

1-1 By: Eissler (Senate Sponsor - Shapiro) H.B. No. 1365
1-2 (In the Senate - Received from the House April 27, 2009;
1-3 April 27, 2009, read first time and referred to Committee on
1-4 Education; May 11, 2009, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;
1-6 May 11, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 1365 By: Patrick

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to service records of professional staff employed by
1-11 school districts.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter I, Chapter 21, Education Code, is
1-14 amended by adding Section 21.4031 to read as follows:

1-15 Sec. 21.4031. PROFESSIONAL STAFF SERVICE RECORDS. (a) In
1-16 this section:

1-17 (1) "Salary schedule" means the minimum salary
1-18 schedule under Section 21.402 or a comparable salary schedule used
1-19 by a school district that specifies salary amounts based on an
1-20 employee's level of experience.

1-21 (2) "Service record" means a school district document
1-22 that indicates the total years of service provided to the district
1-23 by a classroom teacher, librarian, counselor, or nurse.

1-24 (b) On request by a classroom teacher, librarian,
1-25 counselor, or nurse or by the school district employing one of those
1-26 individuals, a school district that previously employed the
1-27 individual shall provide a copy of the individual's service record
1-28 to the school district employing the individual. The district must
1-29 provide the copy not later than the 30th day after the later of:

1-30 (1) the date the request is made; or

1-31 (2) the date of the last day of the individual's
1-32 service to the district.

1-33 (c) If a school district fails to provide an individual's
1-34 service record as required by Subsection (b), the agency shall, to
1-35 the extent that information is available to the agency, provide the
1-36 employing school district with information sufficient to enable the
1-37 district to determine proper placement of the individual on the
1-38 district's salary schedule.

1-39 SECTION 2. This Act applies beginning with the 2009-2010
1-40 school year.

1-41 SECTION 3. This Act takes effect immediately if it receives
1-42 a vote of two-thirds of all the members elected to each house, as
1-43 provided by Section 39, Article III, Texas Constitution. If this
1-44 Act does not receive the vote necessary for immediate effect, this
1-45 Act takes effect September 1, 2009.

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