

By: Delisi

H.B. No. 3645

A BILL TO BE ENTITLED

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AN ACT

relating to the analysis and use of public school campus and school district data concerning student attrition rates.

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

SECTION 1. Section 11.255(a), Education Code, is amended to read as follows:

(a) Each district-level planning and decision-making committee and each campus-level planning and decision-making committee for a junior, middle, or high school campus shall analyze information related to dropout prevention, including:

(1) the results of the audit of dropout records required by Section 39.055;

(2) campus information related to:

(A) graduation rates;

(B) [7] dropout rates;

(C) [7] high school equivalency certificate rates;

(D) attrition rates attributable to causes other than students graduating, dropping out, or earning a high school equivalency certificate; [7] and

(E) the percentage of students who remain in high school more than four years after entering grade level 9;

(3) the number of students who enter a high school equivalency certificate program and:

- 1 (A) do not complete the program;
- 2 (B) complete the program but do not take the high
3 school equivalency examination; or
- 4 (C) complete the program and take the high school
5 equivalency examination but do not obtain a high school equivalency
6 certificate;
- 7 (4) for students enrolled in grade levels 9 and 10,
8 information related to academic credit hours earned, retention
9 rates, and placements in alternative education programs and
10 expulsions under Chapter 37; and
- 11 (5) the results of an evaluation of each school-based
12 dropout prevention program in the district.

13 SECTION 2. Section 39.051(b), Education Code, is amended to
14 read as follows:

15 (b) Performance on the indicators adopted under this
16 section shall be compared to state-established standards. The
17 degree of change from one school year to the next in performance on
18 each indicator adopted under this section shall also be considered.
19 The indicators must be based on information that is disaggregated
20 by race, ethnicity, gender, and socioeconomic status and must
21 include:

22 (1) the results of assessment instruments required
23 under Sections 39.023(a), (c), and (l), aggregated by grade level
24 and subject area;

25 (2) dropout rates, including dropout rates and
26 district completion rates for grade levels 9 through 12, computed
27 in accordance with standards and definitions adopted by the

1 National Center for Education Statistics of the United States
2 Department of Education;

3 (3) high school graduation rates, computed in
4 accordance with standards and definitions adopted in compliance
5 with the No Child Left Behind Act of 2001 (Pub. L. No. 107-110);

6 (4) student attendance rates;

7 (5) the percentage of graduating students who attain
8 scores on the secondary exit-level assessment instruments required
9 under Subchapter B that are equivalent to a passing score on the
10 assessment instrument required under Section 51.3062;

11 (6) the percentage of graduating students who meet the
12 course requirements established for the recommended high school
13 program by State Board of Education rule;

14 (7) the results of the Scholastic Assessment Test
15 (SAT), the American College Test (ACT), articulated postsecondary
16 degree programs described by Section 61.852, and certified
17 workforce training programs described by Chapter 311, Labor Code;

18 (8) the percentage of students, aggregated by grade
19 level, provided accelerated instruction under Section 28.0211(c),
20 the results of assessments administered under that section, the
21 percentage of students promoted through the grade placement
22 committee process under Section 28.0211, the subject of the
23 assessment instrument on which each student failed to perform
24 satisfactorily, and the performance of those students in the school
25 year following that promotion on the assessment instruments
26 required under Section 39.023;

27 (9) for students who have failed to perform

1 satisfactorily on an assessment instrument required under Section
2 39.023(a) or (c), the numerical progress of those students grouped
3 by percentage on subsequent assessment instruments required under
4 those sections, aggregated by grade level and subject area;

5 (10) the percentage of students exempted, by exemption
6 category, from the assessment program generally applicable under
7 this chapter;

8 (11) the percentage of students of limited English
9 proficiency exempted from the administration of an assessment
10 instrument under Sections 39.027(a)(3) and (4);

11 (12) the percentage of students in a special education
12 program under Subchapter A, Chapter 29, assessed through assessment
13 instruments developed or adopted under Section 39.023(b);

14 (13) the measure of progress toward preparation for
15 postsecondary success; ~~and~~

16 (14) the measure of progress toward dual language
17 proficiency under Section 39.034(b), for students of limited
18 English proficiency, as defined by Section 29.052; and

19 (15) attrition rates attributable to causes other than
20 students graduating, dropping out, or earning a high school
21 equivalency certificate, for grade levels 9 through 12.

22 SECTION 3. Section 39.072, Education Code, is amended by
23 adding Subsection (e) to read as follows:

24 (e) The agency may not consider a school district's
25 attrition rates under Section 39.051(b)(15) in the rating of the
26 district under this section.

27 SECTION 4. Section 39.182(a), Education Code, is amended to

1 read as follows:

2 (a) Not later than December 1 of each year, the agency shall
3 prepare and deliver to the governor, the lieutenant governor, the
4 speaker of the house of representatives, each member of the
5 legislature, the Legislative Budget Board, and the clerks of the
6 standing committees of the senate and house of representatives with
7 primary jurisdiction over the public school system a comprehensive
8 report covering the preceding school year and containing:

9 (1) an evaluation of the achievements of the state
10 educational program in relation to the statutory goals for the
11 public education system under Section 4.002;

12 (2) an evaluation of the status of education in the
13 state as reflected by the academic excellence indicators adopted
14 under Section 39.051;

15 (3) a summary compilation of overall student
16 performance on academic skills assessment instruments required by
17 Section 39.023 with the number and percentage of students exempted
18 from the administration of those instruments and the basis of the
19 exemptions, aggregated by grade level, subject area, campus, and
20 district, with appropriate interpretations and analysis, and
21 disaggregated by race, ethnicity, gender, and socioeconomic
22 status;

23 (4) a summary compilation of overall performance of
24 students placed in a disciplinary alternative education program
25 established under Section 37.008 on academic skills assessment
26 instruments required by Section 39.023 with the number of those
27 students exempted from the administration of those instruments and

1 the basis of the exemptions, aggregated by district, grade level,
2 and subject area, with appropriate interpretations and analysis,
3 and disaggregated by race, ethnicity, gender, and socioeconomic
4 status;

5 (5) a summary compilation of overall performance of
6 students at risk of dropping out of school, as defined by Section
7 29.081(d), on academic skills assessment instruments required by
8 Section 39.023 with the number of those students exempted from the
9 administration of those instruments and the basis of the
10 exemptions, aggregated by district, grade level, and subject area,
11 with appropriate interpretations and analysis, and disaggregated
12 by race, ethnicity, gender, and socioeconomic status;

13 (6) an evaluation of the correlation between student
14 grades and student performance on academic skills assessment
15 instruments required by Section 39.023;

16 (7) a statement of the dropout rate of students in
17 grade levels 7 through 12, expressed in the aggregate and by grade
18 level, and a statement of the completion rates and the attrition
19 rates under Section 39.051(b)(15) of students for grade levels 9
20 through 12;

21 (8) a statement of:

22 (A) the completion rate of students who enter
23 grade level 9 and graduate not more than four years later;

24 (B) the completion rate of students who enter
25 grade level 9 and graduate, including students who require more
26 than four years to graduate;

27 (C) the completion rate of students who enter

1 grade level 9 and not more than four years later receive a high
2 school equivalency certificate;

3 (D) the completion rate of students who enter
4 grade level 9 and receive a high school equivalency certificate,
5 including students who require more than four years to receive a
6 certificate; and

7 (E) the number and percentage of all students who
8 have not been accounted for under Paragraph (A), (B), (C), or (D);

9 (9) a statement of the projected cross-sectional and
10 longitudinal dropout rates for grade levels 9 through 12 for the
11 next five years, assuming no state action is taken to reduce the
12 dropout rate;

13 (10) a description of a systematic, measurable plan
14 for reducing the projected cross-sectional and longitudinal
15 dropout rates to five percent or less for the 1997-1998 school year;

16 (11) a summary of the information required by Section
17 29.083 regarding grade level retention of students and information
18 concerning:

19 (A) the number and percentage of students
20 retained; and

21 (B) the performance of retained students on
22 assessment instruments required under Section 39.023(a);

23 (12) information, aggregated by district type and
24 disaggregated by race, ethnicity, gender, and socioeconomic
25 status, on:

26 (A) the number of students placed in a
27 disciplinary alternative education program established under

1 Section 37.008;

2 (B) the average length of a student's placement
3 in a disciplinary alternative education program established under
4 Section 37.008;

5 (C) the academic performance of students on
6 assessment instruments required under Section 39.023(a) during the
7 year preceding and during the year following placement in a
8 disciplinary alternative education program; and

9 (D) the dropout rates of students who have been
10 placed in a disciplinary alternative education program established
11 under Section 37.008;

12 (13) a list of each school district or campus that does
13 not satisfy performance standards, with an explanation of the
14 actions taken by the commissioner to improve student performance in
15 the district or campus and an evaluation of the results of those
16 actions;

17 (14) an evaluation of the status of the curriculum
18 taught in public schools, with recommendations for legislative
19 changes necessary to improve or modify the curriculum required by
20 Section 28.002;

21 (15) a description of all funds received by and each
22 activity and expenditure of the agency;

23 (16) a summary and analysis of the instructional
24 expenditures ratios and instructional employees ratios of school
25 districts computed under Section 44.0071;

26 (17) a summary of the effect of deregulation,
27 including exemptions and waivers granted under Section 7.056 or

1 39.112;

2 (18) a statement of the total number and length of
3 reports that school districts and school district employees must
4 submit to the agency, identifying which reports are required by
5 federal statute or rule, state statute, or agency rule, and a
6 summary of the agency's efforts to reduce overall reporting
7 requirements;

8 (19) a list of each school district that is not in
9 compliance with state special education requirements, including:

10 (A) the period for which the district has not
11 been in compliance;

12 (B) the manner in which the agency considered the
13 district's failure to comply in determining the district's
14 accreditation status; and

15 (C) an explanation of the actions taken by the
16 commissioner to ensure compliance and an evaluation of the results
17 of those actions;

18 (20) a comparison of the performance of
19 open-enrollment charter schools and school districts on the
20 academic excellence indicators specified in Section 39.051(b) and
21 accountability measures adopted under Section 39.051(g), with a
22 separately aggregated comparison of the performance of
23 open-enrollment charter schools predominantly serving students at
24 risk of dropping out of school, as defined by Section 29.081(d),
25 with the performance of school districts;

26 (21) a summary of the information required by Section
27 38.0141 regarding student health and physical activity from each

1 school district; and

2 (22) any additional information considered important
3 by the commissioner or the State Board of Education.

4 SECTION 5. This Act applies beginning with the 2007-2008
5 school year.

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