

Amend CSHB 426 as follows:

(1) On page 1, between lines 4 and 5, insert the following new SECTION, appropriately numbered:

SECTION _____. Section 29.081(e), Education Code, is amended to read as follows:

(e) A school district may use a private or public community-based dropout recovery education program to provide alternative education programs for students at risk of dropping out of school. The programs must:

(1) provide not less than the minimum amount [~~four hours~~] of instructional time per day required under Section 25.082(a);

(2) employ as faculty and administrators persons with baccalaureate or advanced degrees who meet all certification requirements established under Subchapter B, Chapter 21;

(3) provide at least one instructor for each 28 students;

(4) perform satisfactorily according to performance indicators and accountability standards adopted for alternative education programs by the commissioner; and

(5) comply with this title and rules adopted under this title except as otherwise provided by this subsection.

(2) On page 1, line 6, before "adding," insert "amending Subsections (a) through (c) and".

(3) On page 1, between lines 6 and 7, insert the following:

(a) Each school district shall provide a disciplinary alternative education program that:

(1) is provided in a setting other than a student's regular classroom;

(2) is located on or off of a regular school campus;

(3) provides for the students who are assigned to the disciplinary alternative education program to be separated from students who are not assigned to the program;

(4) focuses on English language arts, mathematics, science, history, and self-discipline;

(5) provides for students' educational and behavioral needs;

(6) provides supervision and counseling;

(7) employs only teachers who [~~requires that to teach in an off-campus disciplinary alternative education program, each teacher~~] meet all certification requirements established under Subchapter B, Chapter 21; and

(8) provides not less than the minimum amount of instructional time per day required by Section 25.082(a) [~~notwithstanding Subdivision (7), requires that to teach in a disciplinary alternative education program of any kind, each teacher employed by a school district during the 2003-2004 school year or an earlier school year meet, not later than the beginning of the 2005-2006 school year, all certification requirements established under Subchapter B, Chapter 21~~].

(4) On page 2, between lines 2 and 3, insert the following:

(b) A disciplinary alternative education program may provide for a student's transfer to:

(1) a different campus;

(2) a school-community guidance center under Subchapter B; or

(3) a community-based alternative school, including a community-based dropout recovery education program under Section 29.081(e).

(c) An off-campus disciplinary alternative education program, including a school-community guidance center, a community-based alternative school, or a community-based dropout recovery education program, is not subject to a requirement imposed by this title, other than:

(1) a limitation on liability;

(2) [~~7~~] a reporting requirement;

(3) [~~7-07~~] a requirement imposed by this chapter or by Chapter 39; or

(4) any other requirement imposed by this title that applies to an on-campus disciplinary alternative education program.

(5) On page 2, line 3, between "2." and "Standards", insert the following:

(a) Sections 29.081(e) and 37.008, Education Code, as

amended by this Act, apply beginning with the 2007-2008 school year.

(b)

(6) Renumber the SECTIONS of the bill accordingly.