

1-1 By: Craddick (Senate Sponsor - Perry) H.B. No. 4205  
 1-2 (In the Senate - Received from the House April 26, 2019;  
 1-3 April 29, 2019, read first time and referred to Committee on  
 1-4 Education; May 17, 2019, reported favorably by the following vote:  
 1-5 Yeas 11, Nays 0; May 17, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Taylor	X			
1-8 Lucio	X			
1-9 Bettencourt	X			
1-10 Campbell	X			
1-11 Fallon	X			
1-12 Hall	X			
1-13 Hughes	X			
1-14 Paxton	X			
1-15 Powell	X			
1-16 Watson	X			
1-17 West	X			

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to accountability intervention provisions applicable to  
 1-22 school district campuses, including the conditions under which a  
 1-23 closed campus may be repurposed to serve students at that campus  
 1-24 location and the creation of accelerated campus excellence  
 1-25 turnaround plans.

1-26 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-27 SECTION 1. Section 39A.105, Education Code, is amended to  
 1-28 read as follows:

1-29 Sec. 39A.105. CONTENTS OF CAMPUS TURNAROUND PLAN. (a) A  
 1-30 campus turnaround plan must include:

1-31 (1) details on the method for restructuring,  
 1-32 reforming, or reconstituting the campus;

1-33 (2) a detailed description of the academic programs to  
 1-34 be offered at the campus, including:

1-35 (A) instructional methods;

1-36 (B) length of school day and school year;

1-37 (C) academic credit and promotion criteria; and

1-38 (D) programs to serve special student  
 1-39 populations;

1-40 (3) if a district charter is to be granted for the  
 1-41 campus under Section 12.0522:

1-42 (A) the term of the charter; and

1-43 (B) information on the implementation of the  
 1-44 charter;

1-45 (4) written comments from:

1-46 (A) the campus-level committee established under  
 1-47 Section 11.251, if applicable;

1-48 (B) parents; and

1-49 (C) teachers at the campus; and

1-50 (5) a detailed description of the budget, staffing,  
 1-51 and financial resources required to implement the plan, including  
 1-52 any supplemental resources to be provided by the school district or  
 1-53 other identified sources.

1-54 (b) A campus may submit an accelerated campus excellence  
 1-55 turnaround plan as provided by this subsection. The plan must  
 1-56 provide:

1-57 (1) the assignment of a principal to the campus who has  
 1-58 demonstrated a history of improvement in student academic growth at  
 1-59 campuses in which the principal has previously worked;

1-60 (2) that the principal has final authority over  
 1-61 personnel decisions at the campus;

2-1 (3) that at least 80 percent of the classroom teachers  
2-2 assigned to the campus be teachers who performed in the top quartile  
2-3 of teachers in the district that employed the teacher during the  
2-4 previous school year, with performance determined by:  
2-5 (A) for a teacher who taught in the district  
2-6 during the previous school year:  
2-7 (i) the teacher's impact on student growth;  
2-8 and  
2-9 (ii) an evaluation of the teacher based on  
2-10 classroom observation; and  
2-11 (B) for a teacher who did not teach in the  
2-12 district during the previous school year, data and other evidence  
2-13 indicating that if the teacher had taught in the district during the  
2-14 previous school year, the teacher would have performed in the top  
2-15 quartile of teachers in the district;  
2-16 (4) a detailed description of the employment and  
2-17 compensation structures for the principal and classroom teachers,  
2-18 which must include:  
2-19 (A) significant incentives for a high-performing  
2-20 principal or teacher to remain at the campus; and  
2-21 (B) a three-year commitment by the district to  
2-22 continue incentives for the principal and teachers;  
2-23 (5) policies and procedures for the implementation of  
2-24 best practices at the campus, including:  
2-25 (A) data-driven instructional practices;  
2-26 (B) a system of observation of and feedback for  
2-27 classroom teachers;  
2-28 (C) positive student culture on the campus;  
2-29 (D) family and community engagement, including  
2-30 partnerships with parent and community groups; and  
2-31 (E) extended learning opportunities for  
2-32 students, which may include service or workforce learning  
2-33 opportunities; and  
2-34 (6) assistance by a third-party provider that is  
2-35 approved by the commissioner in the development and implementation  
2-36 of the district's plan.  
2-37 (c) The commissioner may provide guidance to districts as  
2-38 necessary to implement an accelerated campus excellence turnaround  
2-39 plan under Subsection (b).  
2-40 SECTION 2. Section 39A.107, Education Code, is amended by  
2-41 adding Subsection (a-3) to read as follows:  
2-42 (a-3) Notwithstanding Subsection (a), the commissioner  
2-43 shall approve a campus turnaround plan that the commissioner  
2-44 determines meets the requirements for an accelerated campus  
2-45 excellence turnaround plan under Section 39A.105(b).  
2-46 SECTION 3. Section 39A.113, Education Code, is amended by  
2-47 amending Subsections (a) and (b) and adding Subsection (a-1) to  
2-48 read as follows:  
2-49 (a) If the commissioner orders the closure of a campus under  
2-50 this subchapter, that campus may be repurposed to serve students at  
2-51 that campus location only if the commissioner:  
2-52 (1) finds that the repurposed campus [+  
2-53 [-(A)] offers a distinctly different academic  
2-54 program[+] and:  
2-55 (A) [-(-B)] serves a majority of grade levels not  
2-56 served at the original campus; or [-and]  
2-57 (B) is operated under a contract, approved by the  
2-58 school district board of trustees, with a nonprofit organization  
2-59 exempt from federal taxation under Section 501(c)(3), Internal  
2-60 Revenue Code of 1986, that:  
2-61 (i) has a governing board that is  
2-62 independent of the district;  
2-63 (ii) has a successful history of operating  
2-64 school district campuses or open-enrollment charter schools:  
2-65 (a) that cumulatively serve 10,000 or  
2-66 more students; and  
2-67 (b) a majority of which have been  
2-68 assigned an overall performance rating of B or higher under Section  
2-69 39.054 for the preceding school year; and

3-1 (iii) has been assigned an overall  
3-2 performance rating of B or higher under Section 39.054 for the  
3-3 preceding school year; and

3-4 (2) approves a new campus identification number for  
3-5 the repurposed campus.

3-6 (a-1) A contract described by Subsection (a)(1)(B) must  
3-7 provide that a student residing in the attendance zone of the campus  
3-8 immediately before the campus was repurposed shall be admitted for  
3-9 enrollment at the repurposed campus.

3-10 (b) The majority of students assigned to a campus that has  
3-11 been closed and repurposed under Subsection (a)(1)(A) may not have  
3-12 attended that campus in the previous school year.

3-13 SECTION 4. (a) The commissioner of education shall select  
3-14 one campus that received an unacceptable rating for the 2017-2018  
3-15 school year to submit an accelerated campus excellence turnaround  
3-16 plan as provided by Section 39A.105(b), Education Code, as added by  
3-17 this Act, for the 2019-2020 school year. The commissioner may  
3-18 adjust timelines established under Chapter 39A, Education Code, for  
3-19 the campus selected by the commissioner under this section for  
3-20 purposes of developing and implementing the accelerated campus  
3-21 excellence turnaround plan. A decision by the commissioner under  
3-22 this section is final and may not be appealed.

3-23 (b) Except as provided by Subsection (a), Sections 39A.105  
3-24 and 39A.107, Education Code, as amended by this Act, apply  
3-25 beginning with the 2020-2021 school year.

3-26 SECTION 5. This Act takes effect immediately if it receives  
3-27 a vote of two-thirds of all the members elected to each house, as  
3-28 provided by Section 39, Article III, Texas Constitution. If this  
3-29 Act does not receive the vote necessary for immediate effect, this  
3-30 Act takes effect September 1, 2019.

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