

1-1 By: Seaman, Keffer of Eastland, Dawson, et al. H.B. No. 242  
1-2 (Senate Sponsor - Van de Putte)  
1-3 (In the Senate - Received from the House April 2, 2003;  
1-4 April 7, 2003, read first time and referred to Committee on  
1-5 Education; April 28, 2003, reported favorably by the following  
1-6 vote: Yeas 8, Nays 0; April 28, 2003, sent to printer.)

1-7 A BILL TO BE ENTITLED  
1-8 AN ACT

1-9 relating to career and technology education and training.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 11.251(b), Education Code, is amended to  
1-12 read as follows:

1-13 (b) The board shall adopt a policy to establish a  
1-14 district- and campus-level planning and decision-making process  
1-15 that will involve the professional staff of the district, parents,  
1-16 and community members in establishing and reviewing the district's  
1-17 and campuses' educational plans, goals, performance objectives,  
1-18 and major classroom instructional programs. The board shall  
1-19 establish a procedure under which meetings are held regularly by  
1-20 district- and campus-level planning and decision-making committees  
1-21 that include representative professional staff, parents of  
1-22 students enrolled in the district, business representatives, and  
1-23 community members. The committees shall include a business  
1-24 representative [~~representatives~~,] without regard to whether the [~~a~~  
1-25 ~~business~~] representative resides in the district or whether the  
1-26 business the person represents is located in the district. The  
1-27 board, or the board's designee, shall periodically meet with the  
1-28 district-level committee to review the district-level committee's  
1-29 deliberations.

1-30 SECTION 2. Section 28.002, Education Code, is amended by  
1-31 adding Subsection (n) to read as follows:

1-32 (n) The State Board of Education may by rule develop and  
1-33 implement a plan designed to incorporate foundation curriculum  
1-34 requirements into the career and technology education curriculum  
1-35 under Subsection (a)(2)(F).

1-36 SECTION 3. Subchapter F, Chapter 29, Education Code, is  
1-37 amended by adding Section 29.187 to read as follows:

1-38 Sec. 29.187. AWARD FOR DISTINGUISHED ACHIEVEMENT IN CAREER  
1-39 AND TECHNOLOGY EDUCATION; PROGRAM. (a) In addition to the  
1-40 authority granted under Section 29.183, the board of trustees of a  
1-41 school district may develop and offer a program that provides a  
1-42 rigorous course of study consistent with the required curriculum  
1-43 under Section 28.002 and under which a student may:

1-44 (1) receive specific education in a career and  
1-45 technology profession that:

1-46 (A) leads to postsecondary education; or

1-47 (B) meets or exceeds business or industry  
1-48 standards; and

1-49 (2) obtain from the district an award for  
1-50 distinguished achievement in career and technology education and a  
1-51 stamp or other notation on the student's transcript that indicates  
1-52 receipt of the award.

1-53 (b) An award granted under this section is not in lieu of a  
1-54 diploma or certificate of coursework completion issued under  
1-55 Section 28.025.

1-56 (c) In developing a program under this section, the board of  
1-57 trustees of a school district shall consider the state plan for  
1-58 career and technology education required under Section 29.182.

1-59 (d) The board of trustees of a school district may contract  
1-60 with an entity listed in Section 29.184(a) for assistance in  
1-61 developing the program or providing instruction to district  
1-62 students participating in the program.

1-63 (e) The board of trustees of a school district may also  
1-64 contract with a local business or a local institution of higher

2-1 education for assistance in developing or operating a program under  
 2-2 this section. A program may provide education in areas of  
 2-3 technology unique to the local area.

2-4 (f) The board of trustees of a school district may provide  
 2-5 insurance to protect a business that contracts with the district  
 2-6 under Subsection (e) against liability for a bodily injury  
 2-7 sustained by or the death of a district student while working for  
 2-8 the business as part of a program established under this section.  
 2-9 The board shall notify the parent or guardian of each student  
 2-10 working for a business if the board provides insurance to the  
 2-11 business under this subsection. The amount of insurance the  
 2-12 district provides must be reasonable considering the financial  
 2-13 condition of the district. The insurance must be:

2-14 (1) obtained from a reliable insurer authorized to  
 2-15 engage in business in the state; and

2-16 (2) submitted on a form approved by the commissioner  
 2-17 of insurance.

2-18 (g) If a business that contracts with a district under  
 2-19 Subsection (e) obtains any insurance related to the student other  
 2-20 than liability insurance, any proceeds of the insurance must be  
 2-21 used for the benefit of the student and the student's family.

2-22 (h) The board of trustees of a school district must submit a  
 2-23 proposed program under this section to the commissioner of  
 2-24 education in accordance with criteria established by the  
 2-25 commissioner.

2-26 SECTION 4. Subchapter F, Chapter 29, Education Code, is  
 2-27 amended by adding Section 29.188 to read as follows:

2-28 Sec. 29.188. RECOGNITION OF SUCCESSFUL CAREER AND  
 2-29 TECHNOLOGY EDUCATION PROGRAM. The governor is encouraged to  
 2-30 present a proclamation or certificate to each member of the  
 2-31 business and industry community that the Texas Workforce  
 2-32 Commission, in cooperation with the agency, determines has  
 2-33 successfully assisted in the provision of a career and technology  
 2-34 education program under this subchapter.

2-35 SECTION 5. Section 41.122(a), Education Code, is amended to  
 2-36 read as follows:

2-37 (a) After first executing an agreement under this  
 2-38 subchapter other than an agreement under Section 41.125, the board  
 2-39 of trustees of the district that will be educating nonresident  
 2-40 students shall order and conduct an election, in the manner  
 2-41 provided by Sections 13.003(d)-(g), to obtain voter approval of the  
 2-42 agreement.

2-43 SECTION 6. Section 41.123, Education Code, is amended to  
 2-44 read as follows:

2-45 Sec. 41.123. WADA COUNT. For purposes of Chapter 42,  
 2-46 students served under an agreement under this subchapter are  
 2-47 counted only in the weighted average daily attendance of the  
 2-48 district providing the services, except that students served under  
 2-49 an agreement authorized by Section 41.125 are counted in a manner  
 2-50 determined by the commissioner.

2-51 SECTION 7. Subchapter E, Chapter 41, Education Code, is  
 2-52 amended by adding Section 41.125 to read as follows:

2-53 Sec. 41.125. CAREER AND TECHNOLOGY EDUCATION  
 2-54 PROGRAMS. (a) The board of trustees of a school district with a  
 2-55 wealth per student that exceeds the equalized wealth level may  
 2-56 reduce the district's wealth per student by executing an agreement  
 2-57 to provide students of one or more other districts with career and  
 2-58 technology education through a program designated as an area  
 2-59 program for career and technology education.

2-60 (b) The agreement is not effective unless the commissioner  
 2-61 certifies that:

2-62 (1) implementation of the agreement will not result in  
 2-63 any of the affected districts' wealth per student being greater  
 2-64 than the equalized wealth level; and

2-65 (2) the agreement requires the district with a wealth  
 2-66 per student that exceeds the equalized wealth level to make  
 2-67 expenditures benefiting students from other districts in an amount  
 2-68 at least equal to the amount that would be required for the district  
 2-69 to purchase the number of attendance credits under Subchapter D

3-1 necessary, in combination with any other actions taken under this  
3-2 chapter other than an action under this section, to reduce the  
3-3 district's wealth per student to a level that is equal to or less  
3-4 than the equalized wealth level.

3-5 SECTION 8. Section 61.077(b), Education Code, is amended to  
3-6 read as follows:

3-7 (b) The purposes of this committee shall include the  
3-8 following:

3-9 (1) to advise the two boards on the coordination of  
3-10 postsecondary career and technology education and the articulation  
3-11 between postsecondary career and technology education and  
3-12 secondary career and technology education;

3-13 (2) to facilitate the transfer of responsibilities for  
3-14 the administration of postsecondary career and technology  
3-15 education from the State Board of Education to the board in  
3-16 accordance with Section 111(a)(I) of the Carl D. Perkins Vocational  
3-17 Education Act, Public Law 98-524;

3-18 (3) to cooperate with [~~advise~~] the commissioner of  
3-19 higher education and the State Board of Education, when it acts as  
3-20 the State Board for Career and Technology Education, on the  
3-21 following:

3-22 (A) the transfer of federal funds to the board  
3-23 for allotment to eligible public postsecondary institutions of  
3-24 higher education;

3-25 (B) the career and technology education funding  
3-26 for projects and institutions as determined by the board when the  
3-27 State Board for Career and Technology Education is required by  
3-28 federal law to endorse such determinations;

3-29 (C) the development and updating of the state  
3-30 plan for career and technology education and the evaluation of  
3-31 programs, services, and activities of postsecondary career and  
3-32 technology education and such amendments to the state plan for  
3-33 career and technology education as may relate to postsecondary  
3-34 education;

3-35 (D) other matters related to postsecondary  
3-36 career and technology education; and

3-37 (E) the coordination of curricula, instructional  
3-38 programs, research, and other functions as appropriate, including  
3-39 areas listed in Section 61.076 [~~of this code~~], school-to-work and  
3-40 school-to-college transition programs, and professional  
3-41 development activities; and

3-42 (4) to advise the Council on Workforce and Economic  
3-43 Competitiveness on educational policy issues related to workforce  
3-44 preparation.

3-45 SECTION 9. Subchapter D, Chapter 301, Labor Code, is  
3-46 amended by adding Section 301.0611 to read as follows:

3-47 Sec. 301.0611. COORDINATION OF CERTAIN AWARDS AND  
3-48 INCENTIVES. The commission, in cooperation with the Texas  
3-49 Education Agency, the comptroller, and the Texas Higher Education  
3-50 Coordinating Board, shall prepare and make available to the public  
3-51 a list of all awards and incentives available for business  
3-52 participation in:

3-53 (1) a school district's career and technology  
3-54 education program under Subchapter F, Chapter 29, Education Code;  
3-55 or

3-56 (2) any other career and technology education  
3-57 training.

3-58 SECTION 10. It is the intent of the legislature that public  
3-59 schools provide career and technology education by teaching  
3-60 fundamental academic skills and providing practical, hands-on  
3-61 learning experiences. Career and technology education should not  
3-62 include mandatory career-tracking for students or result in  
3-63 professional certification instead of receipt of a high school  
3-64 diploma. The purpose of career and technology education is to  
3-65 prepare students for postsecondary educational opportunities and  
3-66 high-skill, high-wage employment opportunities.

3-67 SECTION 11. This Act takes effect September 1, 2003, except  
3-68 that Sections 1 and 3 take effect immediately and apply beginning  
3-69 with the 2003-2004 school year if this Act receives a vote of

4-1 two-thirds of all the members elected to each house, as provided by  
4-2 Section 39, Article III, Texas Constitution. If this Act does not  
4-3 receive the vote necessary for immediate effect, Sections 1 and 3  
4-4 take effect September 1, 2003.

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