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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jeanne C. Johnston.

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DIGEST

SB 431 Original

2016 Regular Session

Peterson

Present law provides for the allocation of minimum foundation program (MFP) funds to charter schools in a school district with one or more Type 3B schools in certain parishes, beginning July 1, 2016.

Proposed law retains present law and additionally provides that the local school board shall adopt a policy that establishes a process to determine district-level funding to be effective July 1, 2017, and as later revised, based upon student characteristics or needs to distribute the total amount of MFP funds allocated to the local school board and all charter schools located within the geographic boundaries of the local school system.

Present law authorizes the state Department of Education (DOE) to withhold an amount equal to one-quarter of one percent of the fee amount charged to a Type 3B charter school to defray the department's administrative costs.

Proposed law retains present law and additionally allows DOE to withhold this amount for Type 1, 3, 3B, and 4 charter schools acting as their own local education agency (LEA) as otherwise provided in law.

Present law provides that the local school board shall remain the LEA for any Type 1, 3, or 4 charter school.

Proposed law excepts a charter school authorized to act as its own LEA from provisions of present law.

Proposed law requires the State Board of Elementary and Secondary Education (BESE) to promulgate rules in accordance with the Administrative Procedure Act regarding a charter school acting as its own LEA and specifies that the rules shall:

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

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

(Amends R.S. 17:3995(A)(3), (4)(a)(ii), and (I); adds R.S. 17:3995(K))