

By: Bernal, Dutton, Meyer, Talarico

H.B. No. 2881

Substitute the following for H.B. No. 2881:

By: VanDeaver

C.S.H.B. No. 2881

A BILL TO BE ENTITLED

AN ACT

relating to establishing resource campuses to improve a public school campus not performing satisfactorily.

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

SECTION 1. Subtitle H, Title 2, Education Code, is amended by adding Chapter 39B to read as follows:

CHAPTER 39B. RESOURCE CAMPUS

SUBCHAPTER A. DESIGNATION AS RESOURCE CAMPUS

Sec. 39B.001. RESOURCE CAMPUS. (a) A school district campus that is eligible under Subsection (b) may apply to the commissioner to be designated as a resource campus that provides quality education and enrichment for campus students.

(b) To apply to be designated as a resource campus under this chapter the campus must have received an overall performance rating under Section 39.054 of F for four years over a 10-year period of time.

(c) A campus approved by the commissioner as a resource campus under this chapter:

(1) is exempt from the interventions and sanctions provided by Chapter 39A; and

(2) qualifies for funding as provided by Section 42.2511.

Sec. 39B.002. CAMPUS EVALUATION TEAM AND NEEDS ASSESSMENT.

Before a campus submits to the commissioner an application to be

1 designated as a resource campus, the campus must:

2 (1) form a campus evaluation team that includes:

3 (A) the district superintendent;

4 (B) classroom teachers;

5 (C) a community member;

6 (D) a parent or guardian of a student enrolled at
7 the campus during any period for which the campus received the F
8 overall performance rating; and

9 (E) an educator other than a classroom teacher;

10 and

11 (2) complete an on-site needs assessment as required
12 by Section 39A.053, which must include:

13 (A) a summary of the extent and quality of
14 mentoring and social supports in place for all students and a
15 detailed identification of the need for mentoring and support for
16 students identified as being at a higher risk of needing additional
17 support; and

18 (B) an identification of the community services
19 and programs active at the campus and information about the
20 frequency of use by students and educators of the services and
21 programs and the length of time the services and programs have
22 operated at the campus.

23 Sec. 39B.003. PUBLIC MEETING. After a campus submits an
24 application to be designated as a resource campus, the campus must
25 conduct a public meeting to review the campus overall performance
26 rating and solicit input for the development of the targeted
27 improvement plan required under Section 39A.055. The meeting must

1 include participation by:

2 (1) the principal;

3 (2) members of the campus-level planning and
4 decision-making committee established under Section 11.251;

5 (3) parents of students attending the campus; and

6 (4) community members who reside in the school
7 district.

8 Sec. 39B.004. RECOMMENDATION OF CAMPUS EVALUATION TEAM.

9 The campus evaluation team shall:

10 (1) determine if the campus would benefit from
11 designation as a resource campus; and

12 (2) provide recommendations on policies the campus
13 must adopt to meet the resource campus program requirements.

14 Sec. 39B.005. DECISION OF COMMISSIONER. (a) The
15 commissioner shall notify a campus if it has been designated as a
16 resource campus not later than the 60th day after the date the
17 commissioner receives the request for the designation.

18 (b) To allow a resource campus an opportunity to prepare to
19 operate as provided by this chapter, including the hiring and
20 training of educators, the campus begins the school year as a
21 resource campus as provided by this chapter during the second
22 school year that begins after approval of the designation by the
23 commissioner.

24 (c) A decision by the commissioner regarding whether to
25 designate a campus as a resource campus is final and may not be
26 appealed.

SUBCHAPTER B. CAMPUS STAFF

Sec. 39B.051. PRINCIPAL. (a) The principal of a resource campus must demonstrate effectiveness in working with high-need campuses.

(b) The person who was principal of the campus before the campus was designated as a resource campus may apply to continue as principal of the resource campus if the person has the minimum experience required by Subsection (c)(1).

(c) A principal of a resource campus must:

(1) have at least three years of experience as an administrator;

(2) demonstrate a history of:

(A) developing a plan for campus improvement; and

(B) consistently and proactively facilitating professional learning communities in implementing and designing rigorous and standards-aligned curriculum;

(3) demonstrate an ability to mentor, support, and retain high-quality faculty and staff; and

(4) demonstrate organizational skills and the ability to manage the campus and personal time to accomplish campus goals.

(d) The principal at a resource campus shall:

(1) establish protocols to ensure achievement of campus goals and targets and continuously analyze any available data to monitor, evaluate, and refine the goals and targets;

(2) develop collective instructional practices that are consistent with child development, effective pedagogy, and the needs of each student;

1 (3) implement and oversee a system of monitoring
2 research-based instructional strategies in every classroom;

3 (4) provide educators at the campus with timely,
4 relevant, and constructive feedback;

5 (5) provide multiple sources of progress monitoring
6 for teachers to ensure that students are consistently improving;

7 (6) collaborate with all campus educators and use
8 multiple measures and data from multiple points of the school year
9 to complete accurate appraisals of all educators, including
10 evidence from observations and formal and informal interactions;

11 (7) set specific goals for each educator at the campus
12 and actively track the educator's progress;

13 (8) use all campus funds in compliance with state and
14 federal guidelines and maximize the goals of the campus; and

15 (9) implement effective strategies to systematically
16 gather input and communication from all campus and community
17 stakeholders to ensure that all are an integral part of the campus
18 culture.

19 Sec. 39B.052. TEACHERS. (a) A teacher at a resource campus
20 must have at least three years of teaching experience. The
21 principal, after consultation with district administration, has
22 sole discretion over the hiring of teachers.

23 (b) After a campus receives designation as a resource
24 campus, every teacher employed at the campus before the designation
25 must apply for a position to continue as a teacher at the campus.

26 (c) All rights and protections afforded by current
27 employment contracts or agreements are not affected by the resource

1 campus program.

2 (d) To apply for employment at a resource campus a teacher
3 must:

4 (1) be rated as accomplished or above on an annual
5 evaluation, which must account for at least 50 percent of the
6 qualifications required and have been completed during the most
7 recent school year;

8 (2) demonstrate instructional effectiveness, which
9 must account for at least 10 percent of the qualifications required
10 and be based on the following:

11 (A) a teacher for prekindergarten through second
12 grade must include evidence of students reaching learning
13 objectives through age-appropriate evaluations;

14 (B) a teacher for grades three through five must
15 include evidence of:

16 (i) students reaching learning objectives
17 through age-appropriate evaluations;

18 (ii) positive achievement and progress on
19 quantitative assessments adopted by the district or the state;

20 (iii) if an assessment is not available for
21 a subject, the use of related adopted assessments as well as a
22 portfolio of results of teacher-developed curriculum-based
23 assessments; and

24 (iv) effectiveness with high-need
25 students; and

26 (C) a teacher for grades six through 12 must
27 include evidence of:

1 (i) students reaching learning objectives
2 through age-appropriate evaluations;

3 (ii) positive achievement and progress on
4 quantitative assessments adopted by the district or state;

5 (iii) if an assessment is not available for
6 a subject, the use of related adopted assessments as well as a
7 portfolio of results of teacher-developed curriculum-based
8 assessments; and

9 (iv) effectiveness with high-need
10 students; and

11 (3) if available, have received positive student and
12 parent experience surveys developed and approved by the district,
13 which must account for at least 15 percent of the qualifications
14 required.

15 Sec. 39B.053. SCHOOL COUNSELORS. (a) A resource campus
16 must employ at least one school counselor for every 300 students.

17 (b) The school counselor shall implement a positive
18 behavior program as provided by Section [37.0013](#).

19 Sec. 39B.054. SOCIAL SERVICES PROFESSIONAL. A resource
20 campus must employ at least one appropriately licensed professional
21 to assist with the social and emotional needs of students and staff.

22 The person must be a:

23 (1) family and community liaison;

24 (2) clinical social worker;

25 (3) specialist in school psychology; or

26 (4) professional counselor.

1 SUBCHAPTER C. OPERATION OF CAMPUS

2 Sec. 39B.101. EXEMPTION FROM ACCOUNTABILITY INTERVENTIONS
3 AND SANCTIONS. The commissioner may not impose a sanction or take
4 action against a resource campus under Section 39A.111 for failure
5 to satisfy academic performance standards during the first two
6 school years of operation as a resource campus. The overall
7 performance rating received by the campus during the first two
8 school years of operation as a resource campus is not included in
9 calculating consecutive school years and is not considered a break
10 in consecutive school years under Section 39A.111.

11 Sec. 39B.102. ANNUAL APPRAISAL. (a) All educators,
12 including the principal, must be evaluated on an annual basis by an
13 appropriate supervisor.

14 (b) In a manner consistent with Chapter 21, the principal
15 may remove an educator if the educator falls below an accomplished
16 rating in one or more categories.

17 Sec. 39B.103. LOCAL EVALUATION SYSTEM. (a) If a resource
18 campus does not use a state evaluation program, the campus must
19 develop an appraisal system that is supported by locally adopted
20 policy and procedures and complies with Section 21.352.

21 (b) The district-level planning and decision-making
22 committee established under Section 11.251 shall develop an
23 appraisal process and evaluation criteria for all educators,
24 including discipline management and the performance of an
25 educator's students.

26 (c) The appraisal process must include:

27 (1) a conference between the educator and the

1 appraiser that is diagnostic and prescriptive with regard to
2 remediation needed in overall performance by category; and

3 (2) criteria based on observable, job-related
4 behavior, including:

5 (A) the educator's implementation of classroom
6 management procedures; and

7 (B) the performance of any students assigned to
8 the educator.

9 (d) The district-level planning and decision-making
10 committee shall submit the appraisal process and criteria to the
11 superintendent, who shall submit the appraisal process and criteria
12 to the board of trustees of the district with a recommendation to
13 accept or reject.

14 (e) The board of trustees may accept or reject an appraisal
15 process and performance criteria, with comments, but may not modify
16 the process or criteria.

17 Sec. 39B.104. CAMPUS SALARIES; SCHOOL DAY; CLASS SIZE. (a)
18 Educators at a resource campus must receive a salary higher than the
19 district average.

20 (b) The school day at a resource campus must be longer than
21 the school day at a similar campus in the district that is not
22 designated as a resource campus.

23 (c) Class size at a resource campus may not exceed 22
24 students for every one teacher.

25 (d) Every classroom at a resource campus must have advanced
26 technology programs and applications.

27 Sec. 39B.105. USE OF ADDITIONAL FUNDING. (a) A portion of

1 any additional funding received by the school district under
2 Section 42.2511 and attributable to the resource campus must be
3 used to provide higher salaries for all educators at the resource
4 campus as required by Section 39B.104(a). The district shall make
5 every effort to provide each educator with a significant salary
6 increase. The increased salary provided under this subchapter is a
7 supplement to the educator's salary and may not supplant any other
8 increase for which the educator is eligible.

9 (b) A portion of any additional funding received by the
10 school district under Section 42.2511 and attributable to the
11 resource campus:

12 (1) must be used to provide additional technology in
13 every classroom at the resource campus; and

14 (2) may be used for any needed resource campus
15 facility improvements.

16 SUBCHAPTER D. RULES; AGENCY ASSISTANCE

17 Sec. 39B.151. COMMISSIONER RULES. The commissioner may
18 adopt rules necessary to implement this chapter.

19 Sec. 39B.152. AGENCY ASSISTANCE. On the request of a
20 school district, the agency shall assist the district in:

21 (1) applying for designation of a district campus as a
22 resource campus; and

23 (2) developing and implementing a plan to operate a
24 district campus as a resource campus.

25 SECTION 2. Section 42.2511(a), Education Code, is amended
26 to read as follows:

27 (a) This section applies only to:

1 (1) a school district and an open-enrollment charter
2 school that enter into a contract to operate a district campus as
3 provided by Section 11.174; ~~and~~

4 (2) a charter granted by a school district for a
5 program operated by an entity that has entered into a contract under
6 Section 11.174, provided that the district does not appoint a
7 majority of the governing body of the charter holder; and

8 (3) a school district that operates a resource campus
9 as provided by Chapter 39B.

10 SECTION 3. 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, 2019.