

By: VanDeaver, Harless, Garcia

H.B. No. 2808

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the finality of public school accountability  
3 determinations.

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

5 SECTION 1. The heading to Subchapter F, Chapter 39,  
6 Education Code, is amended to read as follows:

7 SUBCHAPTER F. PROCEDURES FOR CHALLENGE OF ACCOUNTABILITY  
8 DETERMINATION; FINALITY OF ACCOUNTABILITY DETERMINATION

9 SECTION 2. Section 39.151(e), Education Code, is amended to  
10 read as follows:

11 (e) A school district or open-enrollment charter school may  
12 not challenge an agency decision relating to an academic or  
13 financial accountability rating under this chapter, including a  
14 decision relating to a determination of consecutive school years of  
15 unacceptable performance ratings:

16 (1) after the agency has released the district's or  
17 school's final academic or financial accountability rating, as  
18 applicable, under this chapter for the school year; or

19 (2) [7] in another proceeding if the district or  
20 school has had an opportunity to challenge the decision under this  
21 section.

22 SECTION 3. Subchapter F, Chapter 39, Education Code, is  
23 amended by adding Section 39.152 to read as follows:

24 Sec. 39.152. FINALITY OF RATINGS. The agency may not audit,

1 investigate, or otherwise modify the academic or financial  
2 accountability rating assigned to a school district or  
3 open-enrollment charter school under this chapter for a school year  
4 after the agency has released the district's or school's final  
5 academic or financial accountability rating, as applicable, under  
6 this chapter for that school year.

7 SECTION 4. The changes in law made by this Act apply only to  
8 an academic or financial accountability rating assigned for the  
9 2023-2024 school year or a later school year.

10 SECTION 5. This Act takes effect immediately if it receives  
11 a vote of two-thirds of all the members elected to each house, as  
12 provided by Section 39, Article III, Texas Constitution. If this  
13 Act does not receive the vote necessary for immediate effect, this  
14 Act takes effect September 1, 2023.