

Amend CSSB 1365 (senate committee printing) as follows:

(1) In the recital to SECTION 2.03 of the bill (page 4, line 9), between "(a)" and "and", insert ", (a-3),".

(2) In SECTION 2.03 of the bill, immediately following amended Section 39.054(a), Education Code (page 4, between lines 35 and 36), add the following:

(a-3) Not later than August 15 of each year, the following information [~~performance ratings of each district and campus~~] shall be made publicly available as provided by rules adopted under this section:

(1) the performance ratings of each school district and campus; and

(2) if applicable, the number of consecutive school years of unacceptable performance ratings for each district and campus.

(3) In SECTION 2.03 of the bill, in added Section 39.054(a-4), Education Code (page 4, line 44), strike "school" and substitute "campus".

(4) In SECTION 2.03 of the bill, in added Section 39.054(a-4), Education Code (page 4, line 46), following the underlined semicolon, strike "or".

(5) In SECTION 2.03 of the bill, in added Section 39.054(a-4), Education Code (page 4, line 49), strike the underlined period and substitute "i".

(6) In SECTION 2.03 of the bill, in added Section 39.054(a-4), Education Code (page 4, between lines 49 and 50), add the following:

(3) the number of students enrolled in the district or campus is insufficient to accurately evaluate the performance of the district or campus; or

(4) for other reasons outside the control of the district or campus, the performance indicators would not accurately reflect quality of learning and achievement for the district or campus.

(7) In SECTION 2.03 of the bill, in added Section 39.054(a-5), Education Code (page 4, line 52), between "years" and "and", insert "of unacceptable performance ratings".

(8) In SECTION 2.03 of the bill, in added Section 39.054(a-5), Education Code (page 4, line 53), strike "for purposes of Chapter 39A" and substitute "of unacceptable performance ratings for purposes of any provision of this code".

(9) Add the following appropriately numbered SECTIONS to ARTICLE 2 of the bill and renumber subsequent SECTIONS of ARTICLE 2 accordingly:

SECTION 2.\_\_\_\_. Sections 39.151(a), (b), and (e), Education Code, are amended to read as follows:

(a) The commissioner by rule shall provide a process for a school district or open-enrollment charter school to challenge an agency decision made under this chapter relating to an academic or financial accountability rating that affects the district or school, including a determination of consecutive school years of unacceptable performance ratings.

(b) The rules under Subsection (a) must provide for the commissioner to appoint a committee to make recommendations to the commissioner on a challenge made to an agency decision relating to an academic performance rating or determination, including a determination of consecutive school years of unacceptable performance ratings, or financial accountability rating. The commissioner may not appoint an agency employee as a member of the committee.

(e) A school district or open-enrollment charter school may not challenge an agency decision relating to an academic or financial accountability rating under this chapter, including a decision relating to a determination of consecutive school years of unacceptable performance ratings, in another proceeding if the district or school has had an opportunity to challenge the decision under this section.

SECTION 2.\_\_\_\_. If this Act takes effect later than August 15, 2021, the Texas Education Agency shall publish the consecutive school years of unacceptable performance ratings as required by Section 39.054(a-3), Education Code, as amended by this Act, for each school district and campus as soon as practicable after the effective date of this Act.

(10) Strike the recital to SECTION 4.06 of the bill (page 9,

lines 8 through 9), and substitute "Sections 39A.256(a) and (b), Education Code, are amended to read as follows:".

(11) In SECTION 4.06 of the bill, in amended Section 39A.256(a), Education Code (page 9, line 11), strike "or a campus of an open-enrollment charter school" and substitute "[~~or a campus of an open-enrollment charter school~~]".

(12) In SECTION 4.06 of the bill, immediately following amended Section 39A.256(a), Education Code (page 9, between lines 14 and 15), add the following:

(b) Except as otherwise provided by this subsection, the board of managers for an open-enrollment charter school [~~or a campus of an open-enrollment charter school~~] may not serve for a period that exceeds the period authorized by law for a board of managers appointed for a school district. A board of managers appointed to wind up the affairs of a former open-enrollment charter school or campus serves until dissolved by the commissioner.