

By: Wise

H.B. No. 77

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to grounds for special accreditation investigations of  
3 school districts.

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

5 SECTION 1. Section 39.075(a), Education Code, is amended  
6 to read as follows:

7 (a) The commissioner shall authorize special accreditation  
8 investigations to be conducted under the following circumstances:

9 (1) when excessive numbers of absences of students  
10 eligible to be tested on state assessment instruments are  
11 determined;

12 (2) when excessive numbers of allowable exemptions  
13 from the required state assessment are determined;

14 (3) in response to complaints submitted to the agency  
15 with respect to alleged violations of civil rights or other  
16 requirements imposed on the state by federal law or court order;

17 (4) in response to established compliance reviews of  
18 the district's financial accounting practices and state and federal  
19 program requirements;

20 (5) when extraordinary numbers of student placements  
21 in alternative education programs, other than placements under  
22 Sections 37.006 and 37.007, are determined; [~~or~~]

23 (6) in response to an allegation involving a conflict  
24 between members of the board of trustees or between the board and

1 the district administration if it appears that the conflict  
2 involves a violation of a role or duty of the board members or the  
3 administration clearly defined by this code; or

4 (7) in response to an allegation that the  
5 district-level and site-based decision-making process under  
6 Subchapter F, Chapter 11, is not properly functioning, if the  
7 person making the allegation has exhausted the person's remedies  
8 through the district's grievance process.

9 SECTION 2. This Act takes effect immediately if it receives  
10 a vote of two-thirds of all the members elected to each house, as  
11 provided by Section 39, Article III, Texas Constitution. If this  
12 Act does not receive the vote necessary for immediate effect, this  
13 Act takes effect September 1, 2003.