

## **BILL ANALYSIS**

H.B. 2964  
By: Davis, Yvonne  
Public Education  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

It has been reported that educators who engage in an improper relationship with a student have their educator certification revoked, canceled, or suspended. As a result of the loss of their certification, these individuals lose their employment with a public school district. However, concerns have been raised regarding the potential for these individuals to obtain employment with an open-enrollment charter school. H.B. 2964 seeks to address this issue by prohibiting a charter school from employing an individual whose educator certification has been revoked, canceled, suspended, or placed on restriction in response to certain misconduct.

### **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. 2964 amends the Education Code to prohibit the employment of a person by an open-enrollment charter school if, based on the person's misconduct that presents a risk to the health, safety, or welfare of a student or minor:

- the State Board for Educator Certification has:
  - revoked, canceled, suspended, or placed restrictions on the person's educator certification; or
  - refused to issue an educator certificate to the person; or
- the board of trustees of a public school district has:
  - revoked the person's district teaching permit; or
  - refused to issue a district teaching permit to the person.

H.B. 2964 sets out the misconduct that presents a risk to the health, safety, or welfare of a student or minor for purposes of the bill's provisions.

### **EFFECTIVE DATE**

On passage, or, if the bill does not receive the necessary vote, September 1, 2019.