

Resolution Authorizing the District to Join Litigation Against the Texas Education Agency Challenging Lack of Transparency in Calculation of School District Accountability Ratings

WHEREAS, the A–F Accountability System is a statewide rating system established by the Texas Education Agency (“TEA”) that evaluates the academic performance of Texas public schools and assigns letter grades A–F to districts and campuses;

WHEREAS, the TEA has substantially changed the accountability ratings system in a manner that will impact every school district and campus in the state, meaning that the ratings expected to be issued in Fall 2023 for the 2022–2023 school year will be based on a different set of rules than previous A–F ratings, and making it impossible to compare the ratings issued by the TEA in 2022 and 2023 side by side;

WHEREAS, in violation of state law, the TEA did not provide the _____ Independent School District (the “District”) information regarding the changes to the A–F Accountability System prior to the start of the 2022–2023 school year and, indeed, still has not provided a full explanation of the rules and methodologies that are being used to determine district and campus ratings;

WHEREAS, the _____ Independent School District’s Board of Trustees (the “Board”) understands that certain school districts throughout the state have filed a lawsuit against the TEA to challenge the lack of transparency in the criteria used as part of the A–F Accountability System and to prohibit the TEA from issuing performance ratings for the 2022–2023 school year that are based on measures, methods, and procedures that were not provided to school districts prior to the start of the 2022–2023 school year, in violation of state law; and,

WHEREAS, the District has been harmed by the lack of advance notice of the criteria and methods the TEA is applying as part of the A–F Accountability System for the 2022–2023 school year, because the District does not know the expectations set by the State of Texas for schools districts and has been unable to adjust to the TEA’s new accountability measures and allocate District resources in a manner required to meet state standards.

NOW, THEREFORE, BE IT RESOLVED THAT the Board authorizes the District administration to join the litigation against the TEA as an intervener to challenge the TEA’s failure to provide the District advance notice of the accountability performance measures, methods, and procedures that are being applied as part of the A–F Accountability System for the 2022–2023 school year before the start of that school year, in violation of state law. The Board authorizes the District administration to engage legal counsel to represent the District in the lawsuit against the TEA.

Adopted by the vote of the majority of members of the Board of Trustees of the _____ Independent School District present and voting at an open meeting of the Board on the ____ day of _____, 2023, at which a quorum was present.

BY: _____
Board President

BY: _____
Board Secretary