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| BILL ANALYSIS |

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| H.B. 3800 |
| By: Dutton |
| Public Education |
| Committee Report (Unamended) |

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| **BACKGROUND AND PURPOSE**  Interested parties believe that a charter school operated by a nonprofit corporation should be treated in the same manner as a public school district when it comes to collective bargaining and strikes and that collective bargaining by charter school employees should be prohibited. H.B. 3800 seeks to ensure this treatment. |
| **CRIMINAL JUSTICE IMPACT**  It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision. |
| **RULEMAKING AUTHORITY**  It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution. |
| **ANALYSIS**  H.B. 3800 amends the Education Code to include as a circumstance under which an open‑enrollment charter school operated by a charitable organization exempted from federal income tax under the federal Internal Revenue Code of 1986 is considered to be a political subdivision, local government, or local governmental entity the statement of a statutory provision relating to charters that a specific statute applies to an open-enrollment charter school.  H.B. 3800 amends the Government Code to establish that an open-enrollment charter school is a political subdivision for purposes of statutory provisions relating to collective bargaining and strikes, that a member of the governing body of a charter holder, a member of the governing body of a charter school, and an officer of a charter school are considered to be officials of a political subdivision, and that an employee of a charter school is considered to be a public employee under those statutory provisions. The bill's Government Code provisions expressly do not apply during the term of a collective bargaining contract entered into before the bill's effective date by a charter school and a labor organization. The bill prohibits the renewal of a collective bargaining contract entered into by a charter school with a labor organization before the bill's effective date. |
| **EFFECTIVE DATE**  On passage, or, if the bill does not receive the necessary vote, September 1, 2017. |