

By: Dutton

H.B. No. 3452

Substitute the following for H.B. No. 3452:

By: Allen

C.S.H.B. No. 3452

A BILL TO BE ENTITLED

AN ACT

relating to evaluating the performance of dropout recovery schools for purposes of the public school accountability system.

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

SECTION 1. Section 39.0548, Education Code, is amended by amending Subsections (a) and (d) and adding Subsections (a-1), (e), and (f) to read as follows:

(a) For purposes of evaluating performance under Section 39.053(c), the commissioner shall designate as a dropout recovery school a school district or an open-enrollment charter school or a campus of a district or of an open-enrollment charter school:

(1) that serves students in grades 9 through 12 and has an enrollment of which at least 50 percent of the students are 17 years of age or older as of September 1 of the school year as reported for the fall semester Public Education Information Management System (PEIMS) submission; and

(2) that ~~meets the eligibility requirements for and~~ is registered under alternative education accountability procedures adopted by the commissioner.

(a-1) For purposes of assigning performance ratings under Section 39.054, the commissioner shall evaluate a dropout recovery school under alternative education accountability procedures adopted by the commissioner.

(d) For ~~[Notwithstanding Section 39.053(c), for]~~ purposes

1 of evaluating a dropout recovery school under the alternative
2 education accountability procedures adopted by the commissioner
3 [~~to determine the performance rating of the school under Section~~
4 ~~39.054~~], only the best result from the primary administration or
5 any retake of an assessment instrument administered to a student in
6 the school year evaluated may be considered in assigning
7 performance ratings for the school under Section 39.054.

8 (e) For purposes of evaluating performance of a dropout
9 recovery school under the alternative education accountability
10 procedures adopted by the commissioner, the commissioner shall
11 adopt performance targets for the student achievement domain under
12 Section 39.053(c)(1) and the school progress domain under Section
13 39.053(c)(2) that are based on the average performance of school
14 districts and campuses registered under the alternative education
15 accountability procedures for the preceding school year for those
16 respective domains.

17 (f) For purposes of assigning an overall performance rating
18 for a dropout recovery school under Section 39.054, the
19 commissioner shall attribute not more than 10 percent of that
20 rating to the closing the gaps domain under Section 39.053(c)(3).

21 SECTION 2. (a) This Act takes effect on any date not later
22 than September 1, 2021, on which the commissioner of education:

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

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

1 (b) This Act applies beginning with the first school year
2 that begins after the date on which this Act takes effect under
3 Subsection (a) of this section.

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