By: King of Zavala

H.B. No. 2662

A BILL TO BE ENTITLED

1   AN ACT

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.