

1-1 By: Huberty (Senate Sponsor - Garcia) H.B. No. 3075  
 1-2 (In the Senate - Received from the House April 26, 2017;  
 1-3 May 10, 2017, read first time and referred to Committee on  
 1-4 Education; May 22, 2017, reported favorably by the following vote:  
 1-5 Yeas 9, Nays 0; May 22, 2017, 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 Hall			X	
1-12 Huffines	X			
1-13 Hughes	X			
1-14 Seliger	X			
1-15 Taylor of Collin	X			
1-16 Uresti	X			
1-17 West			X	

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

1-21 relating to excluding certain students from the computation of  
 1-22 dropout and completion rates for purposes of public school  
 1-23 accountability.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Sections 39.053(g-1) and (g-2), Education Code,  
 1-26 are amended to read as follows:

1-27 (g-1) In computing dropout and completion rates under  
 1-28 Subsections (c)(4)(A)(i) and (B)(ii)(a), the commissioner shall  
 1-29 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 detailed 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.

1-55 (g-2) In computing completion rates under Subsection  
 1-56 (c)(4)(A)(i) [(c)(2)], the commissioner shall exclude students  
 1-57 who:

1-58 (1) are at least 18 years of age as of September 1 of  
 1-59 the school year as reported for the fall semester Public Education  
 1-60 Information Management System (PEIMS) submission and have  
 1-61 satisfied the credit requirements for high school graduation;

2-1 (2) have not completed their individualized education  
2-2 program under 19 T.A.C. Section 89.1070(b)(2) and the Individuals  
2-3 with Disabilities Education Act (20 U.S.C. Section 1400 et seq.);  
2-4 and

2-5 (3) are enrolled and receiving individualized  
2-6 education program services.

2-7 SECTION 2. This Act applies beginning with the 2017-2018  
2-8 school year.

2-9 SECTION 3. This Act takes effect immediately if it receives  
2-10 a vote of two-thirds of all the members elected to each house, as  
2-11 provided by Section 39, Article III, Texas Constitution. If this  
2-12 Act does not receive the vote necessary for immediate effect, this  
2-13 Act takes effect September 1, 2017.

2-14

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