

By: Eissler

H.B. No. 2823

A BILL TO BE ENTITLED

1 AN ACT

2 relating to individual transition plans for certain students
3 receiving special education services.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 29.011(a), Education Code, is amended to
6 read as follows:

7 [~~(a)~~] The commissioner [~~Texas Education Agency, the Texas~~
8 ~~Department of Mental Health and Mental Retardation, and the Texas~~
9 ~~Rehabilitation Commission]~~ shall [~~develop, agree to, and~~] by rule
10 adopt procedures for compliance with federal requirements relating
11 to transition [~~a memorandum of understanding that establishes the~~
12 ~~respective responsibilities of each agency for the provision of]~~
13 services for [~~necessary to prepare~~] students who are enrolled in
14 special education programs under this subchapter [~~for a successful~~
15 ~~transition to life outside of the public school system~~]. The
16 procedures must specify the manner in which a student's admission,
17 review, and dismissal committee must consider, and if appropriate,
18 address the following issues in the student's individualized
19 education program:

20 (1) appropriate student involvement in the student's
21 transition to life outside the public school system;

22 (2) if the student is younger than 18 years of age,
23 appropriate parental involvement in the student's transition;

24 (3) if the student is at least 18 years of age,

1 appropriate parental involvement in the student's transition, if
2 the parent is invited to participate by the student or the school
3 district in which the student is enrolled;

4 (4) any postsecondary education options;

5 (5) a functional vocational evaluation;

6 (6) employment goals and objectives;

7 (7) if the student is at least 18 years of age, the
8 availability of age-appropriate instructional environments;

9 (8) independent living goals and objectives; and

10 (9) appropriate circumstances for referring a student
11 or the student's parents to a governmental agency for services.

12 SECTION 2. Sections 29.011(b)-(e), Education Code, are
13 repealed.

14 SECTION 3. This Act applies beginning with the 2003-2004
15 school year.

16 SECTION 4. This Act takes effect immediately if it receives
17 a vote of two-thirds of all the members elected to each house, as
18 provided by Section 39, Article III, Texas Constitution. If this
19 Act does not receive the vote necessary for immediate effect, this
20 Act takes effect September 1, 2003.