

SENATE AMENDMENTS

2nd Printing

By: Smith of Tarrant

H.B. No. 2971

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the confidentiality of documents evaluating the
3 performance of public school teachers and administrators.

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

5 SECTION 1. Section 21.355, Education Code, is amended to
6 read as follows:

7 Sec. 21.355. CONFIDENTIALITY. A document evaluating the
8 performance of a teacher or administrator, including a teacher or
9 administrator employed by an open-enrollment charter school, is
10 confidential.

11 SECTION 2. Section 21.355, Education Code, as amended by
12 this Act, applies to each document described by that section,
13 regardless of whether the document was created before, on, or after
14 the effective date of this Act.

15 SECTION 3. This Act takes effect immediately if it receives
16 a vote of two-thirds of all the members elected to each house, as
17 provided by Section 39, Article III, Texas Constitution. If this
18 Act does not receive the vote necessary for immediate effect, this
19 Act takes effect September 1, 2011.

ADOPTED

MAY 21 2011

Atay Spaw
Secretary of the Senate

FLOOR AMENDMENT NO. 1

BY: Wendy N Davis

1 Amend H.B. No. 2971 (senate committee printing) as follows:

2 (1) In SECTION 1 of the bill, in amended Section 21.355,
3 Education Code (page 1, line 13), between "CONFIDENTIALITY." and "A
4 document", insert "(a)".

5 (2) In SECTION 1 of the bill, in amended Section 21.355,
6 Education Code (page 1, lines 14 and 15), strike "including a
7 teacher or administrator employed by and open-enrollment charter
8 school,".

9 (3) In SECTION 1 of the bill, in amended Section 21.355,
10 Education Code (page 1, between lines 16 and 17), add Subsections
11 (b) and (c) to read as follows:

12 (b) Subsection (a) applies to a teacher or administrator
13 employed by an open-enrollment charter school regardless of whether
14 the teacher or administrator is certified under Subchapter B.

15 (c) At the request of a school district or open-enrollment
16 charter school at which a teacher or administrator has applied for
17 employment, an open-enrollment charter school may give the
18 requesting district or school a document evaluating the performance
19 of a teacher or administrator employed by the school.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

May 21, 2011

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: John S O'Brien, Director, Legislative Budget Board

IN RE: **HB2971** by Smith, Todd (Relating to the confidentiality of documents evaluating the performance of public school teachers and administrators.), **As Passed 2nd House**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 701 Central Education Agency

LBB Staff: JOB, LXH, JSp

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 26, 2011

TO: Honorable Florence Shapiro, Chair, Senate Committee on Education

FROM: John S O'Brien, Director, Legislative Budget Board

IN RE: HB2971 by Smith, Todd (Relating to the confidentiality of documents evaluating the performance of public school teachers and administrators.), **As Engrossed**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 701 Central Education Agency

LBB Staff: JOB, LXH, JSp

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

March 18, 2011

TO: Honorable Rob Eissler, Chair, House Committee on Public Education

FROM: John S O'Brien, Director, Legislative Budget Board

IN RE: HB2971 by Smith, Todd (Relating to the confidentiality of documents evaluating the performance of public school teachers and administrators.), **As Introduced**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 701 Central Education Agency

LBB Staff: JOB, LXH, JSp