AN ACT
relating to the operation of the Texas School for the Blind and Visualy Impaired.

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

SECTION 1. Section 30.021, Education Code, is amended by adding Subsection (g) to read as follows:

(g) If a school district or another educational entity requests an assessment of a student's educational or related needs related to visual impairment, the school may conduct an assessment and charge a reasonable fee for the assessment.

SECTION 2. Subsection (d), Section 30.023, Education Code, is amended to read as follows:

(d) The board shall annually establish the superintendent's salary. The annual salary [must be based on not more than 230 days of service and] may not exceed 120 percent of the annual salary of the highest paid instructional administrator at the school.

SECTION 3. Section 30.024, Education Code, is amended by amending Subsection (b) and adding Subsection (g) to read as follows:

(b) The governing board of the school may enter into an employment contract with any employee who provides, or supervises any employee who provides, direct and regular educational services to students or who provides other professional educational services. An employee employed under this subsection is not
subject to Section 2252.901, Government Code. Each teacher shall be employed under a term contract as provided by Subchapter E, Chapter 21, or under a probationary contract as provided by Subchapter C, Chapter 21. An employee employed under a contract under this subsection:

(1) shall be paid in accordance with a salary structure adopted by the superintendent with the concurrence of the board that provides salaries, including assignment stipends, equal, on a daily-rate basis, to salaries, including assignment stipends, paid to employees employed in comparable positions by the Austin Independent School District;

(2) is not eligible for longevity pay under Subchapter D, Chapter 659, Government Code, and is not entitled to a paid day off from work on any national or state holiday;

(3) is eligible for sick leave accrual under the General Appropriations Act in each month in which at least one day of the month is included in the term of the employment contract and in any other month in which work is performed or paid leave is taken;

(4) may be permitted by the board to take paid time off from work during the term of the employment contract for personal reasons as designated by the board, but the paid time off may not exceed three days per contract term and may not be carried forward from one contract term to a subsequent contract term;

(5) may be permitted by the board to be paid the salary designated in the employment contract in 12 [equal] monthly installments; and
(6) shall work the hours established by the
superintendent [board].

(g) The school may pay to a teacher or employee who provides
services or supervises an employee who provides services as
described by Subsection (b) and who is employed in a supplemental
program under Section 30.021(c) a salary that, on a daily-rate
basis, does not exceed the salary paid by the Austin Independent
School District to an employee employed in a comparable position
during the regular school year.

SECTION 4. 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, 2005.
S.B. No. 189

David Dewhurst
President of the Senate

Jim Caffelk
Speaker of the House

I hereby certify that S.B. No. 189 passed the Senate on April 7, 2005, by the following vote: Yeas 31, Nays 0.

Betsy Sarw
Secretary of the Senate

I hereby certify that S.B. No. 189 passed the House on May 25, 2005, by the following vote: Yeas 144, Nays 0, two present not voting.

Robert Haney
Chief Clerk of the House

Approved:

17 JUNE '05
Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE SECRETARY OF STATE 11:20 AM O'CLOCK

Roger Williams
Secretary of State