

1-1 By: Hall S.B. No. 1786
 1-2 (In the Senate - Filed March 9, 2017; March 23, 2017, read
 1-3 first time and referred to Committee on Education; May 1, 2017,
 1-4 reported favorably by the following vote: Yeas 8, Nays 3;
 1-5 May 1, 2017, 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 Hall	X			
1-12 Huffines	X			
1-13 Hughes	X			
1-14 Seliger	X			
1-15 Taylor of Collin	X			
1-16 Uresti		X		
1-17 West		X		

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

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

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

1-24 SECTION 1. Section 12.1058(c), Education Code, is amended
 1-25 to read as follows:

1-26 (c) Notwithstanding Subsection (a) or (b), an
 1-27 open-enrollment charter school operated by a tax exempt entity as
 1-28 described by Section 12.101(a)(3) is not considered to be a
 1-29 political subdivision, local government, or local governmental
 1-30 entity unless:

1-31 (1) the applicable statute specifically states that
 1-32 the statute applies to an open-enrollment charter school; or

1-33 (2) a provision in this chapter states that a specific
 1-34 statute applies to an open-enrollment charter school.

1-35 SECTION 2. Chapter 617, Government Code, is amended by
 1-36 adding Section 617.0025 to read as follows:

1-37 Sec. 617.0025. APPLICABILITY OF CHAPTER TO OPEN-ENROLLMENT
 1-38 CHARTER SCHOOL. (a) An open-enrollment charter school
 1-39 established under Subchapter D, Chapter 12, Education Code, is a
 1-40 political subdivision for purposes of this chapter.

1-41 (b) A member of the governing body of a charter holder, a
 1-42 member of the governing body of an open-enrollment charter school,
 1-43 and an officer of an open-enrollment charter school are considered
 1-44 to be officials of a political subdivision and an employee of an
 1-45 open-enrollment charter school is considered to be a public
 1-46 employee under this chapter.

1-47 SECTION 3. With respect to Section 617.0025, Government
 1-48 Code, as added by this Act, if an open-enrollment charter school
 1-49 entered into a collective bargaining contract with a labor
 1-50 organization before the effective date of this Act, Chapter 617,
 1-51 Government Code, does not apply during the term of that contract. A
 1-52 collective bargaining contract entered into before the effective
 1-53 date of this Act may not be renewed.

1-54 SECTION 4. This Act takes effect immediately if it receives
 1-55 a vote of two-thirds of all the members elected to each house, as
 1-56 provided by Section 39, Article III, Texas Constitution. If this
 1-57 Act does not receive the vote necessary for immediate effect, this
 1-58 Act takes effect September 1, 2017.

1-59 * * * * *