

By: Allen

H.B. No. 4047

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the extension to open-enrollment charter school
3 employees of certain rights granted to school district employees.

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

5 SECTION 1. Section 12.104(b), Education Code, is amended to
6 read as follows:

7 (b) An open-enrollment charter school is subject to:

8 (1) a provision of this title establishing a criminal
9 offense; and

10 (2) a prohibition, restriction, or requirement, as
11 applicable, imposed by this title or a rule adopted under this
12 title, relating to:

13 (A) the Public Education Information Management
14 System (PEIMS) to the extent necessary to monitor compliance with
15 this subchapter as determined by the commissioner;

16 (B) criminal history records under Subchapter C,
17 Chapter 22;

18 (C) reading instruments and accelerated reading
19 instruction programs under Section 28.006;

20 (D) accelerated instruction under Section
21 28.0211;

22 (E) high school graduation requirements under
23 Section 28.025;

24 (F) special education programs under Subchapter

- 1 A, Chapter 29;
- 2 (G) bilingual education under Subchapter B,
- 3 Chapter 29;
- 4 (H) prekindergarten programs under Subchapter E,
- 5 Chapter 29;
- 6 (I) extracurricular activities under Section
- 7 [33.081](#);
- 8 (J) discipline management practices or behavior
- 9 management techniques under Section [37.0021](#);
- 10 (K) health and safety under Chapter 38;
- 11 (L) public school accountability under
- 12 Subchapters B, C, D, E, F, G, and J, Chapter 39;
- 13 (M) the requirement under Section [21.006](#) to
- 14 report an educator's misconduct; ~~and~~
- 15 (N) intensive programs of instruction under
- 16 Section [28.0213](#);
- 17 (O) the right of a teacher to be free from
- 18 coercion under Section [21.407](#); and
- 19 (P) the right of an educator to join or refuse to
- 20 join any professional association or organization under Section
- 21 [21.408](#).

22 SECTION 2. 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

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

26 Act takes effect September 1, 2015.