

Amend CSSB 1108 between the enacting clause and SECTION 1 of the bill (House Committee Printing, page 1, between lines 3 and 4), by inserting the following new SECTIONS and by renumbering subsequent SECTIONS of the bill accordingly:

SECTION 1. Subchapter C, Chapter 12, Education Code, is amended by adding Section 12.0521 to read as follows:

Sec. 12.0521. ALTERNATIVE AUTHORIZATION. (a) Notwithstanding Section 12.052, in accordance with this subchapter and in the manner provided by this section, the board of trustees of a school district or the governing body of a home-rule school district may grant a charter for:

(1) a new district campus; or

(2) a program that is operated:

(A) by an entity that has entered into a contract with the district under Section 11.157 to provide educational services to the district through the campus or program; and

(B) at a facility located in the boundaries of the district.

(b) A student's parent or guardian may choose to enroll the student at a campus or in a program under this section. A school district may not assign a student to a campus or program under this section unless the student's parent or guardian has voluntarily enrolled the student at the campus or in the program. A student's parent or guardian may, at any time, remove the student from a campus or program under this section and enroll the student at the campus to which the student would ordinarily be assigned.

(c) A school district may not assign to a campus or program under this section a teacher who has signed a written statement that the teacher does not agree to that assignment.

SECTION 2. Sections 12.057, 12.058, and 12.062, Education Code, are amended to read as follows:

Sec. 12.057. STATUS. (a) With respect to the operation of a campus or program granted a charter under this subchapter, the [A] governing body of the campus or program provided for under the charter is considered a governmental body for purposes of Chapters 551 and 552, Government Code.

(b) An employee of a campus or program granted a charter

under Section 12.052, 12.0521(a)(1), or 12.053 [~~this subchapter~~] who qualifies for membership in the Teacher Retirement System of Texas shall be covered under the system in the same manner and to the same extent as a qualified employee employed on a regularly operating campus or in a regularly operating program is covered.

(c) A [~~The~~] campus or program granted a charter under Section 12.052, 12.0521(a)(1), or 12.053 is immune from liability to the same extent as a school district, and its employees and volunteers are immune from liability to the same extent as school district employees and volunteers.

Sec. 12.058. CHARTER POLICY. [~~(a)~~] Each school district shall adopt a campus charter and [~~campus~~] program charter policy. The policy must specify:

(1) the process to be followed for approval of a campus charter or a [~~campus~~] program charter;

(2) the statutory requirements with which a campus charter or [~~campus~~] program charter must comply; and

(3) the items that must be included in a charter application.

~~[(b) Each school district shall adopt a campus charter and campus program charter policy as required by this section not later than January 1, 1998.]~~

Sec. 12.062. REVISION. (a) A charter granted under Section 12.052 or 12.053 [~~this subchapter~~] may be revised:

(1) with the approval of the board of trustees that granted the charter; and

(2) on a petition signed by a majority of the parents and a majority of the classroom teachers at the campus or in the program, as applicable.

(b) A charter granted under Section 12.0521 may be revised with the approval of the board of trustees that granted the charter. A charter may be revised under this subsection only before the first day of instruction of a school year or after the final day of instruction of a school year.