

1-1 By: Eissler (Senate Sponsor - Shapiro) H.B. No. 2823  
1-2 (In the Senate - Received from the House May 12, 2003;  
1-3 May 13, 2003, read first time and referred to Committee on  
1-4 Education; May 22, 2003, reported favorably by the following vote:  
1-5 Yeas 7, Nays 0; May 22, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to individual transition plans for certain students  
1-9 receiving special education services.

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

1-11 SECTION 1. Section 29.011(a), Education Code, is amended to  
1-12 read as follows:

1-13 ~~[(a)]~~ The commissioner ~~[Texas Education Agency, the Texas~~  
1-14 ~~Department of Mental Health and Mental Retardation, and the Texas~~  
1-15 ~~Rehabilitation Commission]~~ shall ~~[develop, agree to, and]~~ by rule  
1-16 adopt procedures for compliance with federal requirements relating  
1-17 to transition ~~[a memorandum of understanding that establishes the~~  
1-18 ~~respective responsibilities of each agency for the provision of]~~  
1-19 services for ~~[necessary to prepare]~~ students who are enrolled in  
1-20 special education programs under this subchapter ~~[for a successful~~  
1-21 ~~transition to life outside of the public school system]~~. The  
1-22 procedures must specify the manner in which a student's admission,  
1-23 review, and dismissal committee must consider, and if appropriate,  
1-24 address the following issues in the student's individualized  
1-25 education program:

1-26 (1) appropriate student involvement in the student's  
1-27 transition to life outside the public school system;

1-28 (2) if the student is younger than 18 years of age,  
1-29 appropriate parental involvement in the student's transition;

1-30 (3) if the student is at least 18 years of age,  
1-31 appropriate parental involvement in the student's transition, if  
1-32 the parent is invited to participate by the student or the school  
1-33 district in which the student is enrolled;

1-34 (4) any postsecondary education options;

1-35 (5) a functional vocational evaluation;

1-36 (6) employment goals and objectives;

1-37 (7) if the student is at least 18 years of age, the  
1-38 availability of age-appropriate instructional environments;

1-39 (8) independent living goals and objectives; and

1-40 (9) appropriate circumstances for referring a student  
1-41 or the student's parents to a governmental agency for services.

1-42 SECTION 2. Sections 29.011(b)-(e), Education Code, are  
1-43 repealed.

1-44 SECTION 3. This Act applies beginning with the 2003-2004  
1-45 school year.

1-46 SECTION 4. This Act takes effect immediately if it receives  
1-47 a vote of two-thirds of all the members elected to each house, as  
1-48 provided by Section 39, Article III, Texas Constitution. If this  
1-49 Act does not receive the vote necessary for immediate effect, this  
1-50 Act takes effect September 1, 2003.

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