

By: Menéndez

S.B. No. 1857

A BILL TO BE ENTITLED

AN ACT

relating to requirements for certain charter entities to contract with a school district to operate a district campus.

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

SECTION 1. Section 11.174, Education Code, is amended by adding Subsections (a-1), (c-1), and (c-2) and amending Subsection (c) to read as follows:

(a-1) If a campus intervention team has been assigned to a campus, the board of trustees of a school district may not enter into a contract under Subsection (a) for the operation of that campus until the campus intervention team has completed the responsibilities assigned under Subchapter B, Chapter 39A, including:

- (1) performing an on-site needs assessment;
- (2) recommending actions relating to insufficient performance of the campus; and
- (3) developing a targeted improvement plan and submitting the plan to the commissioner.

(c) Not later than 30 days before the date a school district enters ~~Before entering~~ into a contract as provided by this section, a school district shall seek the advice and opinion of ~~[must consult with]~~ campus personnel regarding the provisions to be included in the contract between the school district and the open-enrollment charter school. A school district must obtain and

1 retain in the district's records a document signed by all campus  
2 personnel certifying that campus personnel was consulted in  
3 accordance with this subsection.

4 (c-1) A contract entered into between a school district and  
5 an open-enrollment charter school under this section:

6 (1) may not affect any [All] rights or [and]  
7 protections afforded by:

8 (A) current employment contracts or agreements;  
9 or

10 (B) Chapter 21 or 22;

11 (2) must provide that the campus will not be subject to  
12 a reduction in personnel as a result of the contract; and

13 (3) must be published on the district's Internet  
14 website not later than 30 days before the date the board of trustees  
15 votes to adopt the contract [may not be affected by the contract  
16 entered into between a school district and an open-enrollment  
17 charter school under this section].

18 (c-2) Before a contract between a school district and an  
19 open-enrollment charter school may be adopted by the board of  
20 trustees of a school district under this section:

21 (1) the district must submit the contract to the  
22 parents or guardians of the students enrolled at the affected  
23 campus for approval; and

24 (2) the contract must be approved by at least 75  
25 percent of the parents or guardians of students enrolled during the  
26 current school year at the campus.

27 SECTION 2. This Act applies beginning with the 2019-2020

1 school year.

2           SECTION 3. This Act takes effect immediately if it receives  
3 a vote of two-thirds of all the members elected to each house, as  
4 provided by Section 39, Article III, Texas Constitution. If this  
5 Act does not receive the vote necessary for immediate effect, this  
6 Act takes effect September 1, 2019.