

By: Canales

H.B. No. 189

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a severance payment to a superintendent or
3 administrator serving as educational leader and chief executive
4 officer of an open-enrollment charter school.

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

6 SECTION 1. Section 12.104, Education Code, is amended by
7 adding Subsection (b-4) to read as follows:

8 (b-4) Section 11.201(c) applies to an open-enrollment
9 charter school as though the governing body of the school were the
10 board of trustees of a school district and to the superintendent or,
11 as applicable, the administrator serving as educational leader and
12 chief executive officer of the school as though that person were the
13 superintendent of a school district.

14 SECTION 2. Section 12.104(b-4), Education Code, as added by
15 this Act, applies only to a severance payment made by the governing
16 body of an open-enrollment charter school to a superintendent or
17 administrator serving as educational leader and chief executive
18 officer of the school under an agreement entered into on or after
19 the effective date of this Act. A severance payment made by the
20 governing body of an open-enrollment charter school to a
21 superintendent or administrator serving as educational leader and
22 chief executive officer of the school under an agreement entered
23 into before the effective date of this Act is governed by the law in
24 effect at the time the agreement was made, and that law is continued

1 in effect for that purpose.

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, 2021.