

## Chapter 105. Foundation School Program

### Subchapter BB. Commissioner's Rules Concerning Charter School Funding

#### §105.1011. Additional State Aid for Open-Enrollment Charter School Facilities.

- (a) For the purpose of determining an open-enrollment charter school's initial eligibility to receive funding as provided in Texas Education Code (TEC), §12.106(e), the most recent overall performance rating assigned to the open-enrollment charter school under TEC, Chapter 39, Subchapter C, is the preliminary overall performance rating issued to the open-enrollment charter school for the school year preceding the school year for which funding under TEC, §12.106(d), would be provided.
- (b) If the preliminary rating issued under TEC, Chapter 39, Subchapter C, for the school year preceding the year for which funding under TEC, §12.106(d), would be provided is changed as a result of an accountability appeal to a rating of at least acceptable, then the full amount of the funds will be provided to the open-enrollment charter school.
- (c) If the open-enrollment charter school was not rated the preceding school year as a result of a special evaluation by the commissioner of education because the open-enrollment charter school was in a county declared a natural disaster, the most recent overall performance rating assigned to the open-enrollment charter school under TEC, Chapter 39, Subchapter C, is the most recent final overall performance rating issued.

*Statutory Authority: The provisions of this §105.1011 issued under the Texas Education Code, §12.106.*

*Source: The provisions of this §105.1011 adopted to be effective December 20, 2018, 43 TexReg 8090.*