

2026 Regular Session

HOUSE BILL NO. 386

BY REPRESENTATIVE CHENEVERT

1 AN ACT

2 To amend and reenact R.S. 17:3995(A)(1)(introductory paragraph) and (4)(a)(ii), (H), and
3 (I) and to enact R.S. 17:3995(L), relative to charter schools; to provide for charter
4 school funding; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 17:3995(A)(1)(introductory paragraph) and (4)(a)(ii), (H), and (I) are
7 hereby amended and reenacted and R.S. 17:3995(L) is hereby enacted to read as follows:

8 §3995. Charter school funding

9 A.(1) For the purpose of funding, a Type 1 charter school, Type 3 charter
10 school, Type 3B charter school not acting as its own local education agency, and
11 Type 4 charter school shall be considered an approved public school of the local
12 school board entering into the charter agreement; ~~however, a Type 1 charter school,~~
13 Type 3 charter school, or Type 3B charter school, subject to the approval of the local
14 school board and in accordance with rules the local school board adopts for such
15 purpose, may be considered the local education agency for federal funding purposes
16 and statutory definitions, Type 2 charter schools and a Type 3B charter school acting
17 as its own local education agency shall receive a per pupil amount each year
18 authorized by the state board each year as provided in the approved minimum
19 foundation program formula. The per pupil amount provided to a Type 1, 2, 3, 3B,
20 or 4 charter school shall be computed annually and shall be equal to the per pupil
21 amount provided through the minimum foundation program formula, determined by
22 the allocation weights in the formula based upon student characteristics or needs,
23 received by the school district in which the student resides from the following
24 sources based on the district's membership count used in the minimum foundation
25 program formula:

26 * * *

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

(4)(a)

* * *

(ii) The state Department of Education may withhold and retain from state funds otherwise allocated to a local public school system through the minimum foundation program formula an amount equal to one quarter of one percent of the fee amount charged to a Type 3B charter school acting as its own local education agency pursuant to Item (i) of this Subparagraph, or a Type 1, 3, or 4 charter school acting as its own education agency pursuant to R.S. 17:10.7.1 or as provided in Paragraph (1) of this Subsection, for administrative costs incurred by the department for providing financial oversight and monitoring of such charter schools.

* * *

H.(1) Any Type 2 or 5 charter school shall be considered the local education agency for funding purposes and statutory definitions pursuant to rules adopted by the state board.

(2) With the approval of the local school board, a Type 1 charter school, Type 3 charter school, or Type 3B charter school may be considered the local education agency for federal funding purposes and statutory definitions in accordance with rules adopted by the local school board.

I. The local school board shall remain the local education agency for any Type 1, 3, or 4 charter school, unless the charter school is authorized to act as its own local education agency, pursuant to R.S. 17:10.7.1 or as provided in Paragraph (A)(1) of this Section.

* * *

L. The State Board of Elementary and Secondary Education shall promulgate rules in accordance with the Administrative Procedure Act regarding a Type 1 charter school, Type 3 charter school, or a Type 3B charter school that is acting as its own local education agency. Such rule shall do all of the following:

(1) Delineate the financial and programmatic obligations of the charter school as related to the receipt of federal funds.

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

1 (2) Authorize the state superintendent of education to rescind a charter
2 school's authority to act as its own local education agency if the school fails to meet
3 the financial and programmatic obligations established by the state board.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____