



Handwritten signatures and notes at the top of the page, including 'Calanni' and 'Jill Good'.

FLOOR AMENDMENT NO. _____

BY: _____

Calanni

1 Amend C.S.H.B. No. 769 (house committee report) by adding the
2 following appropriately numbered SECTIONS to the bill and
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION __. Section 11.201(c), Education Code, is amended to
5 read as follows:

6 (c) For purposes of this subsection, "severance payment"
7 means any amount paid by the board of trustees of an independent
8 school district to or in behalf of a superintendent on early
9 termination of the superintendent's contract that exceeds the
10 amount earned by the superintendent under the contract as of the
11 date of termination, including any amount that exceeds the amount
12 of earned standard salary and benefits that is paid as a condition
13 of early termination of the contract. The board of trustees may
14 not make a severance payment to a superintendent in an amount
15 greater than one year's salary under the superintendent's
16 terminated contract. The board of trustees that makes a severance
17 payment to a superintendent shall report the terms of the severance
18 payment to the commissioner. [~~The commissioner shall reduce the~~
19 ~~district's Foundation School Program funds by any amount that the~~
20 ~~amount of the severance payment to the superintendent exceeds an~~
21 ~~amount equal to one year's salary and benefits under the~~
22 ~~superintendent's terminated contract.~~] The commissioner may adopt
23 rules as necessary to administer this subsection.

24 SECTION __. Section 12.104, Education Code, is amended by
25 adding Subsection (b-4) to read as follows:

26 (b-4) Section 11.201(c) applies to an open-enrollment
27 charter school as though the governing body of the school were the
28 board of trustees of a school district and to the superintendent
29 or, as applicable, the administrator serving as educational leader

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1 and chief executive officer of the school as though that person
2 were the superintendent of a school district.

3 SECTION __. (a) Section 11.201(c), Education Code, as
4 amended by this Act, applies only to a severance payment made by
5 the board of trustees of an independent school district to a
6 superintendent under an agreement entered into on or after the
7 effective date of this Act. A severance payment made by the board
8 of trustees of an independent school district to a superintendent
9 under an agreement entered into before the effective date of this
10 Act is governed by the law in effect at the time the agreement was
11 made, and that law is continued in effect for that purpose.

12 (b) Section 12.104(b-4), Education Code, as added by this
13 Act, applies only to a severance payment made by the governing
14 body of an open-enrollment charter school to a superintendent or
15 administrator serving as educational leader and chief executive
16 officer under an agreement entered into on or after the effective
17 date of this Act. A severance payment made by the governing body
18 of an open-enrollment charter school to a superintendent or
19 administrator serving as educational leader and chief executive
20 officer under an agreement entered into before the effective date
21 of this Act is governed by the law in effect at the time the
22 agreement was made, and that law is continued in effect for that
23 purpose.