

By: González, Lucio III, Moody

H.B. No. 66

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the consideration of the performance of students of
3 limited English proficiency on state assessment instruments and
4 inclusion of related information in campus report cards.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 39.027(a-2), Education Code, is amended
7 to read as follows:

8 (a-2) Unless a student is enrolled in a school in the United
9 States for a period of at least 120 [~~60~~] consecutive days during a
10 year, the student may not be considered to be enrolled in a school
11 in the United States for that year for the purpose of determining a
12 number of years under Subsection (a)(1), (2), or (3).

13 SECTION 2. Section 39.054, Education Code, is amended by
14 adding Subsections (d-2) and (d-3) to read as follows:

15 (d-2) Except as provided by Subsection (d-3), in evaluating
16 performance under Subsection (c), the commissioner may not lower a
17 performance rating for purposes of this chapter based on
18 unsatisfactory performance on an assessment instrument
19 administered under Section 39.023(a), (b), (c), (l), or (n) to a
20 student for a period of two years after the student's initial
21 enrollment in a school in the United States if the student is a
22 student of limited English proficiency, as defined by Section
23 29.052. This subsection does not apply to a performance rating for
24 purposes of:

1 (1) compliance monitoring under Section 7.028; or

2 (2) public school accountability under federal law.

3 (d-3) Subsection (d-2) does not apply if the assessment
4 instrument administered to a student of limited English proficiency
5 is in the student's native language.

6 SECTION 3. Section 39.305(b), Education Code, is amended to
7 read as follows:

8 (b) The report card shall include the following
9 information:

10 (1) where applicable, the student achievement
11 indicators described by Section 39.053(c) and the reporting
12 indicators described by Sections 39.301(c)(1) through (5);

13 (2) average class size by grade level and subject;

14 (3) the administrative and instructional costs per
15 student, computed in a manner consistent with Section 44.0071;
16 [~~and~~]

17 (4) the district's instructional expenditures ratio
18 and instructional employees ratio computed under Section 44.0071,
19 and the statewide average of those ratios, as determined by the
20 commissioner; and

21 (5) the performance of students of limited English
22 proficiency, as defined by Section 29.052, on assessment
23 instruments administered under Section 39.023.

24 SECTION 4. Section 39.027(a-2), Education Code, as amended
25 by this Act, and Section 39.054(d-2), Education Code, as added by
26 this Act, apply to a student regardless of the date on which the
27 student initially enrolled in a school in the United States.

1 SECTION 5. This Act takes effect September 1, 2015.