

1-1 By: Garcia S.B. No. 1170
1-2 (In the Senate - Filed March 10, 2015; March 17, 2015, read
1-3 first time and referred to Committee on Education; April 27, 2015,
1-4 reported adversely, with favorable Committee Substitute by the
1-5 following vote: Yeas 10, Nays 0; April 27, 2015, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
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	X			
1-18	X			

1-19 COMMITTEE SUBSTITUTE FOR S.B. No. 1170 By: Garcia

1-20 A BILL TO BE ENTITLED
1-21 AN ACT

1-22 relating to excluding certain students from the computation of
1-23 dropout and completion rates for purposes of public school
1-24 accountability.

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

1-26 SECTION 1. Section 39.053(g-1), Education Code, is amended
1-27 to read as follows:

1-28 (g-1) In computing dropout and completion rates under
1-29 Subsection (c)(2), the commissioner shall exclude:

1-30 (1) students who are ordered by a court to attend a
1-31 high school equivalency certificate program but who have not yet
1-32 earned a high school equivalency certificate;

1-33 (2) students who were previously reported to the state
1-34 as dropouts, including a student who is reported as a dropout,
1-35 reenrolls, and drops out again, regardless of the number of times of
1-36 reenrollment and dropping out;

1-37 (3) students in attendance who are not in membership
1-38 for purposes of average daily attendance;

1-39 (4) students whose initial enrollment in a school in
1-40 the United States in grades 7 through 12 was as unschooled refugees
1-41 or asylees as defined by Section 39.027(a-1);

1-42 (5) students who are detained at a county
1-43 pre-adjudication or post-adjudication juvenile detention facility
1-44 and:

1-45 (A) in the district exclusively as a function of
1-46 having been detained at the [a county detention] facility but are
1-47 otherwise not students of the district in which the facility is
1-48 located; or

1-49 (B) provided services by an open-enrollment
1-50 charter school exclusively as the result of having been detained at
1-51 the facility; [and]

1-52 (6) students who are incarcerated in state jails and
1-53 federal penitentiaries as adults and as persons certified to stand
1-54 trial as adults; and

1-55 (7) students who:

1-56 (A) are at least 18 years of age and have
1-57 satisfied the credit requirements for high school graduation;

1-58 (B) have not completed their individualized
1-59 education program under 19 T.A.C. Section 89.1070(b)(2) and the
1-60 Individuals with Disabilities Education Act (20 U.S.C. Section 1400

et seq.); and

(C) are enrolled and receiving individualized
education program services.

SECTION 2. This Act applies beginning with the 2015-2016
school year.

SECTION 3. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as
provided by Section 39, Article III, Texas Constitution. If this
Act does not receive the vote necessary for immediate effect, this
Act takes effect September 1, 2015.

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