

Regular Session, 2010

ACT No. 522

HOUSE BILL NO. 539

BY REPRESENTATIVES KATZ AND ROSALIND JONES AND SENATORS
KOSTELKA, THOMPSON, AND WALSWORTH

1 AN ACT

2 To authorize and provide for the sale of specified school property by the City of Monroe
3 School Board; to authorize such sale at public auction or private sale; to require an
4 ordinance providing for such sale; to provide for public notice and a public hearing;
5 to provide for legal challenges to the sale; 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.(A) Notwithstanding any provision of law to the contrary, the City of
11 Monroe School Board, hereafter in this Section referred to as the "school board", may sell
12 buildings and facilities known as the Georgia Tucker Elementary school and the property
13 on which they are located, hereafter in this Section referred to as the "school", to any person
14 at a public or private sale in accordance with this Section.

15 (B) Before the school board sells the school, it shall adopt an ordinance giving the
16 reasons for the action, establishing the method of sale, and fixing the minimum price and
17 terms of the sale. Prior to adoption of such ordinance, notice of the proposed ordinance must
18 be published three times in fifteen days, one week apart, in the official journal of the school
19 board. The notice shall also be posted on the Monroe City Schools website for the same
20 fifteen-day period.

21 (C) Any opposition to the proposed ordinance shall be made in writing and filed
22 with the school board within fifteen days after final publication of notice. If opposition is
23 filed, the school board may not adopt the ordinance until after it holds a hearing regarding
24 the sale. The ordinance shall not become effective until ten days after its adoption, during

1 which time any interested citizen may apply to the district court having jurisdiction in
2 Ouachita Parish for an order restraining the sale of the property. After the ordinance
3 becomes effective, it may not be contested for any reason.

4 (D) The school board may utilize the procedures provided in R.S. 41:892 when
5 selling the school; however, if the school board complies with the provisions of this Section,
6 the minimum sale price for the school shall be as established by the ordinance adopted
7 pursuant to this Section and not as established by R.S. 41:892.

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

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____