

2015 Regular Session

HOUSE BILL NO. 694

BY REPRESENTATIVE ABRAMSON

PUBLIC PROPERTY: Provides relative to the sale of certain immovable property by and to the Orleans Parish School Board

1 AN ACT

2 To amend and reenact R.S. 17:3982(B)(2), relative to property for educational purposes in
3 Orleans Parish; to provide relative to the sale or lease of immovable property that is
4 vacant or slated to be vacant to charter school groups; to provide relative to the buy
5 back option of the Orleans Parish School Board; and to provide for related matters.

6 Notice of intention to introduce this Act has been published
7 as provided by Article III, Section 13 of the Constitution of
8 Louisiana.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 17:3982(B)(2) is hereby amended and reenacted to read as follows:

11 §3982. Local school boards; duties; Orleans Parish School Board; immovable
12 property; sale or lease

13 * * *

14 B.

15 * * *

16 (2)(a) The Orleans Parish School Board shall make available to chartering
17 groups, for lease or purchase up to fair market value, any school facility or other
18 immovable property, whether improved or unimproved, that is owned by the school
19 board and that is vacant or slated to be vacant. In the case of a Type 1B or a Type 2
20 charter school created as a result of a conversion, the immovable property, including
21 any unimproved property, and all other school board property within the existing
22 school shall be made available to that chartering group. In return for the use of the

1 facility and its contents, the chartering group shall pay a proportionate share of the
 2 local school board's bonded indebtedness to be calculated in the same manner as set
 3 forth in R.S. 17:1990(C)(2)(a)(i). If such facilities were constructed at no cost to the
 4 local school board, then such facilities including all equipment, books, instructional
 5 materials, and furniture within such facilities shall be provided to the charter school
 6 at no cost.

7 (b) If a chartering group determines that a facility or property that was
 8 purchased from the Orleans Parish School Board pursuant to Subparagraph (a) of this
 9 Paragraph is no longer needed for an educational purpose, the group shall first offer
 10 to sell the facility or property back to the Orleans Parish School Board prior to
 11 seeking to dispose of it to any other person or entity.

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 694 Original

2015 Regular Session

Abramson

Abstract: Provides for the sale and buy back of immovable property by the Orleans Parish School Board.

Present law requires that local school boards make available to chartering groups any school facilities that are vacant or slated to be vacant for lease or purchase up to fair market value. Relative to the conversion of certain existing schools, present law provides that the facility and all property within the existing school shall be made available to that chartering group and in exchange, the chartering group shall pay a proportionate share of the local school board's bonded indebtedness. If such facilities were constructed at no cost to the local school board, then such facilities including all equipment, books, instructional materials, and furniture within such facilities shall be provided to the charter school at no cost. Further provides that if a chartering group determines that a facility or property that was purchased from the Orleans Parish School Board is no longer needed for an educational purpose, the group shall first offer to sell the facility or property back to the Orleans Parish School Board prior to seeking to dispose of it to any other person or entity.

Proposed law retains present law and additionally provides that:

- (1) For Orleans Parish School Board, the requirement that it make available for purchase or lease any immovable property, that it owns and that is vacant or slated to be vacant applies to improved and unimproved property.
- (2) A chartering group shall offer right of first refusal to the school board to buy back such purchased property including unimproved property.

(Amends R.S. 17:3982(B)(2))