

By: Lucio

S.B. No. 1038

A BILL TO BE ENTITLED

1 AN ACT
2 relating to evaluation of public schools based on academic
3 achievement and financial resources.

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

5 SECTION 1. Section 39.057(a), Education Code, is amended to
6 read as follows:

7 (a) The commissioner may authorize special accreditation
8 investigations to be conducted:

9 (1) when excessive numbers of absences of students
10 eligible to be tested on state assessment instruments are
11 determined;

12 (2) when excessive numbers of allowable exemptions
13 from the required state assessment instruments are determined;

14 (3) in response to complaints submitted to the agency
15 with respect to alleged violations of civil rights or other
16 requirements imposed on the state by federal law or court order;

17 (4) in response to established compliance reviews of
18 the district's financial accounting practices and state and federal
19 program requirements;

20 (5) when extraordinary numbers of student placements
21 in disciplinary alternative education programs, other than
22 placements under Sections 37.006 and 37.007, are determined;

23 (6) in response to an allegation involving a conflict
24 between members of the board of trustees or between the board and

1 the district administration if it appears that the conflict
2 involves a violation of a role or duty of the board members or the
3 administration clearly defined by this code;

4 (7) when excessive numbers of students in special
5 education programs under Subchapter A, Chapter 29, are assessed
6 through assessment instruments developed or adopted under Section
7 39.023(b);

8 (8) in response to an allegation regarding or an
9 analysis using a statistical method result indicating a possible
10 violation of an assessment instrument security procedure
11 established under Section 39.0301, including for the purpose of
12 investigating or auditing a school district under that section;

13 (9) when a significant pattern of decreased academic
14 performance has developed as a result of the promotion in the
15 preceding two school years of students who did not perform
16 satisfactorily as determined by the commissioner under Section
17 39.0241(a) on assessment instruments administered under Section
18 39.023(a), (c), or (l);

19 (10) when excessive numbers of students eligible to
20 enroll fail to complete an Algebra II course or any other advanced
21 course as determined by the commissioner;

22 (11) when academic return on financial resources
23 [~~resource allocation practices~~] as evaluated under Section 39.059
24 indicates [~~39.0821 indicate~~] a potential for significant
25 improvement [~~in resource allocation~~];

26 (12) when a disproportionate number of students of a
27 particular demographic group is graduating with a particular

1 endorsement under Section 28.025(c-1);

2 (13) when an excessive number of students is
3 graduating with a particular endorsement under
4 Section 28.025(c-1);

5 (14) in response to a complaint submitted to the
6 agency with respect to alleged inaccurate data that is reported
7 through the Public Education Information Management System (PEIMS)
8 or through other reports required by state or federal law or rule or
9 court order and that is used by the agency to make a determination
10 relating to public school accountability, including accreditation,
11 under this chapter; or

12 (15) as the commissioner otherwise determines
13 necessary.

14 SECTION 2. Subchapter C, Chapter 39, Education Code, is
15 amended by adding Section 39.059 to read as follows:

16 Sec. 39.059. ACADEMIC ACHIEVEMENT AND FINANCIAL RESOURCES
17 EVALUATION. (a) The agency shall develop a statistical model to
18 evaluate a campus and district's academic return on financial
19 resources.

20 (b) In evaluating a campus and district under this section,
21 the agency shall:

22 (1) evaluate and integrate existing academic
23 accountability and financial data; and

24 (2) rank the results of the evaluation under
25 Subdivision (1) to compare the relative performance of districts
26 and campuses with similar financial resources.

27 (c) Based on the ranking under Subsection (b)(2), and in

1 accordance with rules adopted by the commissioner, the commissioner
2 shall assign each campus and district a rating of A, B, C, D, or F.

3 (d) Not later than August 15 of each year, the rating of each
4 district and campus under this section shall be made publicly
5 available along with the performance ratings awarded to the
6 district or campus under Section 39.054(a).

7 SECTION 3. Section 39.0821, Education Code, is repealed.

8 SECTION 4. This Act applies beginning with the 2017-2018
9 school year.

10 SECTION 5. This Act takes effect immediately if it receives
11 a vote of two-thirds of all the members elected to each house, as
12 provided by Section 39, Article III, Texas Constitution. If this
13 Act does not receive the vote necessary for immediate effect, this
14 Act takes effect September 1, 2017.