) ~~Effective July 1, 2010, and thereafter, two~~ Two members as follows:

6 (f) (aa) One member from among nominees submitted by the center faculty
7 and employed as at least a half-time faculty member.

8 (ff) (bb) One member who is an alumnus or alumna of the center selected
9 from among nominees submitted by the president/chief executive officer of the
10 center.

11 (d) (e) The member of the Louisiana House of Representatives in whose
12 election district the center's main campus is located or his designee.

13 (e) (f) The member of the Louisiana Senate in whose election district the
14 center's main campus is located or his designee.

15 * * *

16 §1972. Definitions

17 As used in this Part, the following words, terms, ~~and phrases~~ shall have the
18 ~~meanings ascribed to them in this Section, following meanings except when unless~~
19 the context clearly indicates ~~a different meaning~~ otherwise:

20 * * *

21 §1982. Definitions

22 As used in this Part, the following words, terms, ~~and phrases~~ shall have the
23 ~~meanings ascribed to them in this Section as follows~~ following meanings:

24 * * *

25 §1987. School district for certain correctional centers for youth

26 * * *

27 C. The state shall annually appropriate sufficient monies to fund any school
28 in the district created in this Part in an amount equal to not less than the per pupil
29 amount allocated pursuant to the ~~Minimum Foundation Program~~ minimum
30 foundation program formula to the city or parish school district in which each such

1 correctional center for youth is located. The appropriation shall be made to the
2 administering agency for the district which may be expended by the agency for the
3 provision of educational services in the same manner as such money may be
4 expended by intermediate educational units in providing educational services to
5 students subject to the limitations in Paragraph (A)(2) of this Section.

6 * * *

7 §1989.2. Definitions

8 As used in this Part, the following ~~words, terms, and phrases shall~~ have the
9 ~~meanings ascribed to them in this Section,~~ following meanings except where unless
10 the context clearly indicates a ~~different meaning~~ otherwise:

11 * * *

12 §1990. Recovery School District; creation; governance; operation

13 * * *

14 B.(1)

15 * * *

16 (b) The expenditure of funds shall be subject to the requirements of the
17 approved ~~Minimum Foundation Program~~ minimum foundation program formula that
18 apply to a city, parish, or other local public school system and shall be subject to
19 audit in the same manner.

20 * * *

21 C.(1)(a) The state shall annually appropriate sufficient monies to fund any
22 school in the school district created in this Part in an amount equal to but not less
23 than the school's student membership count times one hundred percent of the state
24 share per student as provided in the ~~Minimum Foundation Program~~ minimum
25 foundation program approved formula for the city, parish, or other local public
26 school system in which each school placed under the jurisdiction of the district is
27 located as contained in the ~~Minimum Foundation Program~~ minimum foundation
28 program budget letter approved by the State Board of Elementary and Secondary
29 Education. The appropriation shall be made to the administering agency for the

1 district and may be expended by the agency for the provision of services to students
2 in the district.

3 * * *

4 (2)(a)(i) In addition to the appropriation required in Paragraph (1) of this
5 Subsection, any city, parish, or other local public school board which had jurisdiction
6 of a school prior to its transfer to this district annually shall allocate and transfer to
7 the school district an amount of money equal to the number of students enrolled in
8 such a school times the local per pupil amount received by the school system from
9 all of the following sources as provided in the ~~Minimum Foundation Program~~
10 minimum foundation program approved formula, excluding any portion which has
11 been specifically dedicated by the legislature or by voter approval to capital outlay
12 or debt service or which was actually expended by the school board for facilities
13 acquisition and construction as reported to the state Department of Education:

14 * * *

15 (ii)(aa) Such allocation and transfer shall be accomplished by a reduction in
16 the amount of state funds otherwise to be allocated to the city, parish, or other local
17 public school system as contained in the ~~Minimum Foundation Program~~ minimum
18 foundation program budget letter approved by the State Board of Elementary and
19 Secondary Education equal to the amount provided in this Paragraph which
20 reduction shall be allocated to the school district.

21 (bb) In the case that there are insufficient funds available to provide the total
22 due the school district under this Paragraph if all state funds are reduced and
23 allocated to the school district, the prior system shall transfer a sufficient amount of
24 money remaining from the sources provided in Item (i) of this Subparagraph to the
25 school district. In the case that the prior system's local revenues are insufficient to
26 allow for the allocation to the school district and to allow the prior system to
27 maintain a minimum balance of ten percent of state ~~Minimum Foundation Program~~
28 minimum foundation program funding and ten percent of the local revenues listed
29 in Item (i) of this Subparagraph, local revenues otherwise required to be allocated
30 to the school district shall be reduced to an amount necessary to allow the prior

1 system to maintain such balances. Such maintained minimum balances shall be
2 applied firstly to the prior system's retiree health insurance costs and secondly to the
3 prior system's board administrative costs.

4 * * *

5 §1991. Definitions

6 A. As used in this Part, ~~unless otherwise clearly indicated~~, the following
7 terms have the following meanings ~~ascribed below~~ unless the context clearly
8 indicates otherwise:

9 * * *

10 §2351. Definitions

11 As used in this Part, the following terms have the following meanings:

12 * * *

13 §2803. Definitions

14 As used in this ~~chapter~~ Chapter, the following terms have the following
15 meanings:

16 (1) "Cooperative" means a corporation organized under this Chapter and a
17 corporation which becomes subject to this Chapter in the manner ~~hereinafter~~
18 provided in this Chapter.

19 * * *

20 §2925. Individual graduation plans

21 A.

22 * * *

23 (6) Upon completion of the review, the plan shall be signed by the student,
24 his parent or ~~other~~ legal guardian, and the school counselor.

25 * * *

26 §2942. Definitions

27 As used in this Chapter, the following terms have the following meanings:

28 ~~A.~~ (1) "Courses" means one of the following:

1 ~~(1)~~ (a) Academic courses that the successful completion of which would
2 result in earned credit that may be transferred to a public postsecondary education
3 institution and applied toward an undergraduate degree.

4 ~~(2)~~ (b) Career and technical education courses aligned with the career major
5 option, pursuant to R.S. 17:183.1 et seq., that may be transferred for credit to a
6 public postsecondary education institution and applied toward a credential from such
7 institution.

8 ~~B:~~ (2) "Dual enrollment" means the enrollment of a secondary school student
9 in a postsecondary course for which both secondary school and postsecondary credit
10 may be earned.

11 * * *

12 §2990.2. Definitions

13 As used ~~herein~~ in this Chapter, the following terms ~~shall~~ have the following
14 meanings, unless the context clearly indicates otherwise:

15 (1) ~~"child"~~ "Child", "children", or "student" means any child or children
16 between the ages of six and fifteen whose attendance at a public or private day
17 school is required by ~~Louisiana Revised Statutes~~ R.S. 17:221 who attends a
18 nonpublic school and all such children beyond the age of fifteen up to the age of
19 eighteen actually enrolled in a nonpublic school as defined herein.

20 (2) ~~"parent"~~ "Parent" or "low income parent" means the parent, tutor or other
21 person residing within the state of Louisiana having control or charge of any child
22 herein defined whose total annual income for the previous year did not exceed
23 \$7,500.00 or, who meets the requirements of R.S. 17:2990.3(2).

24 (3) ~~"nonpublic"~~ "Nonpublic school" means any nonprofit elementary or
25 secondary school within the state of Louisiana or which may hereafter be established
26 within the state of Louisiana, offering education to the children of this state in any
27 grades from grades one through twelve, wherein a pupil may fulfill the requirements
28 of the Compulsory School Attendance Law and is in compliance with the Civil
29 Rights Acts of 1964.

1 (4) ~~total~~ "Total annual income" means the total amount actually earned in
 2 the tax year as reflected in the federal or state income tax return. If both parents earn
 3 income, both shall be considered in determining the total.

4 * * *

5 §3002. ~~Definition of terms~~ Definitions

6 ~~A. The terms "school counselor", "counseling director", and "practice of~~
 7 ~~school counseling" for the purposes of~~ As used in this Chapter, the following terms
 8 shall have the ~~meaning respectively ascribed to them in this Section.~~ following
 9 meanings:

10 ~~B.~~ (1) "Counseling director" is a member of the school faculty who functions
 11 as a school counselor but has the following additional responsibilities in the school
 12 system:

13 ~~(1)~~ (a) The director aids teachers by gathering and interpreting facts which
 14 will enable the student to take advantage of the educational opportunities available
 15 and to maximize personal growth and development.

16 ~~(2)~~ (b) The director fosters a greater understanding between teachers and
 17 parents of the emotional, social, and academic problems of the individual student as
 18 well as the potentialities and limitations of the student.

19 ~~(1)~~ (2)(a) "Practice of school counseling" means the rendering, offering
 20 to render, or supervising those who render to individuals or groups of pupils within
 21 the elementary, secondary, and postsecondary schools, services involving the
 22 application of counseling procedures for learning how to solve problems and make
 23 decisions.

24 ~~(2)~~ (b) In the practice of counseling:

25 ~~(a)~~ (i) The counselor serves as an advocate for children within the adult
 26 structure of the school and community and has as his or her prime responsibility,
 27 services to and for the pupil, and

28 ~~(b)~~ (ii) The counselor does not include among his or her responsibilities the
 29 administration of disciplinary action, substitute teaching, or administrative clerical
 30 duties.

1 (3) (c) A school counselor shall devote not less than two-thirds of each
2 academic school year to the practice of school counseling.

3 ~~D: (3)~~ "School counselor" is a member of the school faculty who by training
4 and background is qualified to engage in educational and vocational counseling and
5 advisement. The purpose of a school counselor is to help students to arrive at their
6 full potential through a process involving direct contact between the counselor and
7 a student, parents, teachers, school administrators, ~~and/or~~ or others.

8 * * *

9 §3005. Elementary school counselors; availability; guidelines; requirements;
10 counseling services; work time; exceptions; reporting; funding

11 * * *

12 G. The provisions of this Section shall become effective upon the provision
13 of funds for this purpose in the ~~Minimum Foundation Program~~ minimum foundation
14 program.

15 * * *

16 §3047.6. Coordination with other agencies

17 A.(1) The office of student financial assistance shall establish a working
18 group composed of an appointee from each of the following:

19 * * *

20 (c) The ~~Louisiana~~ state Department of Education.

21 * * *

22 §3047.7. Reporting system; implementation; requirements; applicability;
23 participation by eligible institutions

24 * * *

25 C. The administering agency shall, with the cooperation and assistance of the
26 state's public two-year ~~institutions~~ of postsecondary education institutions and
27 proprietary schools, annually query each first-time award recipient to determine the
28 extent receiving the award influenced the recipient's decision to enroll in
29 postsecondary education.

30 * * *

1 §3050.11. Health Care Employment Reinvestment Opportunity (H.E.R.O.) Fund

2 * * *

3 C.(1) Subject to legislative appropriation and the approval of the Board of
4 Regents, the Louisiana Health Works Commission is hereby authorized and directed
5 to determine how monies in the fund are allocated and expended through a
6 multi-year plan, solely and exclusively for the following purposes and in the
7 following priorities:

8 * * *

9 (b) Support the nursing and allied health professions by providing incentives
10 that financially support student financial stipends and tuition forgiveness contingent
11 upon employment in Louisiana ~~health-care~~ healthcare facilities or nursing or allied
12 health schools.

13 (c) Provide incentives for nursing and allied ~~health-care~~ healthcare
14 professionals to practice in Louisiana with an emphasis on medically underserved
15 areas of the state.

16 * * *

17 §3052. Definitions

18 As used in this Chapter, The the following terms ~~shall~~ have the following
19 meanings, unless the context clearly indicates otherwise:

20 ~~(2)~~ (1) "Authority" shall mean the Health Education Authority of Louisiana,
21 and when used in connection with action authorized to be taken by the authority,
22 shall mean the authority acting by and through its board of trustees.

23 ~~(3)~~ (2) "Board" shall mean the board of trustees of the Health Education
24 Authority of Louisiana.

25 ~~(4)~~ (3) "Executive director" shall mean the executive director of the Health
26 Education Authority of Louisiana.

27 ~~(5)~~ (4) "Participating institutions" shall mean those institutions which apply
28 to and are designated by the authority, other than primary institutions, and consisting
29 of public or private hospitals and medical or health corporations, or institutions

1 which deliver medical or health services or provide facilities within the primary
2 service area.

3 ~~(7)~~ (5) "Primary institutions" shall mean University Medical Center at New
4 Orleans, Louisiana State University and Agricultural and Mechanical College, and
5 Tulane University of Louisiana.

6 ~~(8)~~ (6) "Primary service area" means communities in Louisiana where
7 graduate medical education is offered.

8 ~~(9)~~ (7) "Project" shall mean any specific facility, work or improvement
9 undertaken or to be financed by the authority under the provisions of the Act.

10 * * *

11 §3082. Definitions

12 As used in this Chapter, the following terms have the following meanings
13 ~~ascribed in this Section:~~

14 * * *

15 §3092. Definitions

16 ~~For the purposes of~~ As used in this Chapter, the following ~~words, terms, and~~
17 ~~phrases shall~~ have the following meanings; unless the context clearly ~~requires~~
18 indicates otherwise:

19 * * *

20 §3100.2. Definitions

21 ~~For the purposes of~~ As used in this Chapter, the following ~~words, terms, and~~
22 ~~phrases shall~~ have the following meanings unless the context clearly ~~requires~~
23 indicates otherwise:

24 * * *

25 §3102. Definitions

26 ~~For the purposes of~~ As used in this Chapter the following ~~definitions shall~~
27 ~~apply~~ terms have the following meanings:

28 * * *

1 §3129.9. Affordable textbooks and open educational resources

2 A. ~~Definitions.~~ As used in Subsection B of this Section, the following terms
3 have the following meanings:

4 * * *

5 §3140.1. Definitions

6 ~~For the purposes of~~ As used in this Chapter, the following terms have the
7 following meanings:

8 * * *

9 §3162. Statewide Articulation and Transfer Council; creation; purpose;
10 membership; duties and responsibilities

11 * * *

12 C. The council shall, with appropriate faculty consultation:

13 * * *

14 (8) Develop policies to align articulation and transfer policies established by
15 ~~educational~~ education institutions including but not limited to admissions criteria,
16 student counseling, and grade forgiveness.

17 * * *

18 §3165.2. College credit for military service; spouses of veterans

19 * * *

20 B. Each public postsecondary education institution shall assist veterans of
21 the United States Armed Forces and their spouses in pursuing their educational goals
22 by providing expedited transcript analysis, prior learning assessment, portfolio
23 analysis, advising, and testing. Upon the disclosure of military status on the
24 application for enrollment or at the request of an entering student who is a veteran
25 or the spouse of a veteran, each public postsecondary education institution shall
26 evaluate any transcript of prior earned postsecondary academic or workforce credit
27 and accept the transfer of any credit earned from a regionally accredited
28 postsecondary education institution, or military education, training, or experience

1 provided that the credit aligns with the course and program requirements of the
2 receiving institution.

3 * * *

4 §3202. Definitions

5 ~~Unless the context otherwise clearly indicates, As used in this Chapter, the~~
6 following ~~words~~ terms shall have the meaning hereinafter ascribed to each following
7 meanings unless the context clearly indicates otherwise:

8 * * *

9 §3394.2. Definitions

10 As used in this Part, the following ~~words and terms~~ shall have the following
11 meanings; unless the context clearly indicates otherwise:

12 * * *

13 §3399.12. Definitions

14 ~~For the purposes of~~ As used in this Part, the following terms and phrases shall
15 have the following meanings unless the context clearly indicates otherwise:

16 * * *

17 §3399.15. Campus security policy

18 A. The Board of Regents shall establish uniform policies and best practices
19 to implement measures to address the reporting of power-based violence on
20 institution campuses, the prevention of such violence, communication between
21 institutions regarding incidents of power-based violence, and the provision of
22 medical and mental health care needed for ~~these~~ alleged victims.

23 * * *

24 §3399.21. Definitions

25 As used in this Part, the following terms ~~shall be defined as follows~~ have the
26 following meanings:

27 * * *

1 §3399.31. Definitions

2 ~~For the purposes of~~ As used in this Part, the following ~~words, terms, and~~
3 ~~phrases shall~~ have the following meanings; unless the context clearly ~~requires~~
4 indicates otherwise:

5 * * *

6 §3602. Definitions

7 As used in this Chapter, ~~unless otherwise clearly indicated, these~~ the
8 following terms have the following meanings unless the context clearly indicates
9 otherwise:

10 * * *

11 §3702. Definitions

12 As used in this Chapter, the following terms ~~and phrases shall~~ have the
13 following ~~meaning, meanings~~ meanings unless the context clearly indicates otherwise:

14 * * *

15 §3772. Definitions

16 ~~In~~ As used in this Chapter, ~~these words shall~~ the following terms have the
17 following meanings; unless the context clearly ~~requires~~ indicates otherwise:

18 * * *

19 (2) "Department" means the ~~State~~ state Department of Education.

20 * * *

21 §3801. Louisiana Education Quality Trust Fund, hereinafter referred to in this Part
22 as the "Kevin P. Reilly, Sr. Louisiana Education Quality Trust Fund"

23 * * *

24 D. The monies appropriated by the legislature and disbursed from the
25 Support Fund shall not displace, replace, or supplant appropriations from the general
26 fund for the purposes of implementing the ~~Minimum Foundation Program~~ minimum
27 foundation program or displace, replace, or supplant funding for higher education.
28 For higher education, this Subsection shall mean that no appropriation for any fiscal
29 year from the Support Fund shall be made for any higher education purpose for
30 which a general fund appropriation was made the previous year unless the total

1 appropriations for that fiscal year from the state general fund for higher education
 2 exceed general fund appropriations for higher education for the previous year. This
 3 Subsection shall in no way limit general fund appropriations in excess of the
 4 minimum amounts herein established.

5 * * *

6 §3822. Definitions

7 As used in this Chapter, the following ~~words and phrases shall~~ terms have the
 8 following meanings ~~provided in this Section~~, unless the context clearly ~~requires~~
 9 indicates otherwise:

10 * * *

11 §3831. Definitions

12 As used in this Chapter, the following ~~words and phrases shall~~ terms have the
 13 following meanings ~~provided in this Section~~, unless the context clearly ~~requires~~
 14 indicates otherwise:

15 * * *

16 §3873. Definitions

17 ~~Unless the context clearly requires otherwise,~~ As used in this Chapter, the
 18 following ~~words or phrases shall~~ terms have the following meanings unless the
 19 context clearly indicates otherwise:

20 * * *

21 §3882. Definitions:

22 ~~For the purposes of~~ As used in this Part, the following ~~definitions shall apply~~
 23 terms have the following meanings:

24 * * *

1 §3973. Definitions

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

5 * * *

6 §4002.3. Definitions

7 As used in this Part, ~~unless otherwise clearly indicated,~~ the following terms
8 ~~mean~~ have the following meanings unless the context clearly indicates otherwise:

9 * * *

10 §4013. Definitions

11 As used in this Part, ~~unless otherwise clearly indicated,~~ the following terms
12 ~~mean~~ have the following meanings unless the context clearly indicates otherwise:

13 * * *

14 §4036.1. Learning pods

15 * * *

16 D. Students assigned to a learning pod shall be:

17 (1) Counted among the enrollment of the public school governing authority
18 for purposes of full funding through the ~~Minimum Foundation Program~~ minimum
19 foundation program formula.

20 * * *

21 §4041. Definitions

22 As used in this Chapter, ~~unless otherwise clearly indicated,~~ the following
23 terms ~~mean~~ have the following meanings unless the context clearly indicates
24 otherwise:

25 * * *

1 Section 2. R.S. 17:7(2)(b) and (32), 7.5(B), 10.7.1(H)(6), 24.4(F)(5), 393,
2 407.23(C)(3), and 1970.24(E)(1)(o)(ii) are hereby repealed in their entirety.

3 Section 3. The provisions of this Act are intended to be technical in nature, and the
4 Louisiana State Law Institute is hereby authorized to update any citation references in
 Louisiana Law to conform with the changes made by this Act.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____