

COMPARISON DOCUMENT

Title 28

EDUCATION

Part CXXXIX. *Bulletin 126—Charter Schools*

Chapter 3. Charter School Authorizers

§305. BESE Duties Relating to Charter Schools

A. ...

1. Repealed.

2. – 5. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, and R.S. 17:3983.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1359 (July 2008), amended LR 37:2383 (August 2011), LR 51:

Chapter 5. Application and Approval Process for BESE-Authorized Charter Schools

§503. Eligibility to Apply for a Type 2 Charter School

A. – A.3.

...

a. At the time of application, all new operators and/or experienced operators not currently operating a charter school in Louisiana must undergo a criminal background check for each board member identified with the submission of the full application. The request for information shall be from the Bureau of Criminal Identification and Information and the Federal Bureau of Investigation concerning whether the person has been arrested for, convicted of, or pled nolo contendere to any criminal offense.

b. Subsequent board member nominations or replacements shall also be required to undergo the required criminal background check upon appointment.

4. – 5.e. ...

6. Applicants who have been denied or have withdrawn an application during an application cycle to BESE for a Type 2 or 4 charter may not reapply to BESE until the subsequent calendar year, provided the applicant meets eligibility criteria in accordance with this Part.

B. – F.

...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3973, R.S. 17:3981, R.S. 17:3982, R.S. 17:3983, and R.S. 17:3991.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1360 (July 2008), amended LR 37:868 (March 2011), LR 38:3117 (December 2012), LR 39:1431 (June 2013), LR 39:3064 (November 2013), LR 44:232 (February 2018), LR 47:571 (May 2021), LR 51:37 (January 2025), LR 51:

Chapter 16. School Closure

§1603. Asset Transfer for Charter School Closures

A. If the charter agreement of Type 1, 3, or 3B charter school is revoked or the school otherwise ceases to operate, all assets purchased by the charter school with any public funds becomes the property of the chartering authority.

B. If the charter agreement of a Type 2 charter school that was previously any other type of charter school is revoked or the school otherwise ceases to operate, any property owned by the local school board that was used by the charter school prior to such revocation or cessation operation remains the property of the local school board.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3973, R.S. 17:3981, R.S. 17:3982, R.S. 17:3983, and R.S. 17:3991.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 51:

Chapter 21. Charter School Governance

§2103. Board Member Responsibilities

A. – J.

...

K. Beginning January 1, 2026, the board chair of BESE-authorized charter schools shall submit signed attestations of compliance with all requirements set forth by LDOE in accordance with this Section.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10) and R.S. 17:3981.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1370 (July 2008), amended LR 37:874 (March 2011), amended LR 50:657 (May 2024), LR 51:270 (February 2025), LR 51:

Chapter 25. Charter School Fiscal Responsibilities

§2509. Assets of BESE-Authorized Charter Schools

A. – E.

...

F. If a Type 1, 3, or 3B charter school is approved for conversion to a Type 2 charter school, all assets purchased with any public funds prior to such conversion shall remain the property of that charter school for the duration of the charter agreement with BESE, subject to federal regulations applicable to any federal funding source used for the purchase.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, R.S. 17:3991, R.S. 3983(B)(2), and R.S. 17:3995.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1373 (July 2008), amended LR 39:3252 (December 2013), LR 44:242 (February 2018), LR 51:

Chapter 40. Charter School Autonomy

§4003. Applicability of State Laws

A. – A.23.

...

24. reporting by a school employee employed by the governing authority of a public elementary or secondary school of his arrest for one or more of the specified offenses relative to sexual morality affecting minors, R.S. 17:16, any of the crimes provided in R.S. 15:587.1, or any ~~justified complaint~~ substantiated allegation of child abuse or neglect on file in the central registry pursuant to Article 615 of the Children's Code;

25. – 45. ...

46. Student records, R.S. 17:112.

47. Vocational and technical education, R.S. 17:183.4.

48. Child health and safety minimum standards, R.S. 17:407.41.

49. School nutrition, R.S. 17:193.3.

50. Cameras in special education classrooms, R.S. 17:1948.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10) and R.S. 17:3996.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 44:246 (February 2018), amended LR 48:1269 (May 2022), LR 50:178 (February 2024), LR 50:657 (May 2024), repromulgated LR 50:783 (June 2024), amended LR 51:42 (January 2025), LR 51:

§4313. Reasons for Expulsions

A. – A.3.c. ...

4. Any student in sixth grade and above found guilty of being in possession of tobacco, alcohol, or vaping products or found guilty on first occurrence of being in possession of marijuana, tetrahydrocannabinol, or any chemical derivative thereof on school property, on a school bus, or at a school-sponsored event, may be recommended for expulsion.

5. – 6. ...

7. A student in grades six through twelve found guilty of being in possession of marijuana, tetrahydrocannabinol, or any derivative thereof shall not be subject to the provisions of Paragraph 5 of this Subsection unless the offense is the second or subsequent occurrence.

B. – D. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:416.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 48:1003 (April 2022), amended LR 51:43 (January 2025), LR 51: