

By: Taylor of Galveston

H.B. No. 2816

A BILL TO BE ENTITLED

AN ACT

relating to eliminating certain mandates on school districts.

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

SECTION 1. Subchapter D, Chapter 11, Education Code, is amended by adding Section 11.177 to read as follows:

Sec. 11.177. AUTHORITY TO PUBLISH NOTICE ON DISTRICT WEBSITE. (a) If a school district, the district's board of trustees, or an officer of the board is required under state law to publish notice concerning the district in a newspaper, the district, board, or officer may instead post the notice on the district's Internet website.

(b) Notice posted on an Internet website under Subsection (a) must meet any content or deadline or other date requirements established by law or rule for publishing that notice in a newspaper and must meet or exceed any duration or frequency requirements established by law or rule for publishing that notice in a newspaper. The notice or a link to the notice must be posted in a prominent place on the home page of the website.

(c) Notice posted on an Internet website under Subsection (a) is not required to meet any page or type-size requirements established by law or rule for publishing that notice in a newspaper.

SECTION 2. Section 25.112(a), Education Code, is amended to read as follows:

1 (a) Except as otherwise authorized by this section, a school
2 district may not enroll at a campus more than a campus-wide average
3 of 22 students in [~~a~~] kindergarten, first, second, third, and [~~or~~]
4 fourth grade classes [~~class~~]. That limitation does not apply
5 during:

6 (1) any 12-week period of the school year selected by
7 the district, in the case of a district whose average daily
8 attendance is adjusted under Section 42.005(c); or

9 (2) the last 12 weeks of any school year in the case of
10 any other district.

11 SECTION 3. Section 28.025(b-3), Education Code, is amended
12 to read as follows:

13 (b-3) In adopting rules to provide students with the option
14 described by Subsection (b-1)(1)(A), the State Board of Education
15 must provide that a school district may determine the [~~approve a~~
16 ~~variety of~~] mathematics and science courses that may be taken after
17 the completion of Algebra II and physics to comply with the
18 recommended program requirements.

19 SECTION 4. Subchapter A, Chapter 44, Education Code, is
20 amended by adding Section 44.012 to read as follows:

21 Sec. 44.012. GENERAL FUND BALANCE REQUIREMENT. The
22 commissioner may not adopt a rule that requires a school district to
23 maintain a certain balance or percentage of district funds in the
24 district's unreserved general fund.

25 SECTION 5. The following provisions of the Education Code
26 are repealed:

27 (1) Section 25.113;

1 (2) Section 29.1534(d);

2 (3) Section 37.020;

3 (4) Section 38.103; and

4 (5) Section 38.104.

5 SECTION 6. This Act applies beginning with the 2011-2012
6 school year.

7 SECTION 7. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2011.