

By: Lucio

S.B. No. 531

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the use of individual graduation committee  
3 determinations for certain public school accountability and high  
4 school graduation purposes and to the use of other alternative  
5 methods for certain high school graduation purposes.

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

7 SECTION 1. Section 12.104(b-2), Education Code, is amended  
8 to read as follows:

9 (b-2) An open-enrollment charter school is subject to the  
10 requirement to establish an individual graduation committee under  
11 Section 28.0258. [~~This subsection expires September 1, 2017.~~]

12 SECTION 2. Section 28.025(c-6), Education Code, is amended  
13 to read as follows:

14 (c-6) Notwithstanding Subsection (c), a person may receive  
15 a diploma if the person is eligible for a diploma under Section  
16 28.0258. [~~This subsection expires September 1, 2017.~~]

17 SECTION 3. Effective September 1, 2018, Section 28.0258(e),  
18 Education Code, is amended to read as follows:

19 (e) To be eligible to graduate and receive a high school  
20 diploma under this section, a student must successfully complete  
21 the curriculum requirements required for high school graduation[+]

22 [~~(1)~~] identified by the State Board of Education under  
23 Section 28.025(a) [~~+~~or

24 [~~(2)~~ as otherwise provided by the transition plan

1 ~~adopted by the commissioner under Section 28.025(h)].~~

2 SECTION 4. Section 39.025(a-2), Education Code, as added by  
3 Chapter 5 (S.B. 149), Acts of the 84th Legislature, Regular  
4 Session, 2015, is amended to read as follows:

5 (a-2) Notwithstanding Subsection (a), a student who has  
6 failed to perform satisfactorily on end-of-course assessment  
7 instruments in the manner provided under this section may receive a  
8 high school diploma if the student has qualified for graduation  
9 under Section 28.0258. [~~This subsection expires September 1,~~  
10 ~~2017.~~]

11 SECTION 5. Section 39.025(a-3), Education Code, is amended  
12 to read as follows:

13 (a-3) A student who, after retaking an end-of-course  
14 assessment instrument for Algebra I or English II, has failed to  
15 perform satisfactorily as required by Subsection (a), but who  
16 receives a score of proficient on the Texas Success Initiative  
17 (TSI) diagnostic assessment for the corresponding subject for which  
18 the student failed to perform satisfactorily on the end-of-course  
19 assessment instrument satisfies the requirement concerning the  
20 Algebra I or English II end-of-course assessment, as applicable.  
21 [~~This subsection expires September 1, 2017.~~]

22 SECTION 6. Section 39.053, Education Code, is amended by  
23 adding Subsection (c-3) to read as follows:

24 (c-3) The commissioner by rule shall determine a method by  
25 which the determination of an individual graduation committee  
26 established under Section 28.0258 that a student is qualified to  
27 graduate may be included as satisfactory performance on an

1 assessment instrument for purposes of Subsection (c)(1) in  
2 determining the performance rating of a school district or campus  
3 under Section 39.054. The commissioner shall use the method  
4 determined under this subsection in determining the performance  
5 rating of a school district or campus under Section 39.054,  
6 provided that the commissioner obtains any necessary waiver from  
7 the application of any conflicting federal law or regulation. For  
8 purposes of using the method determined under this subsection, the  
9 commissioner shall seek a waiver from the application of any  
10 conflicting federal law or regulation as a result of the use of the  
11 method in determining the performance rating of a school district  
12 or campus under Section 39.054.

13 SECTION 7. Sections 28.0258(1) and 28.0259(e), Education  
14 Code, are repealed.

15 SECTION 8. Except as otherwise provided by this Act, this  
16 Act takes effect immediately if it receives a vote of two-thirds of  
17 all the members elected to each house, as provided by Section 39,  
18 Article III, Texas Constitution. If this Act does not receive the  
19 vote necessary for immediate effect, this Act takes effect on the  
20 91st day after the last day of the legislative session.