

By: Allen

H.B. No. 4047

A BILL TO BE ENTITLED

AN ACT

relating to the extension to open-enrollment charter school employees of certain rights granted to school district employees.

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

SECTION 1. Section 12.104(b), Education Code, is amended to read as follows:

(b) An open-enrollment charter school is subject to:

(1) a provision of this title establishing a criminal offense; and

(2) a prohibition, restriction, or requirement, as applicable, imposed by this title or a rule adopted under this title, relating to:

(A) the Public Education Information Management System (PEIMS) to the extent necessary to monitor compliance with this subchapter as determined by the commissioner;

(B) criminal history records under Subchapter C, Chapter 22;

(C) reading instruments and accelerated reading instruction programs under Section 28.006;

(D) accelerated instruction under Section 28.0211;

(E) high school graduation requirements under Section 28.025;

(F) special education programs under Subchapter

1 A, Chapter 29;

2 (G) bilingual education under Subchapter B,  
3 Chapter 29;

4 (H) prekindergarten programs under Subchapter E,  
5 Chapter 29;

6 (I) extracurricular activities under Section  
7 [33.081](#);

8 (J) discipline management practices or behavior  
9 management techniques under Section [37.0021](#);

10 (K) health and safety under Chapter 38;

11 (L) public school accountability under  
12 Subchapters B, C, D, E, F, G, and J, Chapter 39;

13 (M) the requirement under Section [21.006](#) to  
14 report an educator's misconduct; ~~and~~

15 (N) intensive programs of instruction under  
16 Section [28.0213](#);

17 (O) the right of a teacher to be free from  
18 coercion under Section [21.407](#); and

19 (P) the right of an educator to join or refuse to  
20 join any professional association or organization under Section  
21 [21.408](#).

22 SECTION 2. This Act takes effect immediately if it receives  
23 a vote of two-thirds of all the members elected to each house, as  
24 provided by Section [39](#), Article III, Texas Constitution. If this  
25 Act does not receive the vote necessary for immediate effect, this  
26 Act takes effect September 1, 2015.