

AN ACT

relating to the receipt of financial benefits by school district superintendents for services performed for business entities.

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

SECTION 1. Section 11.201, Education Code, is amended by adding Subsection (e) to read as follows:

(e) The superintendent of a school district may not receive any financial benefit for personal services performed by the superintendent for any business entity that conducts or solicits business with the district. Any financial benefit received by the superintendent for performing personal services for any other entity, including a school district, open-enrollment charter school, regional education service center, or public or private institution of higher education, must be approved by the board of trustees on a case-by-case basis in an open meeting. For purposes of this subsection, the receipt of reimbursement for a reasonable expense is not considered a financial benefit.

SECTION 2. Section 11.201(e), Education Code, as added by this Act, applies only to a contract between a superintendent of a school district and a business entity that is entered into on or after the effective date of this Act. A contract between a superintendent of a school district and a business entity that is entered into before the effective date of this Act is governed by the law in effect on the date the contract is entered into, and the

1 former law is continued in effect for that purpose.

2 SECTION 3. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2007.

President of the Senate

Speaker of the House

I certify that H.B. No. 189 was passed by the House on March 22, 2007, by the following vote: Yeas 146, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 189 was passed by the Senate on May 3, 2007, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor