



Top Education Bills – 2010 Regular Legislative Session Week of June 28, 2010

<u>House (HB) & Senate (SB) Bill Numbers</u>	<u>Author</u>	<u>Purpose</u>	<u>History/Status</u>
HB 177‡	J. Rogers Pope	Requires the state to pay the cost of transporting students attending approved nonpublic schools.	<ul style="list-style-type: none"> • Filed on 3/8/10 and assigned to the House Education Committee. • Opposed by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE support if amended. • Supported by BESE if amended. • Reported without action by House Education and recommitted to the House Appropriations Committee on 4/21/10. • Deferred by House Appropriations on 6/7/10. • No further consideration.
HB 210 (see also: SB 584)	Walt Leger, III	Creates the Louisiana Statewide Education Facilities Authority within the executive branch of the Department of Education to provide funding, coordination, assistance, and oversight for the repair, renovation, and construction of public school facilities. The authority will consist of a 7-member board.	<ul style="list-style-type: none"> • Filed on 3/9/10 and assigned to the House Education Committee. • Supported by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE support. • BESE takes no position. • No further consideration.
HB 388‡	Patricia Smith	Provides that the statutory requirement that a local school board grant a leave of absence, not to exceed three years, to any employee in its school system requesting	<ul style="list-style-type: none"> • Filed on 3/12/10 and assigned to the House Education Committee. • Louisiana Dept. of Education recommended that BESE support.

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		such leave in order to be employed in a charter school shall be in effect through June 30, 2010. Provides also that the transfer of a local school board employee to a Type 4 charter school shall be governed by the transfer policy of the local school board.	<ul style="list-style-type: none"> • Supported by BESE. • Reported favorably and placed on local and consent on 4/14/10. • Passed by House and sent to Senate on 4/22/10. • Assigned to Senate Education. • Reported favorably by Senate Education on 5/20/10. • Passed by Senate on 6/8/10. • Sent to the Governor. • Signed by the Governor; became Act 324.
HB 403* (see also: SB 298)	J. Kevin Pearson	Requires BESE to broadcast all regular, special, and committee meetings over the internet and further requires all such broadcasts to be archived and made accessible for at least one year after the date of the meeting.	<ul style="list-style-type: none"> • Filed on 3/15/10 and assigned to the House Education Committee. • Supported by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE support. • Supported by BESE if amended. • Reported favorably by House Education on 4/21/10. • Passed by House and sent to Senate on 4/28/10. • Assigned to Senate Education. • Reported favorably by Senate Education on 6/10/10. • Passed by Senate as amended on 6/17/10. • House concurred on 6/20/10. • Signed by the Governor; became Act 697.
HB 420‡	Walt Leger, III	Relative to the use of certain local revenues for computing and allocating the per pupil amount provided to all charter schools, specifies use of current year rather than prior year amounts in such computations and allocations. Also deletes provision requiring certain minimum per pupil funding pursuant to the most recent legislatively approved MFP formula.	<ul style="list-style-type: none"> • Filed on 3/15/10 and assigned to the House Education Committee. • Supported by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE support if amended. • Supported by BESE if amended. • Amended and reported favorably by House Education on 5/5/10. • Passed by House as amended and sent to Senate on 5/12/10. • Assigned to Senate Education. • Reported favorably by Senate Education on 5/27/10. • Passed by Senate on 6/9/10. • Sent to the Governor. • Signed by the Governor; became Act 370.
HB 729±	Thomas	This bill provides relative to the minimum	<ul style="list-style-type: none"> • Filed on 3/17/10 and assigned to the House Education

	Carmody, Jr.	bid when a school board is selling surplus property as follows: 85% of appraised value at 1st attempt to sell, 80% of appraised value at second attempt to sell, and no minimum bid at third attempt. Present law provides that appraised value is the minimum for which property may be sold.	<p>Committee.</p> <ul style="list-style-type: none"> • Supported by the Cowen Institute. • Reported favorably by House Education on 5/12/10. • Passed by House on 5/19/10. • Assigned to Senate Education. • Reported favorably by Senate education on 6/4/10. • Passed by Senate on 6/11/10. • Sent to the Governor. • Signed by the Governor; became Act 526.
HB 909‡	Austin J. Badon, Jr.	Requires the Orleans Parish School Board to pay for certain retirees and for their family members and dependents not less than 75% of the annual premium costs for participating in the board's group health insurance plan.	<ul style="list-style-type: none"> • Filed on 3/18/10 and assigned to the House Education Committee. • No further consideration.
HB 923	Walt Leger, III	Authorizes the Recovery School District to contract with outside counsel for the purpose of obtaining legal services related to the utilization of the New Market Tax Credits.	<ul style="list-style-type: none"> • Filed on 3/18/10 and assigned to the House Education Committee. • Supported by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE support. • Supported by BESE. • Amended and reported favorably by House Education on 5/12/10. • Passed by House on 5/26/10. • Assigned to Senate Education. • Reported favorably by Senate Education 6/10/10. • Passed by Senate on 6/17/10. • Sent to the Governor. • Signed by the Governor; became Act 717.
HB 925 (see also: SB 302)	Austin J. Badon, Jr. + 17 others	Requires BESE to establish a letter grade system reflective of school and district performance.	<ul style="list-style-type: none"> • Filed on 3/18/10 and assigned to the House Education Committee. • Louisiana Dept. of Education recommended that BESE support. • Supported by BESE. • Reported favorably by House Education on 5/6/10. • Passed by House and sent to Senate on 5/13/10. • Assigned to Senate Education.

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			<ul style="list-style-type: none"> • Amended and reported favorably by Senate education on 6/4/10. • Passed by Senate on 6/11/10. • Sent to the Governor. • Signed by the Governor; became Act 718.
HB 950	Walt Leger, III	Authorizes the Recovery School District to borrow money and to issue debt instruments.	<ul style="list-style-type: none"> • Filed on 3/18/10 and assigned to the House Education Committee. • Louisiana Dept. of Education recommended that BESE support. • Supported by BESE. • No further consideration.
HB 962 (see also: SB 344)	Stephen F. Carter + 25 others	Regarding charter schools, provides relative to the process for submission, review, and approval of charter school proposals, for the renewal of charter agreements, and for the use by charter schools of facilities and property under the control of a local school board.	<ul style="list-style-type: none"> • Filed on 3/18/10 and assigned to the House Education Committee. • Louisiana Dept. of Education recommended that BESE support. • Supported by BESE. • Amended and reported favorably by House Education on 5/12/10. • Passed by House as amended on 5/19/10. • Assigned to Senate Education. • Reported favorably by Senate education on 6/4/10. • Passed by Senate on 6/15/10. • Sent to the Governor. • Signed by the Governor; became Act 722.
HB 1003± (see also: SB 695 and HB 1368)	Jane H. Smith + 26 others	“Red Tape Reduction Waiver Program” Provides a waiver program under which BESE may exempt school districts from various laws, rules, and regulations if the school district demonstrates how such a waiver will increase the quality of instruction and improve student academic achievement.	<ul style="list-style-type: none"> • Filed on 3/19/10 and assigned to the House Education Committee. • Louisiana Dept. of Education recommended that BESE support. • Supported with amendments by BESE. • No further consideration.
HB 1033±	Frank A. Hoffmann + 23 others	Provides relative to evaluation and assessment programs for teachers and administrators. The “value-added bill.”	<ul style="list-style-type: none"> • Filed on 3/19/10 and assigned to the House Education Committee. • Louisiana Dept. of Education recommended that BESE support. • Supported by BESE.

			<ul style="list-style-type: none"> • Amended and reported favorably by House Education on 4/28/10. • Passed by House as amended and sent to Senate on 5/10/10. • Assigned to Senate Education. • Amended and reported favorably by Senate Education on 5/20/10. • Passed by Senate as amended on 5/26/10. • Signed by the Governor on 5/27/10; became Act 54.
HB 1093	James R. "Jim" Fannin	Requires the Recovery School District to receive Joint Legislative Committee on the Budget approval of capital expenses and change orders in excess of \$100,000.	<ul style="list-style-type: none"> • Filed on 3/19/10 and assigned to the House Education Committee. • Opposed by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE oppose. • Opposed by BESE and the RSD • Reported favorably by the House Education Committee on 4/7/10. • Passed House and sent to Senate on 4/14/10. • Assigned to Senate Education. • Amended and reported favorably by Senate Education on 5/20/10. • Passed by Senate as amended on 6/9/10. • Pending House concurrence. • Went to Conference Committee. • Conference Committee report adopted on 6/21/10. • Sent to the Governor. • Signed by the Governor; became Act 735.
HB 1128±* (see also: SB 485, HB 1487)	Walt Leger, III	Establishes certain requirements for BESE and local school boards relative to charter schools, regarding behavior and discipline, special education, and data collection, among other areas.	<ul style="list-style-type: none"> • Filed on 3/19/10 and assigned to the House Education Committee. • Louisiana Dept. of Education recommended that BESE oppose. • Opposed by BESE. • Reported by substitute by House Education on 5/18/10. • See HB 1487.
HB 1154±	Stephen F. Carter	Provides for the creation and establishment of the La. Charter Schools Commission. Provides for its powers, duties, and membership. Provides for the	<ul style="list-style-type: none"> • Filed on 3/19/10 and assigned to the House Education Committee. • Conditionally supported by the Cowen Institute. • Louisiana Dept. of Education makes no recommendation.

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		transfer of certain present law powers, duties, and authority relative to charter schools from BESE to the commission.	<ul style="list-style-type: none"> • Opposed by BESE. • No further consideration.
HB 1368± (see also: HB 1003 and SB 695)	Jane H. Smith + 26 others	Provides a waiver program under which BESE may exempt school districts from various laws, rules, and regulations if the school district demonstrates how such a waiver will increase the quality of instruction and improve student academic achievement. Also known as the “Red Tape Reduction Waiver Program.”	<ul style="list-style-type: none"> • Filed on 4/20/10 and assigned to the House Education Committee. • Amended and reported favorably by House Education on 5/6/10. • Passed by House and sent to Senate on 5/13/10. • Assigned to Senate Education. • Deferred for one week in Senate Education on 5/27/10. • Amended and reported favorably by Senate education on 6/4/10. • Passed by Senate as amended on 6/15/10. • Sent to the Governor. • Signed by the Governor; became Act 749.
HB 1411	Cedric Richmond	Requires the Recovery School District to receive Joint Legislative Committee on the Budget approval of capital expenses and change orders in excess of \$100,000.	<ul style="list-style-type: none"> • Filed on 4/20/10 and assigned to the House Education Committee. • No further consideration.
HB 1487±* [see also: SB 485, HB 1128]	Walt Leger, III	Relative to charter schools, requires that a proposed charter be reviewed to determine whether it provides for a master plan for improving behavior and discipline and whether it provides for a plan for collecting certain data relative to school operations and performance. Provides that a charter proposal received by BESE shall be approved only after a determination that the educational program to be offered is based on generally accepted education research findings applicable to the pupils to be served, including certain school discipline practices and policies. Requires a charter proposal to contain or make provisions for school rules and regulations applicable to pupils, including certain disciplinary policies and procedures, as	<ul style="list-style-type: none"> • Reported as substitute for HB 1128 by House Education on 5/18/10. • Passed by House on 5/26/10. • Assigned to Senate Education. • Reported favorably by Senate Education on 6/10/10. • Passed by Senate as amended on 6/17/10. • Adopted in House concurrence on 6/20/10. • Sent to the Governor. • Signed by the Governor; became Act 756.

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		well as a plan for collecting certain data relative to school operations and performance. Provides that a charter school shall not be exempt from specified state laws relative to student behavior and discipline and relative to the collection of certain data on school operations and performance.	
SB 66±	Jean-Paul "JP" Morrell	Creates a charter school enrollment preference for neighborhood students. Specifically, the bill requires each charter school to establish an enrollment preference for students residing in the immediate neighborhood surrounding the school, provides relative to the determination of the geographic boundaries of each such neighborhood, requires that the enrollment of each charter school be composed of a certain percentage of students residing in the immediate neighborhood of the school, provides for effectiveness, and provides for related matters.	<ul style="list-style-type: none"> • Filed on 3/10/10 and assigned to the Senate Education Committee. • Louisiana Dept. of Education recommended that BESE support if amended. • Opposed by BESE, unless amended. • Voluntarily deferred for one week in Senate Education on 5/13/10. • Amended and reported favorably by Senate Education on 5/20/10. • Passed by Senate as amended on 6/1/10. • Assigned to House Education. • No further consideration.
SB 74± (see also: SB 688)	Jean-Paul "JP" Morrell	Provides for the creation of community advisory boards for schools within the Recovery School District; provides relative to the membership, duties, and functions of such boards; prohibits the State Board of Elementary and Secondary Education from approving a charter school within the district for which there is not more than one applicant; and provides for related matters.	<ul style="list-style-type: none"> • Filed on 3/15/10 and assigned to the Senate Education Committee. • Louisiana Dept. of Education recommended that BESE oppose. • Opposed by BESE, unless amended. • No further consideration.
SB 157	Edwin R. Murray	Requires binding arbitration for certain disputes between the Recovery School District and a charter school or a local school board.	<ul style="list-style-type: none"> • Filed on 3/17/10 and assigned to the Senate Education Committee. • Supported by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE

			<ul style="list-style-type: none"> oppose. Opposed by BESE. Voluntarily deferred on 4/29/10. No further consideration.
SB 161‡	Edwin R. Murray	Dedicates state funds for the purpose of providing health insurance premiums of certain plan members in hurricane-affected areas.	<ul style="list-style-type: none"> Filed on 3/17/10 and assigned to the Senate Finance Committee. Louisiana Dept. of Education recommended that BESE support. Supported by BESE. Deferred by Senate Finance on 5/24/10. No further consideration.
SB 240	Edwin R. Murray	Allows the Orleans Parish School Board (OPSB) to exclude an amount of local revenues from the amount otherwise required to be transferred to the Recovery School District (RSD) for schools transferred from OPSB to the RSD. Allowable exclusion is equal to the amount actually expended by the board for the cost of workers' compensation premiums and the employee and employer portions of health insurance benefits for retired employees, not to exceed nine million dollars annually. Requires OPSB to annually report to DOE accounting for any monies so excluded.	<ul style="list-style-type: none"> Filed on 3/17/10 and assigned to the Senate Education Committee. Supported by the Cowen Institute. Louisiana Dept. of Education recommended that BESE oppose. Opposed by BESE, unless amended. Amended and reported favorably by Senate Education on 4/29/10. Passed by Senate on 5/5/10. Assigned to House Education. Amended and reported favorably by House Education on 5/26/10. Passed by House as amended on 6/16/10. House amendments concurred in by Senate on 6/18/10. Sent to the Governor. Signed by the Governor; became Act 640.
SB 258‡	Edwin R. Murray	Provides for eligibility of New Orleans School Board retirees to participate, as a group, in insurance sponsored by the Office of Group Benefits.	<ul style="list-style-type: none"> Filed on 3/17/10 and assigned to the Senate Finance Committee. Deferred by Senate Finance on 5/24/10. No further consideration.
SB 298 (see also: HB 403)	Jack Donahue	Requires BESE to broadcast its meetings over the Internet and to archive such broadcasts.	<ul style="list-style-type: none"> Filed on 3/18/10 and assigned to the Senate Education Committee. Supported by the Cowen Institute. Louisiana Dept. of Education recommended that BESE support. Supported by BESE if amended.

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			<ul style="list-style-type: none"> • Reported favorably by Senate Education Committee on 4/8/10. • Passed by Senate and sent to House on 4/14/10. • Assigned to House Education. • Reported favorably by House Education on 5/18/10. • No further consideration.
SB 302 (see also: HB 925)	Conrad Appel + 15 others	Requires BESE to assign letter grades to public schools and school districts reflective of their performance.	<ul style="list-style-type: none"> • Filed on 3/18/10 and assigned to the Senate Education Committee. • Louisiana Dept. of Education recommended that BESE support. • Supported by BESE. • Amended and reported favorably on 4/22/10. • Passed by Senate and sent to House on 4/28/10. • Assigned to House Education. • Reported favorably by House Education on 5/18/10. • Passed by House as amended on 6/8/10. • House amendments rejected by Senate on 6/9/10. • Pending in conference committee. • Senate adopted conference committee report on 6/21/10. • No further consideration.
SB 344 (see also HB 962)	Ann D. Duplessis + 24 others	Provides relative to submission and review of charter school proposals and charter renewals. Includes the automatic renewal provision for “high-performing” schools.	<ul style="list-style-type: none"> • Filed on 3/18/10 and assigned to the Senate Education Committee. • Louisiana Dept. of Education recommended that BESE support. • Supported by BESE. • Reported favorably by Senate Education on 4/22/10. • Passed by Senate and sent to House on 4/28/10. • Assigned to House Education. • Amended and reported favorably by House Education on 5/18/10. • Passed by House on 6/8/10. • Sent to the Governor. • Signed by the Governor; became Act 334.
SB 353±	Ben W. Nevers	Requires a vote of the people before any local revenues can be transferred or allocated to a Type 2 charter school.	<ul style="list-style-type: none"> • Filed on 3/18/10 and assigned to the Senate Education Committee. • Louisiana Dept. of Education recommended that BESE oppose.

			<ul style="list-style-type: none"> • Opposed by BESE. • Deferred by Senate Education on 4/22/10. • No further consideration.
SB 422	Ben W. Nevers	Regarding the superintendent's annual report to the board, governor and legislature, this bill adds the House and Senate Education Committee chairmen to the recipients, emphasizes that information on charter schools and RSD schools is to be included in the report, and adds an annual report deadline of March 15.	<ul style="list-style-type: none"> • Filed on 3/18/10 and assigned to the Senate Education Committee. • Louisiana Dept. of Education recommended that BESE support. • Supported by BESE. • No further consideration.
SB 485 (see also: HB 1128, HB 1487)	Jean-Paul "JP" Morrell	Provides relative to the provision of special education, behavior and discipline, and related services in charter schools.	<ul style="list-style-type: none"> • Filed on 3/19/10 and assigned to the Senate Education Committee. • Louisiana Dept. of Education recommended that BESE oppose. • Opposed by BESE. • No further consideration.
SB 491±	Ben W. Nevers	Requires the state superintendent of education to secure funding to provide an annual increase of at least 2.75% in the MFP.	<ul style="list-style-type: none"> • Filed on 3/19/10 and assigned to the Senate Education Committee. • Supported by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE oppose. • Opposed by BESE. • No further consideration.
SB 492	Ben W. Nevers	Brings the governing boards of charter schools under the financial disclosure requirements of the Ethics Code.	<ul style="list-style-type: none"> • Filed on 3/19/10 and assigned to the Senate & Government Affairs Committee. • Conditionally opposed by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE oppose. • Reported favorably by Senate & Governmental Affairs on 4/14/10. • Amended, passed by Senate and sent to House on 4/20/10. • Assigned to House & Governmental Affairs. • Reported favorably by House & Governmental Affairs on 5/25/10. • Passed by House on 6/10/10. • Pending Senate concurrence.

			<ul style="list-style-type: none"> • Sent to the Governor. • Signed by the Governor; became Act 786.
SB 495	Ben W. Nevers	Requires BESE to conduct an extensive study and evaluation of the MFP formula and issue a report to the House and Senate Education Committees no later than February 15, 2011 (it was last done in 1989), and updates previous language to provide for expansion of the specified issues to be included in such study and evaluation to cover city, parish, and other local public school systems, public schools which are not under the jurisdiction of a city, parish, or other local public school board, charter schools, and the Recovery School District.	<ul style="list-style-type: none"> • Filed on 3/19/10 and assigned to the Senate Education Committee. • Supported by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE support if amended. • Supported by BESE if amended. • No further consideration.
SB 584 (see also: HB 210)	Karen Carter Peterson	Creates the Louisiana Statewide Education Facilities Authority.	<ul style="list-style-type: none"> • Filed on 3/19/10 and assigned to the Senate Education Committee. • Supported by the Cowen Institute. • Louisiana Dept. of Education recommended that BESE support. • BESE takes no position. • Amended and reported favorably by Senate Education on 4/29/10. • Passed as amended by Senate on 5/10/10. • Assigned to House Education. • Reported as amended by House Education on 6/15/10. • Passed by House on 6/18/10. • Adopted in Senate concurrence on 6/20/10. • Sent to the Governor. • Vetoed by the Governor on 7/2/10.
SB 688± (see also: SB 74)	Jean-Paul "JP" Morrell	Provides for the creation of community advisory boards for schools within the Recovery School District; provides relative to the membership, duties, and functions of such boards; and provides for related matters. (Omits SB 74 prohibition on BESE	<ul style="list-style-type: none"> • Filed on 4/6/10 and assigned to the Senate Education Committee. • Louisiana Dept. of Education recommended that BESE oppose. • Opposed by BESE, unless amended. • Amended and reported favorably by Senate Education on

		approving a charter school within the district for which there is not more than one applicant.)	<p>5/13/10.</p> <ul style="list-style-type: none"> • Passed by Senate on 5/19/10. • Assigned to House Education. • No further consideration.
SB 695± (see also: HB 1003 and HB 1368)	Ann D. Duplessis	“Red Tape Reduction Waiver Program” Provides a waiver program under which BESE may exempt school districts from various laws, rules, and regulations if the school district demonstrates how such a waiver will increase the quality of instruction and improve student academic achievement.	<ul style="list-style-type: none"> • Filed on 4/13/10 and assigned to the Senate Education Committee. • No further consideration.
SCR 20 (see also: HCR 243)	Ben Nevers	Provides legislative approval of the MFP formula for FY 2010-2011 adopted by BESE on March 11, 2010, including a 2.75% increase.	<ul style="list-style-type: none"> • Filed on 3/30/10 and assigned to the Senate Education Committee. • Reported favorably by Senate Education on 4/22/10 and sent to Senate Finance. • Deferred by Senate Finance on 5/24/10, with a request to BESE to write a formula with a lower % increase. • No further consideration.
HCR 243 (see also: SCR 20)	Austin Badon	Provides legislative approval of the MFP formula for Fiscal Year 2010-2011 adopted by BESE on June 8, 2010.	<ul style="list-style-type: none"> • Filed on 6/9/10 and assigned to the House Education Committee. • Reported favorably by House Education on 6/10/10. • Adopted by House on 6/15/10. • Reported with amendments by Senate Education on 6/17/10. • Adopted by Senate on 6/21/10. • Filed with Secretary of State on 6/24/10.

‡ Effective as law on July 1, 2010; if vetoed by the governor and subsequently approved by the legislature, effective July 1, 2010 or the day following such approval, whichever is later.

± Effective as law upon the signature of the governor, or if not signed by the governor, upon the expiration of the time for bills to become law without signature in accordance with the Louisiana Constitution (see below). If vetoed by the governor and subsequently approved by the legislature, it is effective on the day following such approval.

* The provisions of this Act shall become effective January 1, 2011. (In the case of HB 1128, this regards only Section 2).

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In accordance with Article III, Section 19 of the Louisiana Constitution, all other bills become effective as law on August 15 of the calendar year of the regular session (August 15, 2010), unless the bill specifies otherwise.

Additionally, in accordance with Article III, Section 18 of the Louisiana Constitution, the governor has ten days after a bill is delivered to him to veto if the legislature is still in session on the tenth day after delivery. Otherwise, the governor has twenty days if on the tenth day after delivery the legislature has adjourned.