

1-1 By: Lucio S.B. No. 1569
 1-2 (In the Senate - Filed March 12, 2015; March 23, 2015, read
 1-3 first time and referred to Committee on Education; April 28, 2015,
 1-4 reported favorably by the following vote: Yeas 10, Nays 0;
 1-5 April 28, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Taylor of Galveston	X			
1-8 Lucio	X			
1-9 Bettencourt	X			
1-10 Campbell	X			
1-11 Garcia	X			
1-12 Huffines	X			
1-13 Kolthorst	X			
1-14 Rodríguez	X			
1-15 Seliger			X	
1-16 Taylor of Collin	X			
1-17 West	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the applicability of certain immunity and liability
 1-22 laws to open-enrollment charter schools.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 12.1056, Education Code, is amended to
 1-25 read as follows:

1-26 Sec. 12.1056. IMMUNITY [~~FROM LIABILITY~~]. (a) In matters
 1-27 related to operation of an open-enrollment charter school, an
 1-28 open-enrollment charter school or charter holder is immune [~~from~~
 1-29 ~~liability~~] to the same extent as a school district, and the [~~its~~]
 1-30 employees and volunteers of the open-enrollment charter school or
 1-31 charter holder are immune [~~from liability~~] to the same extent as
 1-32 school district employees and volunteers. A member of the
 1-33 governing body of an open-enrollment charter school or of a charter
 1-34 holder is immune [~~from liability~~] to the same extent as a school
 1-35 district trustee.

1-36 (b) An open-enrollment charter school is a governmental
 1-37 unit as defined by Section 101.001, Civil Practice and Remedies
 1-38 Code, and is subject to liability only as provided by Chapter 101,
 1-39 Civil Practice and Remedies Code, and only in the manner that
 1-40 liability is provided by that chapter for a school district.

1-41 (c) An open-enrollment charter school is a local government
 1-42 as defined by Section 102.001, Civil Practice and Remedies Code,
 1-43 and a payment on a tort claim must comply with Chapter 102, Civil
 1-44 Practice and Remedies Code.

1-45 (d) An open-enrollment charter school is a local
 1-46 governmental entity as defined by Section 271.151, Local Government
 1-47 Code, and is subject to liability on a contract as provided by
 1-48 Subchapter I, Chapter 271, Local Government Code, and only in the
 1-49 manner that liability is provided by that subchapter for a school
 1-50 district.

1-51 SECTION 2. This Act takes effect immediately if it receives
 1-52 a vote of two-thirds of all the members elected to each house, as
 1-53 provided by Section 39, Article III, Texas Constitution. If this
 1-54 Act does not receive the vote necessary for immediate effect, this
 1-55 Act takes effect September 1, 2015.

1-56 * * * * *