

## **BILL ANALYSIS**

Senate Research Center

C.S.S.B. 306  
By: Huffman  
Education  
2/21/2013  
Committee Report (Substituted)

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Currently, performance data for students who are in juvenile detention centers operated by the Texas Juvenile Justice Department and students who are court ordered into residential treatment centers are exempt from school district and campus accountability. The same is not true for students receiving treatment in residential facilities whose placements have not been ordered by a court.

C.S.S.B. 306 exempts performance data of students who have not been ordered by a court into a residential program or facility from district and campus accountability.

C.S.S.B. 306 amends current law relating to consideration of a student receiving treatment in a residential facility for public school accountability purposes.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 39.055, Education Code, as follows:

Sec. 39.055. New heading: **STUDENT ORDERED BY A JUVENILE COURT OR STUDENT IN RESIDENTIAL FACILITY NOT CONSIDERED FOR ACCOUNTABILITY PURPOSES.** Provides that a student ordered by a juvenile court into a residential program or facility operated by or under contract with the Texas Juvenile Justice Department, a juvenile board, or any other governmental entity or any student who is receiving treatment in a residential facility, notwithstanding any other provision of this code, except to the extent otherwise provided under Section 39.054(f) (relating to the exclusion of certain students released from certain correctional facilities or residential treatment centers who fail to enroll in school from the computation of dropout rates for purposes of determining the performance of a school district or campus), for purposes of determining the performance of a school district, campus, or open-enrollment charter school under this chapter, is not considered to be a student of the school district in which the program or facility is physically located or of an open-enrollment charter school, as applicable. Deletes a reference to the Texas Youth Commission and the Texas Juvenile Probation Commission. Requires that the performance of such a student on an assessment instrument or other student achievement indicator adopted under Section 39.053 (Performance Indicators: Student Achievement) or reporting indicator adopted under Section 39.301 (Additional Performance Indicators: Reporting) be determined, reported, and considered separately from the performance of students attending a school of the district in which the program or facility is physically located or an open-enrollment charter school, as applicable.

SECTION 2. Provides that this Act applies beginning with 2013-2014 school year.

SECTION 3. Effective date: upon passage or September 1, 2013.