

1-1 By: Garcia S.B. No. 1170
 1-2 (In the Senate - Filed March 10, 2015; March 17, 2015, read
 1-3 first time and referred to Committee on Education; April 27, 2015,
 1-4 reported adversely, with favorable Committee Substitute by the
 1-5 following vote: Yeas 10, Nays 0; April 27, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Taylor of Galveston	X			
1-8 Lucio	X			
1-9 Bettencourt	X			
1-10 Campbell	X			
1-11 Garcia	X			
1-12 Huffines	X			
1-13 Kolthorst	X			
1-14 Rodríguez	X			
1-15 Seliger			X	
1-16 Taylor of Collin	X			
1-17 West	X			

1-19 COMMITTEE SUBSTITUTE FOR S.B. No. 1170 By: Garcia

1-20 A BILL TO BE ENTITLED
 1-21 AN ACT

1-22 relating to excluding certain students from the computation of
 1-23 dropout and completion rates for purposes of public school
 1-24 accountability.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Section 39.053(g-1), Education Code, is amended
 1-27 to read as follows:

1-28 (g-1) In computing dropout and completion rates under
 1-29 Subsection (c)(2), the commissioner shall exclude:

1-30 (1) students who are ordered by a court to attend a
 1-31 high school equivalency certificate program but who have not yet
 1-32 earned a high school equivalency certificate;

1-33 (2) students who were previously reported to the state
 1-34 as dropouts, including a student who is reported as a dropout,
 1-35 reenrolls, and drops out again, regardless of the number of times of
 1-36 reenrollment and dropping out;

1-37 (3) students in attendance who are not in membership
 1-38 for purposes of average daily attendance;

1-39 (4) students whose initial enrollment in a school in
 1-40 the United States in grades 7 through 12 was as unschooled refugees
 1-41 or asylees as defined by Section 39.027(a-1);

1-42 (5) students who are detained at a county
 1-43 pre-adjudication or post-adjudication juvenile detention facility
 1-44 and:

1-45 (A) in the district exclusively as a function of
 1-46 having been detained at the [a county detention] facility but are
 1-47 otherwise not students of the district in which the facility is
 1-48 located; or

1-49 (B) provided services by an open-enrollment
 1-50 charter school exclusively as the result of having been detained at
 1-51 the facility; [and]

1-52 (6) students who are incarcerated in state jails and
 1-53 federal penitentiaries as adults and as persons certified to stand
 1-54 trial as adults; and

1-55 (7) students who:

1-56 (A) are at least 18 years of age and have
 1-57 satisfied the credit requirements for high school graduation;

1-58 (B) have not completed their individualized
 1-59 education program under 19 T.A.C. Section 89.1070(b)(2) and the
 1-60 Individuals with Disabilities Education Act (20 U.S.C. Section 1400

2-1 et seq.); and

2-2 (C) are enrolled and receiving individualized
2-3 education program services.

2-4 SECTION 2. This Act applies beginning with the 2015-2016
2-5 school year.

2-6 SECTION 3. This Act takes effect immediately if it receives
2-7 a vote of two-thirds of all the members elected to each house, as
2-8 provided by Section 39, Article III, Texas Constitution. If this
2-9 Act does not receive the vote necessary for immediate effect, this
2-10 Act takes effect September 1, 2015.

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