

By: Craddick

H.B. No. 4205

A BILL TO BE ENTITLED

1 AN ACT
2 relating to accountability intervention provisions applicable to
3 school district campuses, including the conditions under which a
4 closed campus may be repurposed to serve students at that campus
5 location and the creation of accelerated campus excellence
6 turnaround plans.

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

8 SECTION 1. Section [39A.105](#), Education Code, is amended to
9 read as follows:

10 Sec. 39A.105. CONTENTS OF CAMPUS TURNAROUND PLAN. (a) A
11 campus turnaround plan must include:

12 (1) details on the method for restructuring,
13 reforming, or reconstituting the campus;

14 (2) a detailed description of the academic programs to
15 be offered at the campus, including:

16 (A) instructional methods;

17 (B) length of school day and school year;

18 (C) academic credit and promotion criteria; and

19 (D) programs to serve special student
20 populations;

21 (3) if a district charter is to be granted for the
22 campus under Section [12.0522](#):

23 (A) the term of the charter; and

24 (B) information on the implementation of the

1 charter;

2 (4) written comments from:

3 (A) the campus-level committee established under
4 Section 11.251, if applicable;

5 (B) parents; and

6 (C) teachers at the campus; and

7 (5) a detailed description of the budget, staffing,
8 and financial resources required to implement the plan, including
9 any supplemental resources to be provided by the school district or
10 other identified sources.

11 (b) A campus may submit an accelerated campus excellence
12 turnaround plan as provided by this subsection. The plan must
13 provide:

14 (1) the assignment of a principal to the campus who has
15 demonstrated a history of improvement in student academic growth at
16 campuses in which the principal has previously worked;

17 (2) that the principal has final authority over
18 personnel decisions at the campus;

19 (3) that at least 80 percent of the classroom teachers
20 assigned to the campus be teachers who performed in the top quartile
21 of teachers in the district that employed the teacher during the
22 previous school year, with performance determined by:

23 (A) for a teacher who taught in the district
24 during the previous school year:

25 (i) the teacher's impact on student growth;

26 and

27 (ii) an evaluation of the teacher based on

1 classroom observation; and

2 (B) for a teacher who did not teach in the
3 district during the previous school year, data and other evidence
4 indicating that if the teacher had taught in the district during the
5 previous school year, the teacher would have performed in the top
6 quartile of teachers in the district;

7 (4) a detailed description of the employment and
8 compensation structures for the principal and classroom teachers,
9 which must include:

10 (A) significant incentives for a high-performing
11 principal or teacher to remain at the campus; and

12 (B) a three-year commitment by the district to
13 continue incentives for the principal and teachers;

14 (5) policies and procedures for the implementation of
15 best practices at the campus, including:

16 (A) data-driven instructional practices;

17 (B) a system of observation of and feedback for
18 classroom teachers;

19 (C) positive student culture on the campus;

20 (D) family and community engagement, including
21 partnerships with parent and community groups; and

22 (E) extended learning opportunities for
23 students, which may include service or workforce learning
24 opportunities; and

25 (6) assistance by a third-party provider that is
26 approved by the commissioner in the development and implementation
27 of the district's plan.

1 (c) The commissioner may provide guidance to districts as
2 necessary to implement an accelerated campus excellence turnaround
3 plan under Subsection (b).

4 SECTION 2. Section 39A.107, Education Code, is amended by
5 adding Subsection (a-3) to read as follows:

6 (a-3) Notwithstanding Subsection (a), the commissioner
7 shall approve a campus turnaround plan that the commissioner
8 determines meets the requirements for an accelerated campus
9 excellence turnaround plan under Section 39A.105(b).

10 SECTION 3. Section 39A.113, Education Code, is amended by
11 amending Subsections (a) and (b) and adding Subsection (a-1) to
12 read as follows:

13 (a) If the commissioner orders the closure of a campus under
14 this subchapter, that campus may be repurposed to serve students at
15 that campus location only if the commissioner:

16 (1) finds that the repurposed campus [+
17 [~~(A)~~] offers a distinctly different academic
18 program[+] and:

19 (A) [~~(B)~~] serves a majority of grade levels not
20 served at the original campus; or [~~and~~]

21 (B) is operated under a contract, approved by the
22 school district board of trustees, with a nonprofit organization
23 exempt from federal taxation under Section 501(c)(3), Internal
24 Revenue Code of 1986, that:

25 (i) has a governing board that is
26 independent of the district;

27 (ii) has a successful history of operating

1 school district campuses or open-enrollment charter schools:

2 (a) that cumulatively serve 10,000 or
3 more students; and

4 (b) a majority of which have been
5 assigned an overall performance rating of B or higher under Section
6 39.054 for the preceding school year; and

7 (iii) has been assigned an overall
8 performance rating of B or higher under Section 39.054 for the
9 preceding school year; and

10 (2) approves a new campus identification number for
11 the repurposed campus.

12 (a-1) A contract described by Subsection (a)(1)(B) must
13 provide that a student residing in the attendance zone of the campus
14 immediately before the campus was repurposed shall be admitted for
15 enrollment at the repurposed campus.

16 (b) The majority of students assigned to a campus that has
17 been closed and repurposed under Subsection (a)(1)(A) may not have
18 attended that campus in the previous school year.

19 SECTION 4. (a) The commissioner of education shall select
20 one campus that received an unacceptable rating for the 2017-2018
21 school year to submit an accelerated campus excellence turnaround
22 plan as provided by Section 39A.105(b), Education Code, as added by
23 this Act, for the 2019-2020 school year. The commissioner may
24 adjust timelines established under Chapter 39A, Education Code, for
25 the campus selected by the commissioner under this section for
26 purposes of developing and implementing the accelerated campus
27 excellence turnaround plan. A decision by the commissioner under

1 this section is final and may not be appealed.

2 (b) Except as provided by Subsection (a), Sections 39A.105
3 and 39A.107, Education Code, as amended by this Act, apply
4 beginning with the 2020-2021 school year.

5 SECTION 5. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2019.