

By: King of Zavala

H.B. No. 2662

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to a review by the commissioner of education of the  
3 accountability ratings of certain school districts and  
4 open-enrollment charter schools under certain circumstances.

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

6 SECTION 1. Section 39.301, Education Code, is amended by  
7 adding Subsection (f) to read as follows:

8 (f) This subsection applies only to a school district that  
9 is located on an international border or to an open-enrollment  
10 charter school that is located within the geographic boundaries of  
11 a school district that is located on an international border. The  
12 rules adopted under Subsection (a) must allow a school district or  
13 open-enrollment charter school to which this subsection applies to  
14 challenge an agency decision made under this chapter relating to an  
15 academic accountability rating that affects the district or school  
16 if the academic accountability rating was caused solely by:

17 (1) the impact on the indicator under Section  
18 39.051(b)(1) of the performance of Native American students who,  
19 before the date of the administration of an assessment instrument  
20 required under Section 39.023(a), (c), or (l), had 30 or more  
21 excused absences under Section 25.087(b) due to observance of  
22 religious holy days; or

23 (2) the impact of Native American students on the  
24 indicator under Section 39.051(b)(2) who during the preceding

1 school year had 30 or more excused absences under Section 25.087(b)  
2 due to observance of religious holy days.

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

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