

By: Howard of Travis

H.B. No. 2441

A BILL TO BE ENTITLED

1 AN ACT

2 relating to sanctions available for certain academically  
3 unacceptable campuses.

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

5 SECTION 1. Section 39.1323, Education Code, is amended by  
6 adding Subsection (g) to read as follows:

7 (g) Notwithstanding any other provision of this chapter,  
8 the commissioner may not impose on a campus for which a campus  
9 intervention team has been appointed under Section 39.1322(b) any  
10 additional sanctions until:

11 (1) the campus intervention team has completed the  
12 comprehensive on-site evaluation required under Subsections (a)(1)  
13 and (b);

14 (2) the campus intervention team has made  
15 recommendations for a school improvement plan as provided by  
16 Subsection (a)(3); and

17 (3) the campus has received any financial or other  
18 assistance determined necessary under the evaluation process to  
19 implement the school improvement plan.

20 SECTION 2. Sections 39.1324(a), (b), and (d), Education  
21 Code, are amended to read as follows:

22 (a) If a campus has been identified as academically  
23 unacceptable for two consecutive school years, including the  
24 current school year, and has been capable as provided by Section

1 39.1323(g) of implementing a school improvement plan for two  
2 complete school years after the appointment of a campus  
3 intervention team under Section 39.1322(b), the commissioner shall  
4 order the reconstitution of the campus and assign a campus  
5 intervention team under this section. In reconstituting the  
6 campus, a campus intervention team shall assist the campus in:

- 7 (1) developing a revised school improvement plan;  
8 (2) obtaining approval of the plan from the  
9 commissioner; and  
10 (3) executing the plan on approval by the  
11 commissioner.

12 (b) The campus intervention team shall decide which  
13 educators may be retained at that campus. A principal who has been  
14 employed by the campus in that capacity during the full two-year  
15 period during which the campus has been identified as academically  
16 unacceptable [~~described by Subsection (a)~~] may not be retained at  
17 that campus. A teacher of a subject assessed by an assessment  
18 instrument under Section 39.023 may be retained only if the campus  
19 intervention team determines that a pattern exists of significant  
20 academic improvement by students taught by the teacher. If an  
21 educator is not retained, the educator may be assigned to another  
22 position in the district.

23 (d) Notwithstanding any other provision of this subchapter,  
24 if the commissioner determines that a campus subject to Subsection  
25 (a) is not fully implementing the revised school improvement plan,  
26 the commissioner may pursue alternative management of the campus  
27 under Section 39.1327 or may order closure of the campus.

1           SECTION 3. This Act applies beginning with the 2007-2008  
2 school year.

3           SECTION 4. This Act takes effect immediately if it receives  
4 a vote of two-thirds of all the members elected to each house, as  
5 provided by Section 39, Article III, Texas Constitution. If this  
6 Act does not receive the vote necessary for immediate effect, this  
7 Act takes effect September 1, 2007.