

1-1 By: Huffman S.B. No. 306
1-2 (In the Senate - Filed January 31, 2013; February 5, 2013,
1-3 read first time and referred to Committee on Education;
1-4 February 25, 2013, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 8, Nays 0;
1-6 February 25, 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 S.B. No. 306 By: Campbell

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

1-21 relating to consideration of a student receiving treatment in a
1-22 residential facility for public school accountability purposes.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 39.055, Education Code, is amended to
1-25 read as follows:

1-26 Sec. 39.055. STUDENT ORDERED BY A JUVENILE COURT OR STUDENT
1-27 IN RESIDENTIAL FACILITY NOT CONSIDERED FOR ACCOUNTABILITY
1-28 PURPOSES. Notwithstanding any other provision of this code except
1-29 to the extent otherwise provided under Section 39.054(f), for
1-30 purposes of determining the performance of a school district, [or]
1-31 campus, or open-enrollment charter school under this chapter, a
1-32 student ordered by a juvenile court into a residential program or
1-33 facility operated by or under contract with the Texas Juvenile
1-34 Justice Department [~~Youth Commission, the Texas Juvenile Probation~~
1-35 ~~Commission~~], a juvenile board, or any other governmental entity or
1-36 any student who is receiving treatment in a residential facility is
1-37 not considered to be a student of the school district in which the
1-38 program or facility is physically located or of an open-enrollment
1-39 charter school, as applicable. The performance of such a student on
1-40 an assessment instrument or other student achievement indicator
1-41 adopted under Section 39.053 or reporting indicator adopted under
1-42 Section 39.301 shall be determined, reported, and considered
1-43 separately from the performance of students attending a school of
1-44 the district in which the program or facility is physically located
1-45 or an open-enrollment charter school, as applicable.

1-46 SECTION 2. This Act applies beginning with the 2013-2014
1-47 school year.

1-48 SECTION 3. This Act takes effect immediately if it receives
1-49 a vote of two-thirds of all the members elected to each house, as
1-50 provided by Section 39, Article III, Texas Constitution. If this
1-51 Act does not receive the vote necessary for immediate effect, this
1-52 Act takes effect September 1, 2013.

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