

By: Taylor of Collin

S.B. No. 1318

A BILL TO BE ENTITLED

AN ACT

relating to designation of mathematics innovation zones by the commissioner of education and to the establishment of pay for success programs to provide necessary funding.

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

SECTION 1. Subchapter A, Chapter 28, Education Code, is amended by adding Section 28.020 to read as follows:

Sec. 28.020. MATHEMATICS INNOVATION ZONES. (a) The commissioner may:

(1) on application of a school district or open-enrollment charter school, designate a campus of the district or school as a mathematics innovation zone; and

(2) from funds appropriated or donated for purposes of this section, award a grant to support implementation of innovative mathematics instruction at the campus in accordance with this section.

(b) A campus designated as a mathematics innovation zone must:

(1) implement with fidelity an innovative mathematics instructional program approved by the commissioner for purposes of this section that addresses the essential knowledge and skills of the mathematics curriculum required by Section 28.002;

(2) comply with objectives, metrics, and other mathematics innovation zone requirements imposed by the

1 commissioner through rules adopted under Subsection (g); and

2 (3) provide all data relating to the mathematics  
3 innovation zone requested by the agency.

4 (c) A campus designated as a mathematics innovation zone is  
5 not subject to interventions under the state accountability system  
6 described by Section 39.107(a) or (e) for the first two years of the  
7 designation, provided that the campus implements the instructional  
8 program with fidelity and complies with each mathematics innovation  
9 zone requirement to the satisfaction of the commissioner. The  
10 period that a campus is exempt from interventions as provided by  
11 this subsection is not:

12 (1) included in calculating consecutive school years  
13 under Section 39.107(a) or (e); or

14 (2) considered a break in consecutive school years of  
15 unacceptable ratings for purposes of determining the need for  
16 intervention under Section 39.107(a) or (e).

17 (d) The commissioner may revoke designation of a campus as a  
18 mathematics innovation zone and suspend associated grant funding if  
19 the commissioner determines that the campus has failed to implement  
20 the instructional program with fidelity or comply with any  
21 requirement imposed under this section.

22 (e) A school district or open-enrollment charter school may  
23 use a pay for success program approved by the commissioner under  
24 Section 44.904 to pay costs associated with designation of a campus  
25 as a mathematics innovation zone.

26 (f) The commissioner may accept gifts, grants, or donations  
27 from any public or private source for purposes of this section.

1       (g) The commissioner may adopt rules as necessary to  
2 administer this section.

3       (h) A decision or determination by the commissioner under  
4 this section is final and may not be appealed.

5       SECTION 2. Subchapter Z, Chapter 44, Education Code, is  
6 amended by adding Section 44.904 to read as follows:

7       Sec. 44.904. PAY FOR SUCCESS PROGRAMS. (a) In this  
8 section, "pay for success program" means a program involving  
9 private financing under which payments are dependent on achievement  
10 of measurable outcomes.

11       (b) The commissioner may:

12               (1) structure and approve pay for success programs for  
13 use by a school district or open-enrollment charter school;

14               (2) evaluate and approve the following participants in  
15 a pay for success program:

16                       (A) a private investor;

17                       (B) an education service provider; and

18                       (C) a third-party evaluator; and

19               (3) require an approved participant to comply with the  
20 objectives, metrics, and other pay for success program requirements  
21 prescribed by the commissioner.

22       (c) In evaluating a potential participant under Subsection  
23 (b)(2), the commissioner may:

24               (1) verify the availability and liquidity of the  
25 investment funds of a private investor;

26               (2) evaluate the credentials and effectiveness of an  
27 education service provider; and

1           (3) evaluate the credentials and independence of a  
2 third-party evaluator.

3           (d) Notwithstanding any other law, a school district or  
4 open-enrollment charter school that uses a pay for success program  
5 approved by the commissioner is not subject to state procurement  
6 requirements that would otherwise apply to the activity funded  
7 through the program.

8           (e) The commissioner, the agency, and agency employees are  
9 immune from liability for actions associated with the structuring,  
10 approval, or implementation of a pay for success program.

11           (f) The commissioner may adopt rules as necessary to  
12 implement this section.

13           SECTION 3. This Act takes effect September 1, 2017.