

1-1 By: Van de Putte, Lucio S.B. No. 1538
 1-2 (In the Senate - Filed March 8, 2013; March 19, 2013, read
 1-3 first time and referred to Committee on Education; April 2, 2013,
 1-4 reported adversely, with favorable Committee Substitute by the
 1-5 following vote: Yeas 9, Nays 0; April 2, 2013, sent to printer.)

1-6 COMMITTEE VOTE

| | Yea | Nay | Absent | PNV |
|------|-----|-----|--------|-----|
| 1-7 | | | | |
| 1-8 | X | | | |
| 1-9 | X | | | |
| 1-10 | X | | | |
| 1-11 | X | | | |
| 1-12 | X | | | |
| 1-13 | X | | | |
| 1-14 | X | | | |
| 1-15 | X | | | |
| 1-16 | X | | | |

1-17 COMMITTEE SUBSTITUTE FOR S.B. No. 1538 By: Lucio

1-18 A BILL TO BE ENTITLED
 1-19 AN ACT

1-20 relating to evaluating the performance, including computing
 1-21 dropout and completion rates, of public schools designated as
 1-22 dropout recovery schools.

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

1-24 SECTION 1. Subchapter C, Chapter 39, Education Code, is
 1-25 amended by adding Section 39.0545 to read as follows:

1-26 Sec. 39.0545. EVALUATING DROPOUT RECOVERY SCHOOLS.

1-27 (a) For purposes of evaluating performance under Section
 1-28 39.053(c), the commissioner shall designate as a dropout recovery
 1-29 school a school district or an open-enrollment charter school or a
 1-30 campus of a district or of an open-enrollment charter school:

1-31 (1) that serves students in grades 9 through 12 and has
 1-32 an enrollment of which at least 50 percent of the students are 17
 1-33 years of age or older as of September 1 of the school year as
 1-34 reported for the fall semester Public Education Information
 1-35 Management System (PEIMS) submission; and

1-36 (2) that meets the eligibility requirements for and is
 1-37 registered under alternative education accountability procedures
 1-38 adopted by the commissioner.

1-39 (b) Notwithstanding Section 39.053(c)(2), the commissioner
 1-40 shall use the alternative completion rate under this subsection to
 1-41 determine the student achievement indicator under Section
 1-42 39.053(c)(2) for a dropout recovery school. The alternative
 1-43 completion rate shall be the ratio of the total number of students
 1-44 who graduate, continue attending school into the next academic
 1-45 year, or receive a high school equivalency certificate to the total
 1-46 number of students in the longitudinal cohort of students.

1-47 (c) Notwithstanding Section 39.053(c)(2), in determining
 1-48 the performance rating under Section 39.054 of a dropout recovery
 1-49 school, the commissioner shall include any student described by
 1-50 Section 39.053(g-1) who graduates or receives a high school
 1-51 equivalency certificate.

1-52 (d) For a dropout recovery school, only the best result from
 1-53 the primary administration and any retake of an assessment
 1-54 instrument administered to a student in the school year evaluated
 1-55 under the accountability procedures adopted by the commissioner may
 1-56 be considered in determining the performance rating of the school
 1-57 under Section 39.054.

1-58 SECTION 2. This Act applies beginning with the 2013-2014
 1-59 school year.

1-60 SECTION 3. This Act takes effect immediately if it receives

2-1 a vote of two-thirds of all the members elected to each house, as
2-2 provided by Section 39, Article III, Texas Constitution. If this
2-3 Act does not receive the vote necessary for immediate effect, this
2-4 Act takes effect September 1, 2013.

2-5

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