

Amend CSHB 3904 (house committee report) as follows:

(1) On page 7, line 27, strike "(e), (f), (g), and (h)" and substitute "(e), (f), and (g)".

(2) Strike page 8, line 25, through page 9, line 25, and substitute the following:

(e) To the extent consistent with or permitted by an authorized waiver of federal law, the commissioner, for purposes of evaluating performance of a dropout recovery school under the alternative education accountability procedures adopted by the commissioner, shall adopt performance targets for the student achievement domain under Section 39.053(c)(1) and the school progress domain under Section 39.053(c)(2) that are based on the average performance of school districts and campuses registered under the alternative education accountability procedures for the preceding school year for those respective domains.

(f) To the extent consistent with or permitted by an authorized waiver of federal law, the commissioner, for purposes of assigning an overall performance rating for a dropout recovery school under Section 39.054, shall attribute not more than 10 percent of that rating to the closing the gaps domain under Section 39.053(c)(3).

(g) To the extent consistent with or permitted by an authorized waiver of federal law, the commissioner, for purposes of evaluating performance of a dropout recovery school under the alternative education accountability procedures adopted by the commissioner, shall attribute to a dropout recovery school not less than a minimum scaled score of 60 for the closing the gaps domain under Section 39.053(c)(3).

(3) On page 9, line 26, strike "This" and substitute "(a) Except as otherwise provided by this section, this".

(4) On page 9, following line 27, insert the following:

(b) Section 39.0548, Education Code, as amended by this Act takes effect on any date not later than September 1, 2021, on which the commissioner of education:

(1) obtains any necessary waiver from the application of federal law or regulation conflicting with Section 39.0548, Education Code, as amended by this Act; or

(2) receives written notification from the United States Department of Education that a waiver is not required.

(c) Section 39.0548, Education Code, as amended by this Act this Act applies beginning with the first school year that begins after the date on which Section 39.0548, Education Code, takes effect under Subsection (b) of this section.

(d) If the commissioner of education obtains any necessary waiver or receives written notification as described by Subsection (b) of this section, the commissioner shall certify that the commissioner has obtained the waiver or received notification that a waiver is not required, as applicable, and shall publish notice of that fact in the Texas Register as soon as practicable after obtaining the waiver or receiving notification.