

2016 Regular Session

HOUSE BILL NO. 879

BY REPRESENTATIVE BOUIE

SCHOOLS/CHARTER: Prohibits for-profit operators of charter schools

1 AN ACT

2 To amend and reenact R.S. 17:1990(B)(2)(a) and 3997(A)(1)(b) and to enact R.S.
3 17:3991(E)(6), relative to the management and operation of charter schools,
4 including those under the jurisdiction of the Recovery School District; to prohibit a
5 charter school governing authority from contracting or entering into an agreement
6 with a for-profit entity to operate the school; to provide with respect to existing
7 contracts and renewals of existing contracts; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 17:1990(B)(2)(a) and 3997(A)(1)(b) are hereby amended and
10 reenacted and R.S. 17:3991(E)(6) is hereby enacted to read as follows:

11 §1990. Recovery School District; creation; governance; operation

12 * * *

13 B.

14 * * *

15 (2)(a) The school district may provide for the supervision, management, and
16 operation of a school placed under its jurisdiction and receive, control, and expend
17 the local, state, and federal funding attributable to that school, with all the same
18 power and authority as the prior system from which it was transferred subject to the
19 requirements of this Section, R.S. 17:10.5, or 10.7, or with any other power and
20 authority otherwise granted to the district by law. As it relates to schools transferred

1 Section 2. This Act shall become effective on July 1, 2016.

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)]

HB 879 Original

2016 Regular Session

Bouie

Abstract: Prohibits a charter school from contracting or otherwise entering into an agreement with a for-profit entity to manage or operate the school.

Proposed law prohibits a charter school from entering into a contract or agreement with a for-profit entity to manage or operate a charter school. Provides that proposed law does not apply to a contract or agreement in effect on June 30, 2016, but shall apply to any new contract or renewal or extension of an existing contract entered into on or after July 1, 2016.

Present law (R.S. 17:3997(A)(1)(b)) grants a nonprofit organization that establishes a charter school exclusive authority over school employment decisions. Authorizes the nonprofit organization, as provided in the charter, to contract with a for-profit organization to manage the charter school and to delegate to the for-profit organization authority over employment decisions, such delegation to be specified in a service provider agreement. Proposed law deletes the authority for the nonprofit organization to contract with a for-profit organization to manage the school. Otherwise retains present law.

Present law (R.S. 17:1990(B)(2)(a)), authorizes the Recovery School District (RSD) to contract with for-profit providers for the general operation of and any needed services for a school under its jurisdiction. Proposed law prohibits the RSD from contracting or entering into an agreement with a for-profit organization, corporation, or other legal entity for the management or operation of a school under its jurisdiction, but retains RSD authority to contract with a for-profit provider for needed services.

Effective July 1, 2016.

(Amends R.S. 17:1990(B)(2)(a) and 3997(A)(1)(b); Adds R.S.17:3991(E)(6))