

1-1 By: Shapiro, Patrick S.B. No. 1383
1-2 (In the Senate - Filed March 9, 2011; March 22, 2011, read
1-3 first time and referred to Committee on Education; April 18, 2011,
1-4 reported adversely, with favorable Committee Substitute by the
1-5 following vote: Yeas 8, Nays 0; April 18, 2011, sent to printer.)

1-6 COMMITTEE SUBSTITUTE FOR S.B. No. 1383 By: Shapiro

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to an appraisal and professional development system for
1-10 public school principals.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. The heading to Section 21.354, Education Code,
1-13 is amended to read as follows:

1-14 Sec. 21.354. APPRAISAL OF CERTAIN ADMINISTRATORS.

1-15 SECTION 2. Section 21.354, Education Code, is amended by
1-16 adding Subsection (a-1) to read as follows:

1-17 (a-1) This section does not apply to the appraisal of the
1-18 performance of a principal.

1-19 SECTION 3. Subchapter H, Chapter 21, Education Code, is
1-20 amended by adding Section 21.3541 to read as follows:

1-21 Sec. 21.3541. APPRAISAL AND PROFESSIONAL DEVELOPMENT
1-22 SYSTEM FOR PRINCIPALS. (a) The commissioner by rule shall
1-23 establish and shall administer a comprehensive appraisal and
1-24 professional development system for principals.

1-25 (b) The commissioner may establish a consortium of
1-26 nationally recognized experts on educational leadership and policy
1-27 to:

1-28 (1) assist the commissioner in effectively
1-29 researching and developing the comprehensive appraisal and
1-30 professional development system described by Subsection (a); and

1-31 (2) evaluate relevant research and practices and make
1-32 recommendations to the commissioner to improve the quality of the
1-33 training, appraisal, professional development, and compensation of
1-34 principals.

1-35 (c) If the commissioner establishes the consortium, the
1-36 commissioner shall select a presiding officer of the consortium.
1-37 The presiding officer:

1-38 (1) must be an expert on educational leadership and
1-39 policy;

1-40 (2) must have a demonstrated ability to lead a
1-41 statewide school leadership reform initiative; and

1-42 (3) may not be employed by a school district in this
1-43 state.

1-44 (d) The commissioner shall establish school leadership
1-45 standards and a set of indicators of successful school leadership
1-46 to align with the training, appraisal, and professional development
1-47 of principals.

1-48 (e) In carrying out the commissioner's powers and duties
1-49 under this section, the commissioner shall use available money from
1-50 federal, private, and any other sources that may be used for that
1-51 purpose.

1-52 (f) In appraising principals, each school district shall
1-53 use either:

1-54 (1) the appraisal system and school leadership
1-55 standards and indicators developed or established by the
1-56 commissioner under this section; or

1-57 (2) an appraisal process and performance criteria:

1-58 (A) developed by the district in consultation
1-59 with the district-level and campus-level committees established
1-60 under Section 11.251; and

1-61 (B) adopted by the board of trustees.

1-62 (g) Each school district shall appraise each principal
1-63 annually.

2-1 (h) Not later than December 1 of 2012 and 2014, the
2-2 commissioner shall submit a written report to the governor,
2-3 lieutenant governor, speaker of the house of representatives, and
2-4 presiding officer of each standing legislative committee with
2-5 primary jurisdiction over public education of:

- 2-6 (1) any action taken under this section; and
- 2-7 (2) any recommendations for legislative action
2-8 concerning the training, appraisal, professional development, or
2-9 compensation of principals.

2-10 (i) Subsection (h) and this subsection expire January 1,
2-11 2015.

2-12 SECTION 4. Section 21.451, Education Code, is amended by
2-13 amending Subsections (a) through (d) and adding Subsection (a-1) to
2-14 read as follows:

2-15 (a) The staff development provided by a school district to
2-16 an educator other than a principal must be:

- 2-17 (1) conducted in accordance with standards developed
2-18 by the district; and
- 2-19 (2) designed to improve education in the district.

2-20 (a-1) Section 21.3541 and rules adopted under that section
2-21 govern the professional development provided to a principal.

2-22 (b) The staff development described by Subsection (a) must
2-23 be predominantly campus-based, related to achieving campus
2-24 performance objectives established under Section 11.253, and
2-25 developed and approved by the campus-level committee established
2-26 under Section 11.251.

2-27 (c) For staff development under Subsection (a), a [A] school
2-28 district may use district-wide staff development developed and
2-29 approved through the district-level decision process under Section
2-30 11.251.

2-31 (d) The staff development:

- 2-32 (1) may include training in:
 - 2-33 (A) technology;
 - 2-34 (B) conflict resolution; and
 - 2-35 (C) discipline strategies, including classroom
2-36 management, district discipline policies, and the student code of
2-37 conduct adopted under Section 37.001 and Chapter 37; and

2-38 (2) subject to Subsection (e) and to Section 21.3541
2-39 and rules adopted under that section, must include training based
2-40 on scientifically based research, as defined by Section 9101, No
2-41 Child Left Behind Act of 2001 (20 U.S.C. Section 7801), that:

- 2-42 (A) relates to instruction of students with
2-43 disabilities; and
- 2-44 (B) is designed for educators who work primarily
2-45 outside the area of special education.

2-46 SECTION 5. Subsection (e), Section 21.354, Education Code,
2-47 is repealed.

2-48 SECTION 6. Notwithstanding Sections 21.354 and 21.451,
2-49 Education Code, as amended by this Act, until an appraisal and
2-50 professional development system for principals under Section
2-51 21.3541, Education Code, as added by this Act, is implemented,
2-52 public school principals shall be appraised under Section 21.354,
2-53 Education Code, as that section existed before amendment by this
2-54 Act, and the staff development of principals is governed by Section
2-55 21.451, Education Code, as that section existed before amendment by
2-56 this Act.

2-57 SECTION 7. This Act takes effect immediately if it receives
2-58 a vote of two-thirds of all the members elected to each house, as
2-59 provided by Section 39, Article III, Texas Constitution. If this
2-60 Act does not receive the vote necessary for immediate effect, this
2-61 Act takes effect September 1, 2011.

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