

1-1 By: Van de Putte S.B. No. 112  
1-2 (In the Senate - Filed November 14, 2002; January 29, 2003,  
1-3 read first time and referred to Committee on Education;  
1-4 March 13, 2003, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 9, Nays 0; March 13, 2003,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 112 By: Van de Putte

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to career and technology education and training.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subsection (b), Section 11.251, Education Code,  
1-13 is amended to read as follows:

1-14 (b) The board shall adopt a policy to establish a  
1-15 district- and campus-level planning and decision-making process  
1-16 that will involve the professional staff of the district, parents,  
1-17 and community members in establishing and reviewing the district's  
1-18 and campuses' educational plans, goals, performance objectives,  
1-19 and major classroom instructional programs. The board shall  
1-20 establish a procedure under which meetings are held regularly by  
1-21 district- and campus-level planning and decision-making committees  
1-22 that include representative professional staff, parents of  
1-23 students enrolled in the district, business representatives, and  
1-24 community members. The committees shall include a business  
1-25 representative [~~representatives,~~] without regard to whether the [~~a~~  
1-26 ~~business~~] representative resides in the district or whether the  
1-27 business the person represents is located in the district. The  
1-28 board, or the board's designee, shall periodically meet with the  
1-29 district-level committee to review the district-level committee's  
1-30 deliberations.

1-31 SECTION 2. Section 28.002, Education Code, is amended by  
1-32 adding Subsection (n) to read as follows:

1-33 (n) The State Board of Education may by rule develop and  
1-34 implement a plan designed to incorporate foundation curriculum  
1-35 requirements into the career and technology education curriculum  
1-36 under Subsection (a)(2)(F).

1-37 SECTION 3. Subchapter F, Chapter 29, Education Code, is  
1-38 amended by adding Section 29.187 to read as follows:

1-39 Sec. 29.187. AWARD FOR DISTINGUISHED ACHIEVEMENT IN CAREER  
1-40 AND TECHNOLOGY EDUCATION; PROGRAM. (a) In addition to the  
1-41 authority granted under Section 29.183, the board of trustees of a  
1-42 school district may develop and offer a program that provides a  
1-43 rigorous course of study consistent with the required curriculum  
1-44 under Section 28.002 and under which a student may:

1-45 (1) receive specific education in a career and  
1-46 technology profession that:

1-47 (A) leads to postsecondary education; or

1-48 (B) meets or exceeds business or industry  
1-49 standards; and

1-50 (2) obtain from the district an award for  
1-51 distinguished achievement in career and technology education and a  
1-52 stamp or other notation on the student's transcript that indicates  
1-53 receipt of the award.

1-54 (b) An award granted under this section is not in lieu of a  
1-55 diploma or certificate of coursework completion issued under  
1-56 Section 28.025.

1-57 (c) In developing a program under this section, the board of  
1-58 trustees of a school district shall consider the state plan for  
1-59 career and technology education required under Section 29.182.

1-60 (d) The board of trustees of a school district may contract  
1-61 with an entity listed in Section 29.184(a) for assistance in  
1-62 developing the program or providing instruction to district  
1-63 students participating in the program.

2-1           (e) The board of trustees of a school district may also  
 2-2 contract with a local business or a local institution of higher  
 2-3 education for assistance in developing or operating a program under  
 2-4 this section. A program may provide education in areas of  
 2-5 technology unique to the local area.

2-6           (f) The board of trustees of a school district may provide  
 2-7 insurance to protect a business that contracts with the district  
 2-8 under Subsection (e) against liability for a bodily injury  
 2-9 sustained by or the death of a district student while working for  
 2-10 the business as part of a program established under this section.  
 2-11 The board shall notify the parent or guardian of each student  
 2-12 working for a business if the board provides insurance to the  
 2-13 business under this subsection. The amount of insurance the  
 2-14 district provides must be reasonable considering the financial  
 2-15 condition of the district. The insurance must be:

2-16           (1) obtained from a reliable insurer authorized to  
 2-17 engage in business in the state; and

2-18           (2) submitted on a form approved by the commissioner  
 2-19 of insurance.

2-20           (g) If a business that contracts with a district under  
 2-21 Subsection (e) obtains any insurance related to the student other  
 2-22 than liability insurance, any proceeds of the insurance must be  
 2-23 used for the benefit of the student and the student's family.

2-24           (h) The board of trustees of a school district must submit a  
 2-25 proposed program under this section to the commissioner of  
 2-26 education in accordance with criteria established by the  
 2-27 commissioner.

2-28           SECTION 4. Subchapter F, Chapter 29, Education Code, is  
 2-29 amended by adding Section 29.188 to read as follows:

2-30           Sec. 29.188. RECOGNITION OF SUCCESSFUL CAREER AND  
 2-31 TECHNOLOGY EDUCATION PROGRAM. The governor is encouraged to  
 2-32 present a proclamation or certificate to each member of the  
 2-33 business and industry community that the Texas Workforce  
 2-34 Commission, in cooperation with the agency, determines has  
 2-35 successfully assisted in the provision of a career and technology  
 2-36 education program under this subchapter.

2-37           SECTION 5. Subsection (a), Section 41.122, Education Code,  
 2-38 is amended to read as follows:

2-39           (a) After first executing an agreement under this  
 2-40 subchapter other than an agreement under Section 41.125, the board  
 2-41 of trustees of the district that will be educating nonresident  
 2-42 students shall order and conduct an election, in the manner  
 2-43 provided by Sections 13.003(d)-(g), to obtain voter approval of the  
 2-44 agreement.

2-45           SECTION 6. Section 41.123, Education Code, is amended to  
 2-46 read as follows:

2-47           Sec. 41.123. WADA COUNT. For purposes of Chapter 42,  
 2-48 students served under an agreement under this subchapter are  
 2-49 counted only in the weighted average daily attendance of the  
 2-50 district providing the services, except that students served under  
 2-51 an agreement authorized by Section 41.125 are counted in a manner  
 2-52 determined by the commissioner.

2-53           SECTION 7. Subchapter E, Chapter 41, Education Code, is  
 2-54 amended by adding Section 41.125 to read as follows:

2-55           Sec. 41.125. CAREER AND TECHNOLOGY EDUCATION  
 2-56 PROGRAMS. (a) The board of trustees of a school district with a  
 2-57 wealth per student that exceeds the equalized wealth level may  
 2-58 reduce the district's wealth per student by executing an agreement  
 2-59 to provide students of one or more other districts with career and  
 2-60 technology education through a program designated as an area  
 2-61 program for career and technology education.

2-62           (b) The agreement is not effective unless the commissioner  
 2-63 certifies that:

2-64           (1) implementation of the agreement will not result in  
 2-65 any of the affected districts' wealth per student being greater  
 2-66 than the equalized wealth level; and

2-67           (2) the agreement requires the district with a wealth  
 2-68 per student that exceeds the equalized wealth level to make  
 2-69 expenditures benefiting students from other districts in an amount

3-1 at least equal to the amount that would be required for the district  
 3-2 to purchase the number of attendance credits under Subchapter D  
 3-3 necessary, in combination with any other actions taken under this  
 3-4 chapter other than an action under this section, to reduce the  
 3-5 district's wealth per student to a level that is equal to or less  
 3-6 than the equalized wealth level.

3-7 SECTION 8. Subsection (b), Section 61.077, Education Code,  
 3-8 is amended to read as follows:

3-9 (b) The purposes of this committee shall include the  
 3-10 following:

3-11 (1) to advise the two boards on the coordination of  
 3-12 postsecondary career and technology education and the articulation  
 3-13 between postsecondary career and technology education and  
 3-14 secondary career and technology education;

3-15 (2) to facilitate the transfer of responsibilities for  
 3-16 the administration of postsecondary career and technology  
 3-17 education from the State Board of Education to the board in  
 3-18 accordance with Section 111(a)(I) of the Carl D. Perkins Vocational  
 3-19 Education Act, Public Law 98-524;

3-20 (3) to cooperate with ~~advise~~ the commissioner of  
 3-21 higher education and the State Board of Education, when it acts as  
 3-22 the State Board for Career and Technology Education, on the  
 3-23 following:

3-24 (A) the transfer of federal funds to the board  
 3-25 for allotment to eligible public postsecondary institutions of  
 3-26 higher education;

3-27 (B) the career and technology education funding  
 3-28 for projects and institutions as determined by the board when the  
 3-29 State Board for Career and Technology Education is required by  
 3-30 federal law to endorse such determinations;

3-31 (C) the development and updating of the state  
 3-32 plan for career and technology education and the evaluation of  
 3-33 programs, services, and activities of postsecondary career and  
 3-34 technology education and such amendments to the state plan for  
 3-35 career and technology education as may relate to postsecondary  
 3-36 education;

3-37 (D) other matters related to postsecondary  
 3-38 career and technology education; and

3-39 (E) the coordination of curricula, instructional  
 3-40 programs, research, and other functions as appropriate, including  
 3-41 areas listed in Section 61.076 ~~[of this code]~~, school-to-work and  
 3-42 school-to-college transition programs, and professional  
 3-43 development activities; and

3-44 (4) to advise the Council on Workforce and Economic  
 3-45 Competitiveness on educational policy issues related to workforce  
 3-46 preparation.

3-47 SECTION 9. Subchapter D, Chapter 301, Labor Code, is  
 3-48 amended by adding Section 301.0611 to read as follows:

3-49 Sec. 301.0611. COORDINATION OF CERTAIN AWARDS AND  
 3-50 INCENTIVES. The commission, in cooperation with the Texas  
 3-51 Education Agency, the comptroller, and the Texas Higher Education  
 3-52 Coordinating Board, shall prepare and make available to the public  
 3-53 a list of all awards and incentives available for business  
 3-54 participation in:

3-55 (1) a school district's career and technology  
 3-56 education program under Subchapter F, Chapter 29, Education Code;  
 3-57 or

3-58 (2) any other career and technology education  
 3-59 training.

3-60 SECTION 10. It is the intent of the legislature that public  
 3-61 schools provide career and technology education by teaching  
 3-62 fundamental academic skills and providing practical, hands-on  
 3-63 learning experiences. Career and technology education should not  
 3-64 include mandatory career-tracking for students or result in  
 3-65 professional certification instead of receipt of a high school  
 3-66 diploma. The purpose of career and technology education is to  
 3-67 prepare students for postsecondary educational opportunities and  
 3-68 high-skill, high-wage employment opportunities.

3-69 SECTION 11. This Act takes effect September 1, 2003, except

4-1 that Sections 1 and 3 of this Act take effect immediately and apply  
4-2 beginning with the 2003-2004 school year if this Act receives a vote  
4-3 of two-thirds of all the members elected to each house, as provided  
4-4 by Section 39, Article III, Texas Constitution. If this Act does  
4-5 not receive the vote necessary for immediate effect, Sections 1 and  
4-6 3 of this Act take effect September 1, 2003.

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