

1 AN ACT

2 relating to the confidentiality of documents evaluating the
3 performance of public school teachers and administrators.

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

5 SECTION 1. Section 21.355, Education Code, is amended to
6 read as follows:

7 Sec. 21.355. CONFIDENTIALITY. (a) A document evaluating
8 the performance of a teacher or administrator is confidential.

9 (b) Subsection (a) applies to a teacher or administrator
10 employed by an open-enrollment charter school regardless of whether
11 the teacher or administrator is certified under Subchapter B.

12 (c) At the request of a school district or open-enrollment
13 charter school at which a teacher or administrator has applied for
14 employment, an open-enrollment charter school may give the
15 requesting district or school a document evaluating the performance
16 of a teacher or administrator employed by the school.

17 SECTION 2. Section 21.355, Education Code, as amended by
18 this Act, applies to each document described by that section,
19 regardless of whether the document was created before, on, or after
20 the effective date of this Act.

21 SECTION 3. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this

H.B. No. 2971

1 Act takes effect September 1, 2011.

David Newkirk

President of the Senate

Joe Straus
Speaker of the House

I certify that H.B. No. 2971 was passed by the House on April 14, 2011, by the following vote: Yeas 142, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2971 on May 23, 2011, by the following vote: Yeas 140, Nays 0, 2 present, not voting.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 2971 was passed by the Senate, with amendments, on May 21, 2011, by the following vote: Yeas 31, Nays 0.

Patry Spaw
Secretary of the Senate

APPROVED: 17 JUN '11

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

4 pm O'CLOCK

JUN 17 2011

Debra R. Edwards
Secretary of State