

By: Hilderbran

H.B. No. 830

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to considering for school district accountability  
3 purposes the performance of students confined by court order in a  
4 residential program or facility.

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

6 SECTION 1. Section 39.072(d), Education Code, is amended by  
7 amending Subsection (d) to read as follows:

8 (d) Notwithstanding any other provision of this code, for  
9 purposes of determining the performance of a school district under  
10 this chapter, including the accreditation status of the district, a  
11 student confined by court order in a residential program or  
12 facility operated by or under contract with the Texas Youth  
13 Commission or any other governmental entity, including a juvenile  
14 board, is not considered to be a student of the school district in  
15 which the program or facility is physically located. The  
16 performance of such a student on an assessment instrument or other  
17 academic excellence indicator adopted under Section 39.051 shall be  
18 determined, reported, and considered separately from the  
19 performance of students attending a school of the district in which  
20 the program or facility is physically located.

21 SECTION 2. This Act applies beginning with the 2005-2006  
22 school year.

23 SECTION 3. This Act takes effect immediately if it receives  
24 a vote of two-thirds of all the members elected to each house, as

H.B. No. 830

1 provided by Section 39, Article III, Texas Constitution. If this  
2 Act does not receive the vote necessary for immediate effect, this  
3 Act takes effect September 1, 2005.