

By: Hilderbran, Bonnen, Eissler, Darby

H.B. No. 3092

A BILL TO BE ENTITLED

1 AN ACT

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, Texas Juvenile Probation Commission, or any other  
14 governmental entity, including a juvenile board, is not considered  
15 to be a student of the school district in which the program or  
16 facility is physically located. The performance of such a student  
17 on an assessment instrument or other academic excellence indicator  
18 adopted under Section 39.051 shall be determined, reported, and  
19 considered separately from the performance of students attending a  
20 school of the district in which the program or facility is  
21 physically located.

22 SECTION 2. This Act applies beginning with the 2007-2008  
23 school year.

24 SECTION 3. This Act takes effect immediately if it receives

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