

By: Shapleigh

S.B. No. 335

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the requirement that matching funds be provided by  
3 school districts and open-enrollment charter schools under the  
4 educator excellence awards program.

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

6 SECTION 1. Section 21.702, Education Code, is amended by  
7 adding Subsection (a-1) to read as follows:

8 (a-1) The commissioner may not:

9 (1) require a school district or open-enrollment  
10 charter school to provide matching funds as a condition of  
11 eligibility for receipt of a program grant; or

12 (2) give preference in awarding program grants to a  
13 school district or open-enrollment charter school that volunteers  
14 to provide matching funds.

15 SECTION 2. Section 21.702(a-1), Education Code, as added by  
16 this Act, applies to each school district or open-enrollment  
17 charter school receiving grant funds under Subchapter O, Chapter  
18 21, Education Code, after the effective date of this Act,  
19 regardless of the date on which the district or school initially  
20 received grant funds. The commissioner of education may not  
21 disqualify a school district or open-enrollment charter school from  
22 eligibility for future grant funds or seek to recover allocated  
23 grant funds from the district or school on the grounds that the  
24 district or school ceased providing matching funds previously

1 agreed to be provided as a condition of eligibility for receiving  
2 grant funds.

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