

By: Watson, West

S.B. No. 1799

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the period of time allowed for issuance of decisions by
3 the commissioner of education in certain appeals against school
4 districts.

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

6 SECTION 1. Subsection (c), Section 7.057, Education Code,
7 is amended to read as follows:

8 (c) In an appeal against a school district, the commissioner
9 shall, not later than the 240th day after the date the appeal is
10 filed, issue a decision based on a review of the record developed at
11 the district level under a substantial evidence standard of review.
12 The parties to the appeal may agree in writing to extend, by not
13 more than 60 days, the date by which the commissioner must issue a
14 decision under this subsection. A school district's disclosure of
15 the record to the commissioner under this subsection is not an
16 offense under Section 551.146, Government Code.

17 SECTION 2. The change in law made by this Act applies only
18 to an appeal filed on or after the effective date of this Act. An
19 appeal filed before the effective date of this Act is governed by
20 the law in effect at the time the appeal was filed, and the former
21 law is continued in effect for that purpose.

22 SECTION 3. This Act takes effect immediately if it receives
23 a vote of two-thirds of all the members elected to each house, as
24 provided by Section 39, Article III, Texas Constitution. If this

S.B. No. 1799

1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2013.