

## 1 AN ACT

2 relating to the authority of an open-enrollment charter school  
3 operated by a municipality to give a preference in admissions to  
4 children of employees of the municipality.

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

6 SECTION 1. Section 12.117, Education Code, is amended by  
7 adding Subsection (c) to read as follows:

8 (c) An open-enrollment charter school authorized by a  
9 charter granted under this subchapter to a municipality:

10 (1) is considered a work-site open-enrollment charter  
11 school for purposes of federal regulations regarding admissions  
12 policies that apply to open-enrollment charter schools receiving  
13 federal funding; and

14 (2) notwithstanding Subsection (a), may admit  
15 children of employees of the municipality to the school before  
16 conducting a lottery to fill remaining available positions,  
17 provided that the number of children admitted under this  
18 subdivision constitutes only a small percentage, as may be further  
19 specified by federal regulation, of the school's total enrollment.

20 SECTION 2. This Act takes effect immediately if it receives  
21 a vote of two-thirds of all the members elected to each house, as  
22 provided by Section 39, Article III, Texas Constitution. If this  
23 Act does not receive the vote necessary for immediate effect, this  
24 Act takes effect September 1, 2011.

H.B. No. 2366

David Dewhurst

President of the Senate

Joe Straus

Speaker of the House

I certify that H.B. No. 2366 was passed by the House on May 4, 2011, by the following vote: Yeas 121, Nays 19, 2 present, not voting.

Robert Hamey

Chief Clerk of the House

I certify that H.B. No. 2366 was passed by the Senate on May 20, 2011, by the following vote: Yeas 30, Nays 1.

Patry Gaud

Secretary of the Senate

APPROVED: 17 JUN '11

Date

RICK PERRY

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
O'CLOCK

JUN 17 2011

Boyd R. Davis

Secretary of State