

BILL ANALYSIS

Senate Research Center

H.B. 2579
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Economic Development
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Engrossed

DIGEST

Off-campus after-school activities rely on free and voluntary community facilities. However, people in the community who are otherwise willing to lend their facilities to off-campus after-school activities are hesitant to do so because of possible liability for an injury or death of a child that may occur while on the property owner's property or facility. H.B. 2579 removes any liability for certain persons providing facilities or other property to off-campus after-school activities, with exceptions for a person who receives compensation for use of the facility, and for a person who willfully and wantonly puts those using the facility in danger.

PURPOSE

As proposed, H.B. 2579 sets forth the liability of certain persons providing facilities or other property for use for certain school activities.

RULEMAKING AUTHORITY

Rulemaking authority is granted to the board of trustees of an independent school district in SECTION 1(Section 11.166(a), Chapter 11D, Education Code) of this bill.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 11D, Education Code, by adding Section 11.166, as follows:

Sec. 11.166. OFF-CAMPUS SCHOOL ACTIVITIES. Authorizes the board of trustees of a school district to adopt rules under which a facility or other property that is not owned by the school district may be used for certain activities. Sets forth requirements for certain persons that use the facilities. Provides that this section does not apply to an act or omission of a person who permits the use of the school for a school activity.

SECTION 2. Effective date: September 1, 1999.
Makes application of this Act prospective.

SECTION 3. Emergency clause.