

By: Hall

S.B. No. 1600

A BILL TO BE ENTITLED

AN ACT

relating to the resignation or termination or nonrenewal of the contract of a superintendent of a school district.

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

SECTION 1. Subchapter E, Chapter 11, Education Code, is amended by adding Section 11.2011 to read as follows:

Sec. 11.2011. SUPERINTENDENT RESIGNATION OR TERMINATION OR NONRENEWAL OF CONTRACT. (a) If the superintendent of a school district leaves the employment of the district by resignation or by the termination or nonrenewal of a contract, the school district shall:

(1) post on the school district's Internet website, if any:

(A) a notice of the resignation, termination, or nonrenewal that includes any grounds for the resignation, termination, or nonrenewal; and

(B) a copy of any agreement related to the resignation, termination, or nonrenewal entered into between the superintendent and the school district; and

(2) report the information required by Subdivision (1) to the agency.

(b) The agency shall post the information sent to the agency under Subsection (a)(2) on the agency's Internet website.

(c) A contract or agreement between a school district and a

1 superintendent may not include:

2 (1) a confidentiality provision regarding the
3 resignation, termination, or nonrenewal or a resignation,
4 termination, or nonrenewal agreement or the grounds for
5 resignation, termination, or nonrenewal; or

6 (2) a provision prohibiting the district or agency
7 from posting the information required by Subsection (a)(1) on the
8 district's or agency's Internet website.

9 (d) The commissioner shall adopt rules to implement this
10 section.

11 SECTION 2. (a) Except as provided by Subsection (b) of
12 this section, this Act applies only to a resignation, termination,
13 or nonrenewal that occurs on or after the effective date of this
14 Act. A resignation, termination, or nonrenewal that occurred
15 before that date is governed by the law as it existed at the time the
16 resignation, termination, or nonrenewal occurred, and the former
17 law is continued in effect for that purpose.

18 (b) If a superintendent resigns or the superintendent's
19 contract is terminated or not renewed on or after the effective date
20 of this Act and the superintendent was, on the date of resignation,
21 termination, or nonrenewal, subject to an employment contract that
22 contains provisions that conflict with Section 11.2011, Education
23 Code, as added by this Act, the provisions of the employment
24 contract control to the extent of conflict during the term of that
25 contract.

26 (c) Section 11.2011(c), Education Code, as added by this
27 Act, applies only to an employment contract that is entered into or

1 renewed on or after the effective date of this Act. An employment
2 contract entered into or renewed before that date is governed by the
3 law as it existed at the time the employment contract was entered
4 into or renewed, and the former law is continued in effect for that
5 purpose.

6 SECTION 3. This Act takes effect September 1, 2019.