

Appendix C – Statutory Requirements

Texas Administrative Code (TAC)

Since 2000, portions of the state *Accountability Manual* are adopted on an annual basis as Commissioner of Education rule. With the publication of this manual, the Texas Education Agency (TEA) files a Commissioner’s Rule amendment to 19 TAC §97.1001, *Accountability Rating System*, with the Office of the Secretary of State. This rule adopts chapters 2-9 of the 2014 *Accountability Manual* giving legal standing to the state rating processes and procedures.

Allowing for a 30-day comment period, final adoption is scheduled to take effect by August 8, 2014. When effective, the rule is accessible online at <http://ritter.tea.state.tx.us/rules/tac/chapter097/ch097aa.html>.

Texas Education Code (TEC)

The 2014 accountability system is based on statutory mandates of the Texas Legislature contained in *TEC Chapter 39. Public School Accountability*. The full text of Chapter 39 is available at <http://www.statutes.legis.state.tx.us/docs/ed/pdf/ed.39.pdf>.

Chapter 39. Public School System Accountability

Subchapter B. Assessment of Academic Skills

- Sec. 39.021 Essential Skills and Knowledge
- Sec. 39.022 Assessment Program
- Sec. 39.023 Adoption and Administration of Instruments
- Sec. 39.024 Measure of College Readiness
- Sec. 39.025 Secondary-Level Performance Required
- Sec. 39.026 Local Option
- Sec. 39.027 Exemption
- Sec. 39.028 Comparison of State Results to National Results
- Sec. 39.029 Migratory Children
- Sec. 39.030 Confidentiality; Performance Reports
- Sec. 39.031 Cost
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- Sec. 39.033 Voluntary Assessment of Private School Students
- Sec. 39.034 Measure of Annual Improvement in Student Achievement
- Sec. 39.035 Limitation on Field Testing of Assessment Instruments
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- Sec. 39.037 International Assessment Instrument Program
- Sec. 39.038 Restriction on Appointments to Advisory Committees
- Sec. 39.038 Sunset Review of Contracting Procedures for Assessment Instruments
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Subchapter C. Accreditation

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- Sec. 39.052 Determination of Accreditation Status or Performance Rating
- Sec. 39.053 Performance Indicators: Student Achievement
- Sec. 39.054 Methods and Standards for Evaluating Performance
- Sec. 39.0545 Evaluating Dropout Recovery Schools
- Sec. 39.0545 School District Evaluation of Performance in Community and Student Engagement; Compliance

- Sec. 39.055 Student Ordered by a Juvenile Court or Student in Residential Facility Not Considered for Accountability Purposes
- Sec. 39.056 On-Site Investigations
- Sec. 39.057 Special Accreditation Investigations
- Sec. 39.058 Conduct of Investigations
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 - Sec. 39.081 Definitions
 - Sec. 39.082 Development and Implementation
 - Sec. 39.083 Reporting
 - Sec. 39.084 Posting of Adopted Budget
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 - Sec. 39.086 Software Standards
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 - Sec. 39.102 Interventions and Sanctions for Districts
 - Sec. 39.103 Interventions and Sanctions for Campuses
 - Sec. 39.104 Interventions and Sanctions for Charter Schools
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 - Sec. 39.106 Campus Intervention Team Duties
 - Sec. 39.107 Reconstitution, Repurposing, Alternative Management, and Closure
 - Sec. 39.108 Annual Review
 - Sec. 39.109 Acquisition of Professional Services
 - Sec. 39.110 Costs Paid by District
 - Sec. 39.111 Conservator or Management Team
 - Sec. 39.112 Board of Managers
 - Sec. 39.113 Campus Intervention Team Members
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 - Sec. 39.115 Campus Name Change Prohibited
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- Subchapter F. Procedures for Challenge of Accountability Determination, Intervention, or Sanction
 - Sec. 39.151 Review by Commissioner: Accountability Determination
 - Sec. 39.152 Review by State Office of Administrative Hearings: Sanctions
- Subchapter G. Distinction Designations
 - Sec. 39.201 Distinction Designations
 - Sec. 39.2011 Applicability to Charter Schools
 - Sec. 39.202 Academic Distinction Designation for Districts and Campuses
 - Sec. 39.203 Campus Distinction Designations
 - Sec. 39.204 Campus Distinction Designation Criteria; Committees
- Subchapter H. Additional Rewards
 - Sec. 39.232 Excellence Exemptions
 - Sec. 39.233 Recognition of High School Completion and Success and College Readiness Programs
 - Sec. 39.234 Use of High School Allotment
 - Sec. 39.235 Innovation Grant Initiative for Middle, Junior High, and High School Campuses
 - Sec. 39.236 Gifted and Talented Standards
- Subchapter I. Successful School Awards
 - Sec. 39.261 Creation of System

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