

ACT No. 497

Regular Session, 2008

HOUSE BILL NO. 718

BY REPRESENTATIVE TRAHAN

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AN ACT

To amend and reenact R.S. 17:3997(B)(2)(c), relative to the leave of absence granted by a city, parish, or other local public school board to an employee who subsequently becomes employed in a charter school, including the maximum time period for which such leave can be authorized and time periods for the taking of certain actions by the employee relative to returning to the system granting the leave; to provide an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:3997(B)(2)(c) is hereby amended and reenacted to read as follows:

§3997. Charter school employees

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B.

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(2)

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(c)(i) ~~At~~ Except as otherwise provided by Item (ii) of this Subparagraph, at the end of the third year of leave authorized by this Subsection, an employee shall either make a written request to the local school board to return to the city or parish school system in a comparable position, if one is available, or resign from the position from which the leave was granted. Any employee requesting to return to the city or parish school system in a comparable position shall be permitted to return even if such return necessitates a reduction in force by the local school board in accordance with the provisions of R.S. 17:81.4.

1 (ii)(aa) Any employee granted a three-year leave of absence pursuant to the
 2 provisions of Paragraph (1) of this Subsection and who would otherwise be required
 3 to take during the 2007-2008 school year or the 2008-2009 school year one of the
 4 actions specified in Item (i) of this Subparagraph relative to returning to or resigning
 5 from the school system granting leave may request in lieu of taking such action an
 6 additional leave of absence from the local school board not to exceed two years. The
 7 request for additional leave shall be made in the same manner and in accordance with
 8 the same timeline as applicable to a request to return to the school system. A request
 9 for additional leave pursuant to the provisions of this Item shall be granted by the
 10 local school board.

11 (bb) At the end of the additional leave period authorized by this Item, an
 12 employee shall either make a written request to the local school board to return to the
 13 school system in a comparable position, if one is available, or resign from the
 14 position from which the leave was granted. Any employee requesting to return to
 15 the local school system in a comparable position shall be permitted to return even if
 16 such return necessitates a reduction in force by the local school board in accordance
 17 with the provisions of R.S. 17:81.4.

* * *

19 Section 2. This Act shall become effective upon signature by the governor or, if not
 20 signed by the governor, upon expiration of the time for bills to become law without signature
 21 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 22 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 23 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____