

1-1 By: Villarreal (Senate Sponsor - Zaffirini) H.B. No. 753
1-2 (In the Senate - Received from the House April 15, 2013;
1-3 April 17, 2013, read first time and referred to Committee on
1-4 Education; May 15, 2013, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
1-6 May 15, 2013, sent to printer.)

1-7 COMMITTEE VOTE

1-8	Yea	Nay	Absent	PNV
1-9	Patrick	X		
1-10	Lucio	X		
1-11	Campbell	X		
1-12	Duncan	X		
1-13	Paxton	X		
1-14	Seliger	X		
1-15	Taylor	X		
1-16	Van de Putte	X		
1-17	West	X		

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 753 By: Lucio

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to certain information to be provided by school districts
1-22 to parents concerning supplemental educational services and to
1-23 Texas Education Agency approval and investigation of supplemental
1-24 educational services providers.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Chapter 26, Education Code, is amended by adding
1-27 Section 26.0082 to read as follows:

1-28 Sec. 26.0082. SUPPLEMENTAL EDUCATIONAL SERVICES. (a) In
1-29 this section, "rigorous research" means research that includes:

1-30 (1) a study design that employs either a randomized
1-31 controlled trial or a quasi-experimental design;

1-32 (2) an adequate measure of outcomes; and

1-33 (3) reliable and valid results.

1-34 (b) As part of the annual notice a school district provides
1-35 to parents under 20 U.S.C. Section 6316(e)(2)(A) concerning
1-36 supplemental educational services, the district shall include
1-37 information provided to the district by the agency that:

1-38 (1) identifies characteristics of supplemental
1-39 educational services that, based on rigorous research, have been
1-40 demonstrated to be more likely to foster improvement in student
1-41 academic performance, including information concerning the minimum
1-42 number of hours of tutoring necessary for improved performance; and

1-43 (2) sorts, for each subject for which supplemental
1-44 educational services are provided, supplemental educational
1-45 services providers serving district students according to the
1-46 provider's level of effectiveness in improving student performance
1-47 in the applicable subject area.

1-48 (c) The agency shall develop and the commissioner by rule
1-49 shall establish a process for approving and revoking approval for a
1-50 supplemental educational services provider. The process must allow
1-51 the agency to use any publicly available information from any
1-52 published source in determining whether to approve an entity as a
1-53 provider, except that the agency may not use information that is
1-54 self-published or published by a provider for marketing purposes.

1-55 (d) The agency shall maintain a publicly available list of
1-56 approved providers. In accordance with standards established by
1-57 commissioner rule, the agency shall promptly investigate a
1-58 complaint against an approved provider and promptly remove from the
1-59 list of approved providers a provider for which agency approval has
1-60 been revoked.

2-6 (f) A supplemental educational services provider for which
2-7 agency approval has been revoked because the agency determines that
2-8 the provider has engaged in fraudulent activity is permanently
2-9 prohibited from acting as a provider in this state.

2-10 SECTION 2. This Act takes effect September 1, 2013.

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