

By: Shelton

H.B. No. 3780

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the operation of and requirements for expansion of  
3 certain open-enrollment charter schools.

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

5 SECTION 1. Section 12.101, Education Code, is amended by  
6 amending Subsection (b) and adding Subsection (b-1) to read as  
7 follows:

8 (b) The State Board of Education may grant a charter for an  
9 open-enrollment charter school only to an applicant that meets any  
10 financial, governing, and operational standards adopted by the  
11 commissioner under this subchapter. [~~The State Board of Education  
12 may not grant a total of more than 215 charters for an open  
13 enrollment charter school.~~]

14 (b-1) A charter holder may establish one or more new  
15 open-enrollment charter school campuses under a charter without  
16 applying for authorization from the State Board of Education if:

17 (1) the open-enrollment charter school district is  
18 rated as academically acceptable or higher under Subchapter D,  
19 Chapter 39; and

20 (2) no campus operating under the charter has been  
21 rated as academically unacceptable for any two of the three  
22 preceding school years or such a campus has been closed; and

23 (3) the charter holder provides written notice, in the  
24 time, manner, and form provided by commissioner rule, to the State

1 Board of Education and the commissioner of the establishment of any  
2 campus under this subsection.

3 SECTION 2. This act applies beginning with the 2009-2010  
4 school year.

5 SECTION 3. This act takes effect immediately if it receives  
6 a vote of two-thirds of all the members elected to each house, as  
7 provided by Section 39, Article III, Texas Constitution. If this  
8 act does not receive the vote necessary for immediate effect, this  
9 act takes effect September 1, 2009.