

By: Farrar

H.B. No. 4091

Substitute the following for H.B. No. 4091:

By: Jackson

C.S.H.B. No. 4091

A BILL TO BE ENTITLED

AN ACT

relating to an intensive reading improvement program that school districts may provide for students of limited English proficiency.

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

SECTION 1. Subchapter B, Chapter 29, Education Code, is amended by adding Section 29.069 to read as follows:

Sec. 29.069. OPTIONAL INTENSIVE READING IMPROVEMENT PROGRAM. (a) A school district may provide to students of limited English proficiency, in accordance with this section, a reading improvement program that is designed to:

(1) enable students to read proficiently; and

(2) increase the likelihood that students will graduate from high school.

(b) A program under this section must:

(1) include a research-based curriculum designed to guide students toward reading proficiency;

(2) include assessments that are approved by the agency and designed to measure growth in a student's vocabulary and reading comprehension;

(3) provide individualized, intensive, and accelerated instruction;

(4) be aligned with the required curriculum under Section 28.002;

(5) include a comprehensive system of support for

1 teachers that includes in-person training, access to online
2 professional development, and ongoing consultation throughout the
3 school year; and

4 (6) include teacher training materials and other
5 teacher training resources, including resource guides, to assist
6 teachers in enabling students of limited English proficiency to
7 meet state performance expectations, including performance
8 expectations on assessment instruments administered under
9 Subchapter B, Chapter 39.

10 (c) The results of assessments required under Subsection
11 (b)(2) must be accessible through an Internet data management
12 system:

13 (1) to appropriate teachers and administrators; and
14 (2) in English and Spanish, to the parent of a student
15 participating in the program.

16 (d) A program under this section may include computer-based
17 instruction that makes available additional reading practice for
18 students participating in the program.

19 (e) A school district providing a program under this section
20 shall begin providing instruction under the program to a student of
21 limited English proficiency before the student enters the seventh
22 grade.

23 (f) A school district providing a program under this section
24 shall begin providing instruction under the program to a student of
25 limited English proficiency within six weeks of the student's
26 initial enrollment in a district school at a grade level at which
27 the district provides the program to other students of limited

1 English proficiency.

2 (g) Not later than January 31 and June 1 of each school year,
3 a school district providing a program under this section shall
4 submit to the agency a written report on the progress in reading of
5 students participating in the district's program. The commissioner
6 by rule may specify the format of and information to be provided in
7 the report. The agency also may collect information from each
8 district providing a program under this section to evaluate program
9 effectiveness.

10 SECTION 2. Section 39.024(e), Education Code, is amended to
11 read as follows:

12 (e) The commissioner shall retain a portion of the total
13 amount of funds allotted under Section 42.152(a) that the
14 commissioner considers appropriate to finance activities under
15 Subsection [~~Subsections~~] (c) and may retain a portion for
16 activities under Section 29.069 [~~Subsection (d)~~] and for other
17 intensive programs of instruction for students of limited English
18 proficiency offered by school districts and shall reduce each
19 district's allotment proportionately.

20 SECTION 3. Section 39.024(d), Education Code, is repealed.

21 SECTION 4. This Act applies beginning with the 2009-2010
22 school year.

23 SECTION 5. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as
25 provided by Section 39, Article III, Texas Constitution. If this
26 Act does not receive the vote necessary for immediate effect, this
27 Act takes effect September 1, 2009.