AN ACT
relating to a parental role in determining sanctions applied to a
public school campus under certain circumstances.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
SECTION 1. Section 39.107, Education Code, is amended by
amending Subsection (e) and adding Subsections (e-2) and (e-3) to
read as follows:
(e) If a campus is considered to have an unacceptable
performance rating for three consecutive school years after the
campus is reconstituted under Subsection (a), the commissioner,
subject to Subsection (e-1) or (e-2), shall order:
(1) repurposing of the campus under this section;
(2) alternative management of the campus under this
section; or
(3) closure of the campus.
(e-2) For purposes of this subsection, "parent" has the
meaning assigned by Section 12.051. If the commissioner is
presented, in the time and manner specified by commissioner rule, a
written petition signed by the parents of a majority of the students
enrolled at a campus to which Subsection (e) applies, specifying
the action described by Subsection (e)(1), (2), or (3) that the
parents request the commissioner to order, the commissioner shall,
except as otherwise authorized by this subsection, order the
specific action requested. If the board of trustees of the school
district in which the campus is located presents to the
commissioner, in the time and manner specified by commissioner
rule, a written request that the commissioner order specific action
authorized under Subsection (e) other than the specific action
requested in the parents' petition and a written explanation of the
basis for the board's request, the commissioner may order the
action requested by the board of trustees.

(e-3) For purposes of Subsection (e-2), the signature of
only one parent of a student is required.

SECTION 2. This Act applies beginning with the 2011-2012
school year.

SECTION 3. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as
provided by Section 39, Article III, Texas Constitution. If this
Act does not receive the vote necessary for immediate effect, this
Act takes effect September 1, 2011.
S.B. No. 738

President of the Senate

I hereby certify that S.B. No. 738 passed the Senate on April 28, 2011, by the following vote: Yeas 30, Nays 1.

Speaker of the House

Secretary of the Senate

I hereby certify that S.B. No. 738 passed the House on May 25, 2011, by the following vote: Yeas 133, Nays 11, three present not voting.

Chief Clerk of the House

Approved:

Date

Governor