

By: Lucio

S.B. No. 2072

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the appeal to the commissioner of education of certain
3 actions or decisions of an open-enrollment charter school governing
4 body.

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

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

8 (a) Except as provided by Subsection (e), a person may
9 appeal in writing to the commissioner if the person is aggrieved by:

10 (1) the school laws of this state; ~~or~~

11 (2) actions or decisions of any school district board
12 of trustees that violate:

13 (A) the school laws of this state; or

14 (B) a provision of a written employment contract
15 between the school district and a school district employee, if a
16 violation causes or would cause monetary harm to the employee; or

17 (3) actions or decisions of any open-enrollment
18 charter school governing body that violate:

19 (A) the school laws of this state; or

20 (B) a provision of a written employment contract
21 between the open-enrollment charter school and an employee of the
22 open-enrollment charter school, if a violation causes or would
23 cause monetary harm to the employee.

24 SECTION 2. Subchapter D, Chapter 12, Education Code, is

1 amended by adding Section 12.1041 to read as follows:

2 Sec. 12.1041. APPLICABILITY OF APPEALS PROCEDURE. The
3 actions or decisions of an open-enrollment charter school governing
4 body are subject to the appeals process provided under Section
5 7.057. An open-enrollment charter school must comply with a
6 decision issued by the commissioner in response to an appeal filed
7 under Section 7.057.

8 SECTION 3. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2017.