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HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: Trudie Harper Brown

1 Amend C.S.H.B. No. 5 (house committee printing) as follows:

2 (1) On page 34, line 12, strike "Section 39.053(c),
3 Education Code, is" and substitute "Sections 39.053(c) and (g-1),
4 Education Code, are".

5 (2) On page 35, between lines 23 and 24, insert the
6 following:

7 (g-1) In computing dropout and completion rates under
8 Subsection (c)(2), the commissioner shall exclude:

9 (1) students who are ordered by a court to attend a
10 high school equivalency certificate program but who have not yet
11 earned a high school equivalency certificate;

12 (2) students who were previously reported to the state
13 as dropouts, including a student who is reported as a dropout,
14 reenrolls, and drops out again, regardless of the number of times of
15 reenrollment and dropping out;

16 (3) students in attendance who are not in membership
17 for purposes of average daily attendance;

18 (4) students whose initial enrollment in a school in
19 the United States in grades 7 through 12 was as unschooled refugees
20 or asylees as defined by Section 39.027(a-1);

21 (5) students who are in the district exclusively as a
22 function of having been detained at a county detention facility but
23 are otherwise not students of the district in which the facility is
24 located; and

25 (6) students who are incarcerated in state jails and
26 federal penitentiaries as adults and as persons certified to stand
27 trial as adults.

28 (3) On page 37, between lines 16 and 17, add the following
29 appropriately numbered SECTION to the bill:

1 SECTION _____. (a) Subchapter C, Chapter 39, Education Code,
2 is amended by adding Section 39.0541 to read as follows:

3 Sec. 39.0541. STANDARDS FOR EVALUATING COMPLETION AND
4 DROPOUT RATES. For purposes of evaluating a school district or
5 campus or an open-enrollment charter school for adequate yearly
6 progress under the No Child Left Behind Act of 2001 (20 U.S.C.
7 Section 6301 et seq.) and, notwithstanding Section 39.053(c)(2),
8 for accountability under this chapter and for performance under an
9 agency performance-based monitoring analysis system:

10 (1) a student who graduates from a school district
11 campus or open-enrollment charter school is considered a high
12 school graduate of the campus or school regardless of whether the
13 student graduates with the student's ninth grade cohort; and

14 (2) consistent with Section 39.053(g-1)(2), a student
15 who was previously reported to the state as a dropout, including a
16 student who is reported as a dropout, reenrolls, and drops out
17 again, regardless of the number of times of reenrollment and
18 dropping out, shall be excluded in computing completion and dropout
19 rates.

20 (b) This section applies beginning with the 2013-2014
21 school year.

22 (4) Renumber SECTIONS of the bill appropriately.