88R1260 MLH-D

By:  Paxton S.B. No. 421

A BILL TO BE ENTITLED

AN ACT

relating to the applicability of certain requirements relating to parental rights, open records, and public information to school districts designated as districts of innovation.

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

SECTION 1.  Section 12A.004(a), Education Code, is amended to read as follows:

(a)  A local innovation plan may not provide for the exemption of a district designated as a district of innovation from or limit the applicability of [~~the following provisions of this title~~]:

(1)  a state or federal requirement applicable to an open-enrollment charter school operating under Subchapter D, Chapter 12;

(2)  Subchapters A, C, D, and E, Chapter 11, except that a district may be exempt from Sections 11.1511(b)(5) and (14) and Section 11.162;

(3)  any parental right or entitlement described or provided under Chapter 26;

(4) [~~(3)~~]  state curriculum and graduation requirements adopted under Chapter 28; [~~and~~]

(5) [~~(4)~~]  academic and financial accountability and sanctions under Chapters 39 and 39A; or

(6)  any requirement under Chapter 551 or 552, Government Code.

SECTION 2.  Section 12A.008, Education Code, is amended by adding Subsection (b-2) to read as follows:

(b-2)  The commissioner may terminate a district's designation as a district of innovation if the district's local innovation plan exempts the district from a provision or limits the application of a provision in violation of Section 12A.004(a)(3) or (6).

SECTION 3.  Section 12A.004(a), Education Code, as amended by this Act, applies to each local innovation plan adopted under Chapter 12A, Education Code, regardless of whether the plan was adopted before, on, or after the effective date of this Act. A local innovation plan adopted or renewed before the effective date of this Act must comply with Section 12A.004(a), Education Code, as amended by this Act, not later than September 1, 2023.

SECTION 4.  Section 12A.008(b-2), Education Code, as added by this Act, applies beginning September 1, 2023.

SECTION 5.  This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2023.