

1-1 By: Shapiro S.B. No. 1373
1-2 (In the Senate - Filed March 13, 2003; March 19, 2003, read
1-3 first time and referred to Committee on Education; April 7, 2003,
1-4 reported adversely, with favorable Committee Substitute by the
1-5 following vote: Yeas 8, Nays 0; April 7, 2003, sent to printer.)

1-6 COMMITTEE SUBSTITUTE FOR S.B. No. 1373 By: Shapiro

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to considering for school district accountability
1-10 purposes the performance of students confined by court order in a
1-11 residential program or facility operated by or under contract with
1-12 the Texas Youth Commission.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 39.072, Education Code, is amended by
1-15 adding Subsection (d) to read as follows:

1-16 (d) Notwithstanding any other provision of this code, for
1-17 purposes of determining the performance of a school district under
1-18 this chapter, including the accreditation status of the district, a
1-19 student confined by court order in a residential program or
1-20 facility operated by or under contract with the Texas Youth
1-21 Commission is not considered to be a student of the school district
1-22 in which the program or facility is physically located. The
1-23 performance of such a student on an assessment instrument or other
1-24 academic excellence indicator adopted under Section 39.051 shall be
1-25 determined, reported, and considered separately from the
1-26 performance of students attending a school of the district in which
1-27 the program or facility is physically located.

1-28 SECTION 2. This Act applies beginning with the 2003-2004
1-29 school year.

1-30 SECTION 3. This Act takes effect immediately if it receives
1-31 a vote of two-thirds of all the members elected to each house, as
1-32 provided by Section 39, Article III, Texas Constitution. If this
1-33 Act does not receive the vote necessary for immediate effect, this
1-34 Act takes effect September 1, 2003.

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