

1-1 By: Shapiro S.B. No. 124
1-2 (In the Senate - Filed December 20, 2004; February 1, 2005,
1-3 read first time and referred to Committee on Education;
1-4 February 28, 2005, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 0; February 28, 2005,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 124 By: Shapiro

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

1-10 relating to a review of the rule concerning the content of
1-11 individualized education programs for students with autism or other
1-12 pervasive developmental disorders.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subchapter A, Chapter 29, Education Code, is
1-15 amended by adding Section 29.0051 to read as follows:

1-16 Sec. 29.0051. STUDY OF RULE CONCERNING CONTENT OF
1-17 INDIVIDUALIZED EDUCATION PROGRAM FOR STUDENT WITH PERVASIVE
1-18 DEVELOPMENTAL DISORDER. (a) The agency shall establish a
1-19 committee composed of parents of students with autism or other
1-20 pervasive developmental disorders, teachers, school
1-21 administrators, and other interested persons to study the rule
1-22 concerning the content of an individualized education program for a
1-23 student with autism or another pervasive developmental disorder (19
1-24 T.A.C. Section 89.1055(e)). School district employees or
1-25 educational consultants or contractors who receive or are employed
1-26 by entities that receive compensation from a school district may
1-27 not constitute more than 50 percent of the committee.

1-28 (b) In studying the rule, the committee shall consider
1-29 whether any other considerations, such as applied behavior
1-30 analysis, communication training, or the use of inclusive settings,
1-31 should be included in the rule.

1-32 (c) Not later than July 1, 2006, the committee shall
1-33 recommend to the commissioner any necessary changes to the rule.

1-34 (d) This section expires August 1, 2006.

1-35 SECTION 2. This Act takes effect immediately if it receives
1-36 a vote of two-thirds of all the members elected to each house, as
1-37 provided by Section 39, Article III, Texas Constitution. If this
1-38 Act does not receive the vote necessary for immediate effect, this
1-39 Act takes effect September 1, 2005.

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