

Regular Session, 2014

HOUSE BILL NO. 728

BY REPRESENTATIVE KATRINA JACKSON

PUBLIC LANDS/SCHOOLS: Provides for the transfer of certain sixteenth section land in Ouachita Parish

1 AN ACT

2 To enact R.S. 41:907, relative to the sale or exchange of school lands; to authorize Ouachita
3 Parish School Board to sell or exchange certain school lands; to provide procedures
4 for such sale or exchange; to provide for the reservation of mineral rights; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 41:907 is hereby enacted to read as follows:

8 §907. Ouachita Parish School Board; sale or exchange of school lands; procedures;
9 description

10 A. Notwithstanding any other law to the contrary, if the Ouachita Parish
11 School Board, on behalf of the state of Louisiana, determines that any school land,
12 including but not limited to sixteenth section lands, school indemnity lands, or other
13 immovable property located in Ouachita Parish and as more specifically described
14 in any agreements entered into and documents executed by the Ouachita Parish
15 School Board, is no longer needed for school purposes and that the best interest of
16 the Ouachita Parish school system would be served by the sale or exchange of such
17 land, the school board may sell its interest or exchange such land for other land in
18 Ouachita Parish in accordance with the procedures set forth in this Section.

19 B. The Ouachita Parish School Board shall obtain an appraisal of the land
20 to be sold or exchanged from a certified, licensed appraiser and such appraisal shall
21 be available for public inspection.

1 C. If land is being exchanged, the land to be received by the Ouachita Parish
 2 School Board shall be of equal or greater value than the land that the Ouachita Parish
 3 School Board is to relinquish or exchange.

4 D. The Ouachita Parish School Board shall reserve to the state all of the
 5 mineral rights and minerals in accordance with law.

6 E. The provisions of this Section shall be applicable but shall not be limited
 7 to the sale or exchange of part or all of Section 16, Township 17 North, Range 5 East
 8 of Ouachita Parish, as well as any other sixteenth section land situated within
 9 Ouachita Parish.

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

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)]

Katrina Jackson

HB No. 728

Abstract: Authorizes the sale or exchange of 16th section and other land by the Ouachita Parish School Board and provides for the reservation of mineral rights by the state.

Proposed law authorizes the Ouachita Parish School Board, when it determines on behalf of the state, that any school lands, including 16th section lands, indemnity lands, or other immovable property, are no longer needed and that the best interest of the school system would be served by the sale or exchange of such land, to sell its interest or exchange such land for other land in Ouachita Parish.

Requires the school board to obtain an appraisal of the lands from a certified, licensed appraiser and requires that such appraisal be available for public inspection. Requires that the land to be received in an exchange by the school board be of equal or greater value. Provides that the school board shall reserve to the state all of the mineral rights in accordance with law. Authorizes the other party to reserve mineral rights subject to the agreement entered into with the school board.

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

(Adds R.S. 41:907)

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Adds authorization for the Ouachita Parish School Board to sell school land.