

SENATE AMENDMENTS

2nd Printing

By: Huberty, Spiller

H.B. No. 1603

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the use of individual graduation committees and other
3 alternative methods to satisfy certain public high school
4 graduation requirements.

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

6 SECTION 1. Sections 12.104(b-2) and (b-3), Education Code,
7 are amended to read as follows:

8 (b-2) An open-enrollment charter school is subject to the
9 requirement to establish an individual graduation committee under
10 Section 28.0258. [~~This subsection expires September 1, 2023.~~]

11 (b-3) An open-enrollment charter school is subject to the
12 graduation qualification procedure established by the commissioner
13 under Section 28.02541. [~~This subsection expires September 1,
14 2023.~~]

15 SECTION 2. Section 28.025(c-6), Education Code, is amended
16 to read as follows:

17 (c-6) Notwithstanding Subsection (c), a person may receive
18 a diploma if the person is eligible for a diploma under Section
19 28.0258. [~~This subsection expires September 1, 2023.~~]

20 SECTION 3. Section 28.02591(a), Education Code, is amended
21 to read as follows:

22 (a) The Texas Higher Education Coordinating Board, in
23 coordination with the agency, shall collect longitudinal data
24 relating to the post-graduation pursuits of each student who is

1 awarded a diploma based on the determination of an individual
2 graduation committee under Section 28.0258, [~~as that section~~
3 ~~existed before September 1, 2023,~~] including whether the student:

4 (1) enters the workforce;

5 (2) enrolls in an associate degree or certificate
6 program at a public or private institution of higher education;

7 (3) enrolls in a bachelor's degree program at a public
8 or private institution of higher education; or

9 (4) enlists in the armed forces of the United States or
10 the Texas National Guard.

11 SECTION 4. Sections 39.025(a-3) and (a-5), Education Code,
12 are amended to read as follows:

13 (a-3) A student who, after retaking an end-of-course
14 assessment instrument for Algebra I or English II, has failed to
15 perform satisfactorily as required by Subsection (a), but who
16 receives a score of proficient on the Texas Success Initiative
17 (TSI) diagnostic assessment for the corresponding subject for which
18 the student failed to perform satisfactorily on the end-of-course
19 assessment instrument satisfies the requirement concerning the
20 Algebra I or English II end-of-course assessment, as applicable.
21 [~~This subsection expires September 1, 2023.~~]

22 (a-5) Notwithstanding Subsection (a), a student who has
23 failed to perform satisfactorily on end-of-course assessment
24 instruments in the manner provided under this section may receive a
25 high school diploma if the student has qualified for graduation
26 under Section 28.0258. [~~This subsection expires September 1, 2023.~~]

27 SECTION 5. Sections 28.02541(g), 28.0258(1), and

1 28.0259(e), Education Code, are repealed.

2 SECTION 6. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2021.

ADOPTED

MAY 18 2021

Latey Spaw
Secretary of the Senate

FLOOR AMENDMENT NO. _____

BY: _____

Kel Seliger

1 Amend H.B. No. 1603 (senate committee printing) by adding the
2 following appropriately numbered SECTION to the bill and
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION _____. Section 39.057(a), Education Code, is amended
5 to read as follows:

6 (a) The commissioner may authorize special accreditation
7 investigations to be conducted:

8 (1) when excessive numbers of absences of students
9 eligible to be tested on state assessment instruments are
10 determined;

11 (2) when excessive numbers of allowable exemptions
12 from the required state assessment instruments are determined;

13 (3) in response to complaints submitted to the agency
14 with respect to alleged violations of civil rights or other
15 requirements imposed on the state by federal law or court order;

16 (4) in response to established compliance reviews of
17 the district's financial accounting practices and state and federal
18 program requirements;

19 (5) when extraordinary numbers of student placements
20 in disciplinary alternative education programs, other than
21 placements under Sections 37.006 and 37.007, are determined;

22 (6) in response to an allegation involving a conflict
23 between members of the board of trustees or between the board and
24 the district administration if it appears that the conflict
25 involves a violation of a role or duty of the board members or the
26 administration clearly defined by this code;

27 (7) when excessive numbers of students in special
28 education programs under Subchapter A, Chapter 29, are assessed
29 through assessment instruments developed or adopted under Section

1 39.023(b);

2 (8) in response to an allegation regarding or an
3 analysis using a statistical method result indicating a possible
4 violation of an assessment instrument security procedure
5 established under Section 39.0301, including for the purpose of
6 investigating or auditing a school district under that section;

7 (9) when a significant pattern of decreased academic
8 performance has developed as a result of the promotion in the
9 preceding two school years of students who did not perform
10 satisfactorily as determined by the commissioner under Section
11 39.0241(a) on assessment instruments administered under Section
12 39.023(a), (c), or (1);

13 (10) when excessive numbers of students eligible to
14 enroll fail to complete an Algebra II course or any other advanced
15 course as determined by the commissioner;

16 (11) when resource allocation practices as evaluated
17 under Section 39.0821 indicate a potential for significant
18 improvement in resource allocation;

19 (12) when a disproportionate number of students of a
20 particular demographic group is graduating with a particular
21 endorsement under Section 28.025(c-1);

22 (13) when an excessive number of students is
23 graduating with a particular endorsement under Section
24 28.025(c-1);

25 (14) in response to a complaint submitted to the
26 agency with respect to alleged inaccurate data that is reported
27 through the Public Education Information Management System (PEIMS)
28 or through other reports required by state or federal law or rule or
29 court order and that is used by the agency to make a determination
30 relating to public school accountability, including accreditation,
31 under this chapter;

1 (15) when 10 percent or more of the students
2 graduating in a particular school year from a particular high
3 school campus are awarded a diploma based on the determination of an
4 individual graduation committee under Section 28.0258;

5 (16) [~~(15)~~] when a school district for any reason
6 fails to produce, at the request of the agency, evidence or an
7 investigation report relating to an educator who is under
8 investigation by the State Board for Educator Certification; or

9 (17) [~~(16)~~] as the commissioner otherwise determines
10 necessary.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

May 19, 2021

TO: Honorable Dade Phelan, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB1603 by Huberty (Relating to the use of individual graduation committees and other alternative methods to satisfy certain public high school graduation requirements.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

It is assumed that the costs associated with the bill's provisions relating to the use of individual graduation committees and other alternative methods to satisfy high school graduation requirements could be absorbed using existing resources.

Local Government Impact

No significant fiscal implication to school districts and charter schools is anticipated.

Source Agencies: 701 Texas Education Agency, 781 Higher Education Coordinating Board

LBB Staff: JMc, LBO, SL, THO, AH

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

May 1, 2021

TO: Honorable Larry Taylor, Chair, Senate Committee on Education

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB1603 by Huberty (Relating to the use of individual graduation committees and other alternative methods to satisfy certain public high school graduation requirements.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

It is assumed that the costs associated with the bill's provisions relating to the use of individual graduation committees and other alternative methods to satisfy high school graduation requirements could be absorbed using existing resources.

Local Government Impact

No significant fiscal implication to school districts and charter schools is anticipated.

Source Agencies: 701 Texas Education Agency, 781 Higher Education Coordinating Board

LBB Staff: JMc, SL, THO, AH

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

March 15, 2021

TO: Honorable Harold V. Dutton, Jr., Chair, House Committee on Public Education

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB1603 by Huberty (Relating to the use of individual graduation committees and other alternative methods to satisfy certain public high school graduation requirements.), **As Introduced**

No significant fiscal implication to the State is anticipated.

It is assumed that the costs associated with the bill's provisions relating to the use of individual graduation committees and other alternative methods to satisfy high school graduation requirements could be absorbed using existing resources.

Local Government Impact

No significant fiscal implication to school districts and charter schools is anticipated.

Source Agencies: 701 Texas Education Agency, 781 Higher Education Coordinating Board

LBB Staff: JMc, SL, AH, THo