



# *Eula Independent School District. . .*

## *Charting A Course for Tomorrow. . . TODAY!*

May 17, 2022

*Tim Kelley, Superintendent*  
kelleyt@eulaisd.net

Texas Education Agency  
Commissioner Mike Morath  
William B. Travis Building  
1701 North Congress Avenue  
Austin, TX. 78701

Re: Notice to the Commissioner of Education of Eula ISD Board of Trustee's Approval of Amendment to the Local District of Innovation Plan

Dear Commissioner Morath,

Please be advised that the Eula ISD Board of Trustees unanimously approved at their May 16, 2022 board meeting the below-described amendments, pursuant to Texas Administrative Code ("T.A.C.") § 102.1313, Amendment, Rescission, or Renewal, which reads, in relevant part:

- A district innovation plan may be amended, rescinded, or renewed if the action is approved by a majority voted of the district-level committee established under the Texas Education Code ("T.E.C."), § 11.251, or a comparable committee if the district is exempt from that section, and a two-thirds majority vote of the board of trustees.
- Amendment. An amendment to an approved plan does not change the date of the term of designation as an innovation district. Exemptions that were already formally approved are not required to be reviewed.

The amendment is an addition to the original plan passed by the required majority vote of the Eula ISD BOARD on May 16, 2022 and posted for the required 30 days.

This amendment is being submitted to amend the **Local District of Innovation Plan** previously approved by the Eula ISD Board, with notice of intention to adopt the renewed Plan e-mailed to the Commissioner on March 14, 2021. This notice of intention to adopt said Plan Amendments sent via e-mail to the Commissioner on May 16, 2022

**VIII. (BFD Legal) Texas Code 28:004 Current Law requires that the School Health Advisory Council (SHAC)**

**Rationale for Exemption: (BFD Legal) Texas Education Code 28:004 Current Law requires that the School Health Advisory Council (SHAC) committee must meet four times per year to assist the district in ensuring that local community values are reflected in the district's health education instruction.**

**Local Innovation Procedures: The Eula ISD SHAC committee shall meet one time per year and may be in conjunction with the Site Base Decision-making Committee as needed. As a small district,**

committee members are intimately aware of the needs of the District's students, as well as the values that are to be promoted within the community members are actively involved serve the school in many ways and often serve on more than one committee or group, it is recommended that he committees may meet at the same time, location or date to complete duties and business.

The district hereby amends the District of Innovation Plan to exempt the district from the requirements in BFD Legal TEC 28:004

**IX. (FDA Local) (Texas Education Code 25.036 (Commissioner's Ruling)**

**Rationale for Exemption Inter-District Transfers (FDA Local) (Education 25.036 (Commissioner's Ruling)** a district may choose to accept as transfers, students who are not entitled to enroll in the district, but TEC 25.036, has been interrupted to require a transfer to be for a period of one school year. About 30 percent of the students that attend Eula ISD in grades PK-12 are transfer students from other school districts. Often time they are looking for a smaller setting and may need a second chance and opportunity to restart. Should that student not take advantages of their second chance, the district needs to be able to revoke that student's transfer to EISD and not have to wait until the end of the year to do it.

**Local Innovation Procedures:** Eula ISD would follow (FDA Local) Policy requiring nonresident students to file a transfer application each school year. In approving transfer request, the availability of space and instructional staff, availability of programs and services, the student s disciplinary record, academic record attendance record, work habits and character will be evaluated. Transfer students are required to follow the attendance requirements, as well as rules and regulations of the district. Student transfer status may be revoked by the superintendent or is designee at any time during the school year if the student assigned disciplinary consequence such as suspension in or out of school, placement in DAEP or expulsion. In addition, students not meeting the state's attendance standards may also be subject to immediate revocation of the student's transfer status.

The district hereby amends the District of Innovation Plan to give district the flexibility to revoke transfer students before the semester end who on a rare occasions, violate the transfer policy. This benefits the district to better utilize school resources and personnel.

Should you require any additional information, please contact Tim Kelley Eula ISD Superintendent

Sincerely,



Tim Kelley  
Eula ISD Superintendent