

AN ACT

relating to excluding certain students from the computation of dropout and completion rates for purposes of public school accountability.

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

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

(g-1) In computing dropout and completion rates such as high school graduation rates under Subsection (c)(1)(B)(ix), the commissioner shall exclude:

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

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

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

(4) students whose initial enrollment in a school in the United States in grades 7 through 12 was as an unschooled asylee or refugee as defined by Section 39.027(a-1);

(5) students who are detained at a county pre-adjudication or post-adjudication juvenile detention facility

1 and:

2 (A) in the district exclusively as a function of
3 having been detained at the facility but are otherwise not students
4 of the district in which the facility is located; or

5 (B) provided services by an open-enrollment
6 charter school exclusively as the result of having been detained at
7 the facility; ~~and~~

8 (6) students who are incarcerated in state jails and
9 federal penitentiaries as adults and as persons certified to stand
10 trial as adults; and

11 (7) students who have suffered a condition, injury, or
12 illness that requires substantial medical care and leaves the
13 student:

14 (A) unable to attend school; and

15 (B) assigned to a medical or residential
16 treatment facility.

17 SECTION 2. This Act applies beginning with the 2019-2020
18 school year.

19 SECTION 3. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2019.

President of the Senate

Speaker of the House

I certify that H.B. No. 330 was passed by the House on March 20, 2019, by the following vote: Yeas 147, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 330 was passed by the Senate on May 21, 2019, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor