

- SUBJECT:** Exempting students in state hospitals from school accountability
- COMMITTEE:** Public Education — committee substitute recommended
- VOTE:** 11 ayes — Huberty, Allison, Ashby, K. Bell, Dutton, M. González, K. King, Meyer, Sanford, Talarico, VanDeaver
- 0 nays
- 2 absent — Bernal, Allen
- WITNESSES:** For — Tracy Fisher, Texas Association of School Boards, Coppell ISD; (*Registered, but did not testify:* Andrea Chevalier, Association of Texas Professional Educators; Barry Haenisch, Texas Association of Community Schools; Casey McCreary, Texas Association of School Administrators; Dee Carney, Texas School Alliance; Lisa Dawn-Fisher, Texas State Teachers Association; Bill Kelberlau)
- Against — None
- On — Steven Aleman, Disability Rights Texas; Leonardo Lopez, Texas Education Agency; (*Registered, but did not testify:* Jamie Crowe and Eric Marin, Texas Education Agency)
- BACKGROUND:** Education Code sec. 39.055 provides for purposes of public school accountability that students receiving treatment in certain juvenile justice programs or residential facilities are not considered to be students of the school district in which the program or facility is physically located or of an open-enrollment charter school, as applicable.
- Some have expressed concerns that students receiving residential services in a state hospital should be considered similarly for school accountability purposes.
- DIGEST:** CSHB 2210 would provide for purposes of public school accountability that a student receiving residential services in a state hospital was not

considered a student of the school district or campus in which the state hospital was physically located.

The bill would take immediate effect if finally passed by a two-thirds record vote of the membership of each house. Otherwise, it would take effect September 1, 2019.