

**Tennessee Department of Education**  
**107<sup>th</sup> General Assembly/2011 Session**

<b>PUBLIC CHAPTER</b>	<b>DESCRIPTION</b>	<b>DEPT. OF EDUCATION CONTACT</b>
<p style="text-align: center;"><b>1</b></p> <p><i>Effective 2/11/11</i></p>	<p>Creates a transition plan in the event of a transfer of the administration of the schools in a special school district to the county board of education and such transition results in an increase in the county system's student enrollment by 100 percent or more. (S: Norris; H: Todd)  <u>SB0025/HB0051</u></p>	<p style="text-align: center;">Patrick Smith</p>
<p style="text-align: center;"><b>43</b></p> <p><i>Effective 7/01/11</i></p>	<p>Extends the state board of education to June 30, 2013. (S: Watson B; H: Cobb J.) <u>SB0161/HB0253</u></p>	<p style="text-align: center;">David Sevier (SBOE)</p>
<p style="text-align: center;"><b>70</b></p> <p><i>Effective 7/01/11</i></p>	<p>Revises state's teacher tenure law. Changes date by which teachers must receive nonrenewal notices from May 15 to June 15. Redefines "inefficiency" to include poor evaluations. Lengthens teacher probationary period from three years to five years. Changes eligibility requirements for tenure to include a demonstration of high performance. For teachers who earn tenure after July 1, 2011, requires a return to probationary status if the teacher receives two consecutive years of evaluations demonstrating a performance level of below expectations or significantly below expectations. (S: Norris; H: McCormick, Dunn)  <u>SB1528/HB2012</u></p>	<p style="text-align: center;">Christy Ballard</p>
<p style="text-align: center;"><b>138</b></p> <p><i>Effective 5/02/11</i></p>	<p>Requires notice of termination of the director of schools to comply with the same requirements as notice of extension of a director's contract (15 calendar days). In addition, termination of the contract must be the first item on the board meeting agenda. (S: Berke; H: Brooks H.)  <u>SB0717/HB0735</u></p>	<p style="text-align: center;">Christy Ballard</p>
<p style="text-align: center;"><b>155</b></p> <p><i>Effective 1/01/12</i></p>	<p>Requires the board of education of a special school district to publish its intent to exceed the certified tax rate for the district prior to requesting enabling legislation from the General Assembly. (S: Johnson J.; H: Sargent)  <u>SB1153/HB1479</u></p>	<p style="text-align: center;">Stephen Smith</p>
<p style="text-align: center;"><b>179</b></p> <p><i>Effective 5/05/11</i></p>	<p>Removes requirement that first automated external defibrillator received by a school be placed in the gymnasium. Instead, requires placement to be in an area readily accessible. (S: Overbey; H: Ramsey B.)  <u>SB1443/HB1633</u></p>	<p style="text-align: center;">Mike Herrmann</p>
<p style="text-align: center;"><b>202</b></p> <p><i>Effective 5/20/11</i></p>	<p>Permits substitute teachers to be employed by a third party employer through an agreement between the employer and the local board of education. (S: Tracy; H:Hensley) <u>SB1674/HB1829</u></p>	<p style="text-align: center;">Stephen Smith</p>

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<p style="text-align: center;"><b>212</b></p> <p><i>Effective 5/20/11</i></p>	<p>Requires state board of education to develop guidelines for the use of LEAs to strengthen personal finance standards based on recommendations by the financial literacy commission. Directs financial literacy commission to develop and report the means to include personal finance components in existing standardized achievement testing for grades five through eight. (S: Overbey; H: Coley) <u>SB0912/HB0964</u></p>	<p style="text-align: center;">Brenda Ables David Sevier (SBOE)</p>
<p style="text-align: center;"><b>214</b></p> <p><i>Effective 5/20/11</i></p>	<p>Requires the state board of education to post the teacher code of ethics on its website. (S:Haynes J; H: Coley) <u>SB0854/HB0961</u></p>	<p style="text-align: center;">David Sevier (SBOE)</p>
<p style="text-align: center;"><b>219</b></p> <p><i>Effective 5/20/11</i></p>	<p>Applies attendance laws to students participating in any remedial instruction that is required by the student's school, including summer programs and after school instruction. Decision to require attendance shall be made by the principal who shall consider transportation available to the student. (S: Barnes; H: Johnson P.) <u>SB0414/HB0788</u></p>	<p style="text-align: center;">Paul Rainwater</p>
<p style="text-align: center;"><b>220</b></p> <p><i>Effective 5/20/11</i></p>	<p>Establishes that a parent, guardian or other person who has control of a student that violates the state's truancy laws commits "educational neglect." (S: Barnes; H: Johnson P.) <u>SB0413/HB0787</u></p>	<p style="text-align: center;">Paul Rainwater</p>
<p style="text-align: center;"><b>241</b></p> <p><i>Effective 5/23/11</i></p>	<p>Urges private employers to permit employees with children to take time off to volunteer in their children's schools. (S: Kyle; H: Turner M.) <u>SB1880/HB2082</u></p>	<p style="text-align: center;">Tyler Threadgill</p>
<p style="text-align: center;"><b>245</b></p> <p><i>Effective 7/01/11</i></p>	<p>Requires department of education's office of coordinated school health to report by August 1, 2012, on the implementation of the 90-minute physical activity requirement placed on public schools. Requires report to include a comparison to other states. (S: Herron; H: Moore) <u>SB1833/HB0009</u></p>	<p style="text-align: center;">Rebecca Johns-Wommack</p>
<p style="text-align: center;"><b>248</b></p> <p><i>Effective 5/23/11</i></p>	<p>Excludes a person performing services, other than instructional, administrative or research services, for or on behalf of an educational institution, from collecting unemployment benefits. (S: Johnson J.; H: Sargent) <u>SB0107/HB0123</u></p>	<p style="text-align: center;">Christy Ballard</p>
<p style="text-align: center;"><b>251</b></p> <p><i>Effective 7/01/11</i></p>	<p>Adds cyber-bullying to Tennessee's anti-bullying law. Requires school districts to add prohibitions against cyber-bullying to bullying policies. Defines cyber-bullying; differentiates between on-campus and off-campus activities. (S: Ketron; H: Curtiss) <u>SB0488/HB0301</u></p>	<p style="text-align: center;">Mike Herrmann</p>
<p style="text-align: center;"><b>255</b></p> <p><i>Effective 5/23/11</i></p>	<p>Removes outdated provision of the law that requires notice of teacher dismissal or failure of re-election to include a statement of prior authorization of the board of education with the name of the teacher recorded in the board minutes. (S: Gresham; H: Brooks H.) <u>SB0823/HB0731</u></p>	<p style="text-align: center;">Christy Ballard</p>

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<p style="text-align: center;"><b>259</b></p> <p><i>Effective 5/23/11</i></p>	<p>Directs the office of education accountability to compile activities and recommendations of statewide education reform initiatives, including Race to the Top and First to the Top. (S: Ketron; H: Coley) <u>SB0779/HB0963</u></p>	<p style="text-align: center;">Erin O'Hara</p>
<p style="text-align: center;"><b>280</b></p> <p><i>Effective 5/27/11</i></p>	<p>Removes reference to specific teacher organizations relative to TCRS trustee selection. Permits organizations to recommend teacher members to the House or Senate speakers who shall make the final appointments of both active and retired teacher members. (S: Gresham; H: Hensley) <u>SB0102/HB0565</u></p>	<p style="text-align: center;">Tyler Threadgill</p>
<p style="text-align: center;"><b>284</b></p> <p><i>Effective 7/01/11</i></p>	<p>Provides that a teacher, including a teacher on pre-approved leave or other type of leave, shall not be charged with a day of leave for any day on which the teacher's school or the school district is closed due to natural disaster, inclement weather, serious outbreak of contagious illness, or other unexpected event. (S: Burks; H: Windle) <u>SB0449/HB0698</u></p>	<p style="text-align: center;">Christy Ballard</p>
<p style="text-align: center;"><b>288</b></p> <p><i>Effective 7/01/11</i></p>	<p>Grants LEAs the discretion to permit any student zoned to the district to participate in virtual education programs. Previous law restricted participation to students previously enrolled in public schools. (S: Woodson; H: Brooks H.) <u>SB0714/HB0732</u></p>	<p style="text-align: center;">Stephen Smith</p>
<p style="text-align: center;"><b>293</b></p> <p><i>Effective 5/27/11</i></p>	<p>Directs the state board of education, in consultation with the department of education, to review the curriculum standards for civics education to determine whether the course of instruction in all public schools is designed to effectively and rigorously educate children in local, state and federal government. Requires the state board to report its findings and conclusions to the education committees of the Senate and the House before the second Tuesday in January of 2012. (S: Marrero; H: Parkinson) <u>SB1483/HB1888</u></p>	<p style="text-align: center;">Brenda Ables David Sevier (SBOE)</p>
<p style="text-align: center;"><b>297</b></p> <p><i>Effective 5/27/11</i></p>	<p>Deletes and/or revises various obsolete and unnecessary reporting provisions relative to K-12 and higher education. (S: Gresham; H: Dunn). <u>SB0061/HB0037</u></p>	<p style="text-align: center;">Tyler Threadgill</p>
<p style="text-align: center;"><b>304</b></p> <p><i>Effective 7/01/11</i></p>	<p>Ceases all action of the teacher evaluation advisory committee. (S: Watson B.; H: Cobb J.) <u>SB0224/HB0625</u></p>	<p style="text-align: center;">Sara Heyburn</p>
<p style="text-align: center;"><b>335</b></p> <p><i>Effective 7/01/11</i></p>	<p>Requires all persons employed in a position for which no teaching license is required to be hired at the will of the director of schools rather than on a year-to-year contract. Requires local board of education to develop a policy for dismissing such employees. (S: Watson B.; H: Forgety) <u>SB0905/HB1475</u></p>	<p style="text-align: center;">Christy Ballard</p>

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<p style="text-align: center;"><b>347</b></p> <p><i>Effective 5/30/11</i></p>	<p>Permits a city and special school district with the same boundaries to enter into a contract agreement whereby half of the city funding for the district will be used for district operations and the other half for the issuance of bonds. (S: Marrero; H: Kernell) <u>SB1602/HB1685</u></p>	<p style="text-align: center;">Brad Davis</p>
<p style="text-align: center;"><b>351</b></p> <p><i>Effective 7/01/11</i></p>	<p>Prohibits the promotion of any third grade student to the next grade level unless the student shows a basic understanding of the subject of reading as demonstrated by the student's grades or standardized test scores. Permits promotion if the student receives a research-based intervention prior to the start of the next school year. (S: Burks/H: Brooks H.) <u>SB1776/HB2038</u></p>	<p style="text-align: center;">Kimberly Jackson</p>
<p style="text-align: center;"><b>368</b></p> <p><i>Effective 5/30/11</i></p>	<p>Specifies neither a local board of education nor a school official owes a duty of care to keep the premises of a public school safe for entry or use by others outside the regularly scheduled school activities or to give warning of unknown dangerous or hazardous conditions. Includes provisions relative to recreational activities conducted on school premises pursuant to recreational joint use agreements. Immunity shall not apply in cases of gross negligence or willful, wanton or malicious conduct of the local board or school official. (S: Ketron; H: Lundberg) <u>SB0764/HB1151</u></p>	<p style="text-align: center;">Christy Ballard</p>
<p style="text-align: center;"><b>372</b></p> <p><i>Effective 5/30/11</i></p>	<p>Directs the state board of education, in consultation with the department of education, to review current curriculum standards for the subjects of Tennessee and United States government for the purpose of determining if the curriculum includes sufficient instruction in the three branches of government; the fundamental documents that underpin our government; and an understanding of how laws are enacted. (S: Campfield; H: Campbell S.) <u>SB1438/HB1625</u></p>	<p style="text-align: center;">Brenda Ables David Sevier (SBOE)</p>
<p style="text-align: center;"><b>378</b></p> <p><i>Effective 6/01/11</i></p>	<p>Abolishes the Education Professional Negotiations Act (EPNA) and collective bargaining. Replaces EPNA with the Professional Educators Collaborative Conferencing Act. Sets terms and conditions for collaborative conferencing. (S: Johnson J.; H: Maggart) <u>SB0113/HB0130</u></p>	<p style="text-align: center;">Stephen Smith</p>
<p style="text-align: center;"><b>380</b></p> <p><i>Effective 6/01/11</i></p>	<p>Directs the state board of education, in consultation with the department of education, to review current policies, rules and regulations relative to transitional licensure options. Directs state board to report findings and recommendations to the education committees of the House and Senate by February 1, 2012. (S: Summerville; H: Niceley) <u>SB0688/HB1375</u></p>	<p style="text-align: center;">David Sevier (SBOE)  Martin Nash</p>

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<p style="text-align: center;"><b>410</b></p> <p><i>Effective 7/01/11</i></p>	<p>Abolishes several legislative oversight committees, including the Select Oversight Committee on Education. Transfers duties of the committees to standing committees of the House and Senate. (S: Ramsey R.; H: Harwell) <a href="#"><u>SB0725/HB1097</u></a></p>	<p style="text-align: center;">Tyler Threadgill</p>
<p style="text-align: center;"><b>423</b></p> <p><i>Effective 6/06/11</i></p>	<p>Removes reference to specific groups relative to appointments to the SAVE Act state level safety team. (S: Gresham; H: Casada) <a href="#"><u>SB0873/HB0146</u></a></p>	<p style="text-align: center;">Mike Herrmann</p>
<p style="text-align: center;"><b>426</b></p> <p><i>Effective 7/01/11</i></p>	<p>Requires LEAs to allocate funding to licensed residential mental health facilities where students have been admitted in an amount equal to the per pupil state and local funds using a daily rate. Such funding is limited to mental health facilities operating as category 1 special schools (formerly category 7) pursuant to state board of education rules. Directs state board of education to promulgate rules and regulations. (S: Tracy; H: Carr) <a href="#"><u>SB1707/HB1979</u></a></p>	<p style="text-align: center;">Brad Davis David Sevier (SBOE)</p>
<p style="text-align: center;"><b>457</b></p> <p><i>Effective 6/10/11</i></p>	<p>Revises "Special Education Isolation and Restraint Modernization and Positive Behavioral Supports Act." Renames act "Special Education Behavioral Supports Act." Defines isolation and seclusion. Specifies special education students may be restrained or isolated only in emergency situations. Establishes reporting requirements relative to restraint and isolation. Prohibits use of a locked door or physical structure that accomplishes the function of locking a student in a room. Requires record keeping. (S: Stewart E; H: Jones, S.) <a href="#"><u>SB1993/HB1336</u></a></p>	<p style="text-align: center;">Bill Wilson</p>
<p style="text-align: center;"><b>464</b></p> <p><i>Effective 6/10/11</i></p>	<p>Clarifies a temporary absence of a school board member due to military service does not constitute a vacancy in the office and therefore is not subject to replacement. (S: Gresham; H: Windle) <a href="#"><u>SB1650/HB1909</u></a></p>	<p style="text-align: center;">Stephen Smith</p>
<p style="text-align: center;"><b>465</b></p> <p><i>Effective 6/10/11</i></p>	<p>Requires LEAs with underutilized or vacant properties to make such properties available to charter schools operating within the LEA through a lease or other agreement. Requires LEAs to catalog each year all underutilized and vacant properties owned or operated by the LEA and to submit the list to the department of education and the comptroller for distribution to charter schools or sponsors. Requires the department of education to adopt uniform guidelines for the determination of what constitutes underutilized or vacant property. (S: Woodson; H: Montgomery) <a href="#"><u>SB1709/HB1980</u></a></p>	<p style="text-align: center;">Rich Haglund</p>

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<p style="text-align: center;"><b>466</b></p> <p><i>Effective 6/10/11</i></p>	<p>Expands state’s charter school law. Opens enrollment in charter schools to any student residing within the jurisdiction of the chartering authority. Removes the statutory cap on the number of charter schools statewide and in particular localities. Permits the state’s Achievement School District (ASD) to authorize charter schools to serve students enrolled in or zoned for schools that are eligible to be placed in the ASD. Provides LEAs must give preference to charter school applications that demonstrate the capacity to serve certain high need students. (S: Norris, Woodson; H: McCormick, White) <u>SB1523/HB1989</u></p>	<p style="text-align: center;">Rich Haglund</p>
<p style="text-align: center;"><b>473</b></p> <p><i>Effective 7/01/11</i></p>	<p>Makes appropriations for fiscal years beginning July 1, 2010, and July 1, 2011. (S: Norris; H: McCormick) <u>SB2090/HB2139</u></p>	<p style="text-align: center;">John Sharp</p>
<p style="text-align: center;"><b>476</b></p> <p><i>Effective 7/01/11</i></p>	<p>Extends the department of education to June 30, 2013. (S: Watson B.; H: Cobb J.) <u>SB0165/HB0249</u></p>	<p style="text-align: center;">Tyler Threadgill</p>
<p style="text-align: center;"><b>488</b></p> <p><i>Effective 7/01/11</i></p>	<p>Enacts the “Move on When Ready Act.” Beginning with the 2012-13 school year, authorizes public school students to complete an early high school graduation program and be eligible for unconditional entry into a two-year public higher education institution or conditional entry into a four-year institution. To be eligible, the student must meet certain benchmark scores for end-of-course tests; complete 18 specified credits; have a GPA of at least 3.20; score at or above benchmarks on either the ACT or SAT; obtain a qualifying score on a world language proficiency exam; and complete two courses from the following groups – AP, IB, dual enrollment or dual credit. Requires state board of education and THEC to set benchmark score requirements and promulgate rules and regulations. (S: Kyle; H: DeBerry L.) <u>SB1869/HB0837</u></p>	<p style="text-align: center;">Kimberly Jackson David Sevier (SBOE)</p>
<p style="text-align: center;"><b>492</b></p> <p><i>Effective 7/01/11</i></p>	<p>Creates the “Virtual Public Schools Act.” Authorizes LEAs to establish virtual schools; permits LEAs to contract for services with nonprofit or for-profit entities to manage and operate virtual schools. Requires state board of education to promulgate rules and regulations. (S: Gresham; H: Brooks H.) <u>SB0874/HB1030</u></p>	<p style="text-align: center;">Stephen Smith David Sevier (SBOE)</p>

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<p style="text-align: center;"><b>499</b></p> <p><i>Effective 7/11/11</i></p>	<p>Revises home schooling laws. Permits a parent to conduct or direct a home school for their own children. Clarifies students schooled through a church-related school are subject to such school's testing policies. Clarifies parents associated with church-related schools are subject to such school's educational requirements. Removes requirement that parent-teachers conducting a home school for grades 9-12 possess a baccalaureate degree. (S: Bell; H: Dunn) <u>SB1468/HB1631</u></p>	<p style="text-align: center;">Marcy Tidwell</p>
<p style="text-align: center;"><b>507</b></p> <p><i>Effective 7/01/11</i></p>	<p>Makes technical corrections to the state's charter school law. Requires a charter school sponsor to submit a letter of intent of its plan to apply to operate a charter school to the department of education 60 days before the application process begins. Requires an LEA to include as part of its budget the per pupil amount of local funds that will pass through to charter schools during the upcoming school year. Requires LEAs to distribute funds to charter schools in no fewer than nine equal payments. Permits adjustments in the event the amount of local funds received increases or decreases from the budgeted figure. (S: Woodson; H: Montgomery) <u>SB01426/HB1956</u></p>	<p style="text-align: center;">Rich Haglund</p>
<p style="text-align: center;"><b>N/A</b></p> <p><i>Effective 4/26/11</i></p>	<p>Directs the comptroller in conjunction with the department of education to study current law relative to the abolition, transfer and consolidation of school districts and to report to the General Assembly with recommendations by January 1, 2012. (H: Hardaway) <u>HR0030</u> NO PUBLIC CHAPTER – HOUSE RESOLUTION</p>	<p style="text-align: center;">Christy Ballard</p>