

1-1 By: Allen (Senate Sponsor - Huffman) H.B. No. 4435  
1-2 (In the Senate - Received from the House April 29, 2009;  
1-3 May 6, 2009, read first time and referred to Committee on  
1-4 Education; May 23, 2009, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;  
1-6 May 23, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 4435 By: West

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

1-10 relating to the requirement for participation by certain principals  
1-11 in the school leadership pilot program for principals.

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

1-13 SECTION 1. Section 11.203(d), Education Code, is amended to  
1-14 read as follows:

1-15 (d) A principal who was employed as a principal at a campus  
1-16 that was [of a campus] rated academically unacceptable during the  
1-17 preceding school year [~~as well as any person employed to replace~~  
1-18 ~~that principal,~~] shall participate in the program and complete the  
1-19 program requirements not later than a date determined by the  
1-20 commissioner.

1-21 SECTION 2. Section 11.203(d), Education Code, as amended by  
1-22 this Act, applies only to a principal employed at a school that is  
1-23 rated academically unacceptable during the 2008-2009 school year.

1-24 SECTION 3. It is the intent of the legislature that the  
1-25 passage of H.B. No. 3, Acts of the 81st Legislature, Regular  
1-26 Session, 2009, with any amendments to Section 11.203(d), Education  
1-27 Code, and the amendments made by this Act shall be harmonized, if  
1-28 possible, as provided by Section 311.025(b), Government Code, so  
1-29 that effect may be given to each. If amendments made to Section  
1-30 11.203(d), Education Code, by H.B. No. 3, Acts of the 81st  
1-31 Legislature, Regular Session, 2009, and the amendments to Section  
1-32 11.203(d), Education Code, made by this Act are irreconcilable, it  
1-33 is the intent of the legislature that H.B. No. 3, Acts of the 81st  
1-34 Legislature, Regular Session, 2009, prevail, regardless of the  
1-35 relative dates of enactment of this Act and H.B. No. 3, Acts of the  
1-36 81st Legislature, Regular Session, 2009, but only to the extent  
1-37 that any differences are irreconcilable.

1-38 SECTION 4. This Act takes effect immediately if it receives  
1-39 a vote of two-thirds of all the members elected to each house, as  
1-40 provided by Section 39, Article III, Texas Constitution. If this  
1-41 Act does not receive the vote necessary for immediate effect, this  
1-42 Act takes effect September 1, 2009.

1-43 \* \* \* \* \*