

By: Bell of Kaufman

H.B. No. 890

A BILL TO BE ENTITLED

AN ACT

relating to school district hearings regarding complaints.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 11.1511(b), Education Code, is amended to read as follows:

(b) The board shall:

(1) seek to establish working relationships with other public entities to make effective use of community resources and to serve the needs of public school students in the community;

(2) adopt a vision statement and comprehensive goals for the district and the superintendent and monitor progress toward those goals;

(3) establish performance goals for the district concerning:

(A) the academic and fiscal performance indicators under Subchapters C, D, and J, Chapter 39; and

(B) any performance indicators adopted by the district;

(4) ensure that the superintendent:

(A) is accountable for achieving performance results;

(B) recognizes performance accomplishments; and

(C) takes action as necessary to meet performance goals;

1 (5) adopt a policy to establish a district- and
2 campus-level planning and decision-making process as required
3 under Section 11.251;

4 (6) publish an annual educational performance report
5 as required under Section 39.306;

6 (7) adopt an annual budget for the district as
7 required under Section 44.004;

8 (8) adopt a tax rate each fiscal year as required under
9 Section 26.05, Tax Code;

10 (9) monitor district finances to ensure that the
11 superintendent is properly maintaining the district's financial
12 procedures and records;

13 (10) ensure that district fiscal accounts are audited
14 annually as required under Section 44.008;

15 (11) publish an end-of-year financial report for
16 distribution to the community;

17 (12) conduct elections as required by law;

18 (13) by rule, adopt a process through which district
19 personnel, students or the parents or guardians of students, and
20 members of the public may obtain a hearing from the district
21 administrators and the board regarding a complaint that must:

22 (A) unless otherwise provided by law, include:

23 (i) an initial administrative hearing; and

24 (ii) an opportunity to appeal the
25 administrative decision following the initial hearing; and

26 (B) unless otherwise agreed to by the parties,
27 provide for a resolution of the complaint not later than 120

1 calendar days after the date on which the complaint was filed;

2 (14) make decisions relating to terminating the
3 employment of district employees employed under a contract to which
4 Chapter 21 applies, including terminating or not renewing an
5 employment contract to which that chapter applies; and

6 (15) carry out other powers and duties as provided by
7 this code or other law.

8 SECTION 2. The board of trustees of a school district shall
9 adopt a process for a hearing in accordance with Section
10 11.1511(b), Education Code, as amended by this Act, as soon as
11 practicable after the effective date of this Act.

12 SECTION 3. This Act takes effect September 1, 2023.