

## RÉSUMÉ DIGEST

Act 431 (HB 225)

2019 Regular Session

Edmonds

New law provides a process for a nongovernmental charter school facility owner to dispose of a school facility that was financed in whole or in part through tax exempt bonds that have been paid in full. Requires the owner to first offer to transfer the title, at no cost, to the charter operator that is operating a school within the facility and provides for the following scenarios:

- (1) If the charter operator declines the offer, the owner shall next offer to transfer the title, at no cost, to the chartering authority. Provides that if the chartering authority is the State Bd. of Elementary and Secondary Education (BESE), the following requirements apply:
  - (a) If BESE declines the offer, the owner shall next offer to transfer the title, at no cost, to the local school board of the school system within which the facility is located.
  - (b) If BESE accepts the offer and later wishes to dispose of the facility, it shall first offer to transfer the title, at no cost, to the local school board of the school system within which the facility is located.
- (2) If the charter operator accepts the offer, the transfer agreement shall stipulate that if the operator ceases to operate a public school in the facility, the charter operator shall transfer the title, at no cost, to the school's chartering authority.

New law further provides that an offer to transfer title pursuant to new law shall extend for a period of not less than 60 days.

Effective August 1, 2019.

(Amends R.S. 17:3982(B)(1))