

By: Shapiro

S.B. No. 1146

A BILL TO BE ENTITLED

AN ACT

relating to online performance reports for public institutions of higher education.

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

SECTION 1. Subtitle A, Title 3, Education Code, is amended by adding Chapter 51A to read as follows:

CHAPTER 51A. ONLINE PERFORMANCE REPORT CARDS FOR INSTITUTIONS OF HIGHER EDUCATION

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 51A.001. DEFINITIONS. In this chapter:

(1) "Coordinating board" means the Texas Higher Education Coordinating Board.

(2) "General academic teaching institution," "institution of higher education," "medical and dental unit," "public state college," and "public technical institute" have the meanings assigned by Section 61.003.

Sec. 51A.002. GENERAL REQUIREMENTS REGARDING REPORT CARDS FOR INSTITUTIONS OF HIGHER EDUCATION. Each institution of higher education that is required to provide an online performance report card under this chapter shall:

(1) ensure that the institution's online report card:  
(A) is available on the institution's Internet website in a one-page format and is accessible through a link that appears in a prominent place on the institutions's Internet website

1 homepage;

2 (B) uses enhanced, user-friendly search  
3 capabilities to ensure that the information required to be included  
4 in the report card is easily accessible to the persons for whom the  
5 report card is designed; and

6 (C) includes a clearly identifiable link to  
7 information on the coordinating board's website regarding the  
8 coordinating board's higher education accountability system;

9 (2) ensure that the information provided in the report  
10 card is accurate and up-to-date; and

11 (3) submit the report card to the coordinating board  
12 in a form approved by the coordinating board that enables the  
13 coordinating board to make the report card available on the  
14 coordinating board's Internet website.

15 Sec. 51A.003. DUTIES OF COORDINATING BOARD RELATING TO  
16 REPORT CARDS. For purposes of this chapter, the coordinating board  
17 shall:

18 (1) establish for each institution of higher education  
19 to which this chapter applies a list of representative in-state and  
20 out-of-state peer institutions; and

21 (2) maintain on the coordinating board's Internet  
22 website:

23 (A) the list described by Subdivision (1); and

24 (B) each performance report card submitted to the  
25 coordinating board by an institution of higher education under this  
26 chapter.

27 [Sections 51A.004-51A.050 reserved for expansion]

1 SUBCHAPTER B. ONLINE PERFORMANCE REPORT CARDS FOR GENERAL ACADEMIC  
2 TEACHING INSTITUTIONS

3 Sec. 51A.051. APPLICABILITY OF SUBCHAPTER. This subchapter  
4 applies only to general academic teaching institutions, other than  
5 public state colleges.

6 Sec. 51A.052. REPORT CARD FOR LEGISLATORS AND OTHER  
7 POLICYMAKERS. (a) Each institution to which this subchapter  
8 applies shall create an online report card that is designed for use  
9 by legislators and other interested policymakers.

10 (b) The report card required by this section must identify:

11 (1) the institutional grouping to which the  
12 institution is assigned under the coordinating board's higher  
13 education accountability system; and

14 (2) the institution's in-state and out-of-state peer  
15 institutions.

16 (c) For purposes of this section, information required to be  
17 included in the report card regarding the institution's in-state or  
18 out-of-state peer institutions must be listed in the form of the  
19 average of that information for those institutions unless otherwise  
20 prescribed by coordinating board rule.

21 (d) The report card must include the following information  
22 relating to the institution for the most recent state fiscal year,  
23 and compare that information by percentage to the same information  
24 for the state fiscal year preceding the most recent state fiscal  
25 year and the state fiscal year preceding the most recent state  
26 fiscal year by five years:

27 (1) under the heading "ENROLLMENT," the total number

1 of students enrolled in the institution during the fall semester;

2 (2) under the heading "COSTS," the average annual cost  
3 of tuition and fees for a resident undergraduate student enrolled  
4 in 30 semester credit hours:

5 (A) at the institution; and

6 (B) at the institution's in-state and  
7 out-of-state peer institutions;

8 (3) under the heading "STUDENT SUCCESS":

9 (A) the retention rate of full-time, bachelor's  
10 degree-seeking first-time freshman students:

11 (i) enrolled in the institution after two  
12 academic years; and

13 (ii) enrolled in the institution's in-state  
14 and out-of-state peer institutions after two academic years;

15 (B) the percentage of undergraduate students  
16 requiring developmental education who, after six years from  
17 entering the institution, graduated from or are still enrolled in:

18 (i) the institution; and

19 (ii) the institution's in-state and  
20 out-of-state peer institutions;

21 (C) the four-year and six-year graduation rates  
22 of full-time bachelor's degree-seeking students:

23 (i) at the institution; and

24 (ii) at the institution's in-state and  
25 out-of-state peer institutions; and

26 (D) the average number of years of enrollment  
27 attempted by a student to obtain a bachelor's degree:

1 (i) at the institution; and

2 (ii) at the institution's in-state and  
3 out-of-state peer institutions;

4 (4) under the heading "FUNDING":

5 (A) the total amount of money appropriated by the  
6 legislature to the institution, including money appropriated for  
7 faculty and staff health coverage and other benefits; and

8 (B) the total amount of money from any source  
9 available to the institution in that state fiscal year; and

10 (5) the percentage of the total amount of money  
11 available to the institution for the state fiscal year for which  
12 money collected by the institution from tuition and fees accounts:

13 (A) at the institution; and

14 (B) at in-state and out-of-state peer  
15 institutions.

16 Sec. 51A.053. REPORT CARD FOR PROSPECTIVE STUDENTS,  
17 PARENTS, AND MEMBERS OF THE PUBLIC. (a) Each institution to which  
18 this subchapter applies shall create an online performance report  
19 card that is designed for use by prospective students of the  
20 institution, their parents, and other interested members of the  
21 public.

22 (b) The report card must identify:

23 (1) the institutional grouping to which the  
24 institution is assigned under the coordinating board's higher  
25 education accountability system; and

26 (2) the institution's in-state peer institutions.

27 (c) The report card must include the following information

1 relating to the most recent state fiscal year:

2 (1) under the heading "ENROLLMENT":

3 (A) the total number of students enrolled in the  
4 institution during the fall semester; and

5 (B) a clearly identifiable link to the  
6 information described by Paragraph (A) disaggregated by student  
7 ethnicity;

8 (2) under the heading "DEGREES AWARDED":

9 (A) the number of bachelor's degrees, number of  
10 master's degrees, number of doctoral degrees, and number of  
11 professional degrees awarded by the institution; and

12 (B) a clearly identifiable link to the  
13 information described by Paragraph (A) disaggregated by student  
14 ethnicity;

15 (3) under the heading "COSTS":

16 (A) the average annual cost of tuition and fees  
17 for a resident undergraduate student enrolled in 30 semester credit  
18 hours at the institution;

19 (B) clearly identifiable links to information  
20 regarding:

21 (i) the rate or rates of tuition per  
22 semester credit hour charged by the institution;

23 (ii) any tuition and fee incentives offered  
24 by the institution; and

25 (iii) the amount and percentage by which  
26 the institution has increased tuition for a program or course level  
27 during the state fiscal year covered by the report card;

1                   (C) the average cost of on-campus room and board  
2 per student; and

3                   (D) the average cost to a resident undergraduate  
4 student enrolled in 30 semester credit hours for tuition and fees  
5 and on-campus room and board, excluding the cost of books,  
6 supplies, transportation, or other expenses;

7                   (4) under the heading "FINANCIAL AID":

8                   (A) the percentage of students enrolled in the  
9 institution who receive grants or scholarships;

10                   (B) the percentage of students enrolled in the  
11 institution who receive grants, scholarships, loans, or work-study  
12 funds;

13                   (C) the average amount of a student's grant and  
14 scholarship package;

15                   (D) the average amount of a student's grant,  
16 scholarship, loan, and work-study package; and

17                   (E) the percentage of undergraduate students who  
18 graduate from the institution with education-related debt and the  
19 average amount of education-related debt of those students;

20                   (5) under the heading "ADMISSIONS":

21                   (A) the percentage of undergraduate students  
22 whose Scholastic Assessment Test (SAT) score placed the students in  
23 the 25th to 75th percentile of students' scores on that test  
24 nationally;

25                   (B) the percentage of undergraduate students  
26 whose American College Test (ACT) score placed the students in the  
27 25th to 75th percentile of students' scores on that test

1 nationally; and

2 (C) the percentage of the students who applied  
3 for first-time freshman admission to the institution who were  
4 offered admission to the institution;

5 (6) under the heading "INSTRUCTION":

6 (A) the student/faculty ratio at the  
7 institution;

8 (B) the percentage of undergraduate classes  
9 offered by the institution in which fewer than 20 students are  
10 enrolled;

11 (C) the percentage of undergraduate classes  
12 offered by the institution in which more than 50 students are  
13 enrolled; and

14 (D) the percentage of faculty members of the  
15 institution who are tenured or tenure-track;

16 (7) under the heading "BACCALAUREATE SUCCESS":

17 (A) four-year, five-year, and six-year  
18 graduation rates for full-time bachelor's degree-seeking students  
19 at the institution, and links to that information disaggregated by  
20 student ethnicity; and

21 (B) the average number of years of enrollment  
22 attempted by a student to obtain a bachelor's degree; and

23 (8) under the heading "FIRST-TIME LICENSURE OR  
24 CERTIFICATION EXAMINATION PASS RATES," the first-time licensure or  
25 certification examination pass rates in the fields of education,  
26 law, pharmacy, nursing, and engineering of students enrolled in the  
27 institution or who have graduated from the institution.



1 [Sections 51A.054-51A.100 reserved for expansion]

2 SUBCHAPTER C. PERFORMANCE REPORT CARDS FOR LOWER-DIVISION

3 INSTITUTIONS

4 Sec. 51A.101. APPLICABILITY OF SUBCHAPTER. This subchapter  
5 applies only to the following institutions of higher education:

- 6 (1) public junior colleges;  
7 (2) public technical institutes; and  
8 (3) public state colleges.

9 Sec. 51A.102. REPORT CARD FOR LEGISLATORS AND OTHER  
10 POLICYMAKERS. (a) Each institution to which this subchapter  
11 applies shall create an online performance report card for the  
12 institution designed for use by legislators and other interested  
13 policymakers.

14 (b) The report card must identify:

15 (1) the institutional grouping to which the  
16 institution is assigned under the coordinating board's higher  
17 education accountability system; and

18 (2) the institution's in-state peer institutions.

19 (c) For purposes of this section, information required to be  
20 included in the report card regarding the institution's in-state  
21 peer institutions must be listed in the form of the average of that  
22 information for those institutions unless otherwise prescribed by  
23 coordinating board rule.

24 (d) The report card must include the following information  
25 relating to the institution for the most recent state fiscal year,  
26 and compare that information by percentage to the same information  
27 for the state fiscal year preceding the most recent state fiscal

1 year and the state fiscal year preceding the most recent state  
2 fiscal year by five years:

3 (1) under the heading "ENROLLMENT," the total number  
4 of students enrolled in the institution during the fall semester;

5 (2) under the heading "COSTS," the average annual cost  
6 of tuition and fees, which for a junior college must include those  
7 costs for an in-district and an out-of-district student, for a  
8 student enrolled in 30 semester credit hours toward a two-year  
9 degree or certificate:

10 (A) at the institution; and

11 (B) at the institution's in-state peer  
12 institutions;

13 (3) under the heading "STUDENT SUCCESS":

14 (A) the retention rate of full-time, associate  
15 degree-seeking first-time freshman students:

16 (i) enrolled in the institution after two  
17 academic years; and

18 (ii) enrolled in the institution's in-state  
19 peer institutions after two academic years;

20 (B) the percentage of undergraduate students  
21 requiring developmental education who, after three years from  
22 entering the institution, graduated from or are still enrolled in:

23 (i) the institution; and

24 (ii) the institution's in-state peer  
25 institutions;

26 (C) the three-year and four-year graduation  
27 rates of full-time, associate degree-seeking students:

1                   (i) at the institution; and  
2                   (ii) at the institution's in-state peer  
3 institutions;

4                   (D) the percentage of students who transfer to a  
5 general academic teaching institution or equivalent institution of  
6 higher education:

7                   (i) from the institution; and  
8                   (ii) from the institution's in-state peer  
9 institutions; and

10                  (E) the percentage of students either employed or  
11 enrolled in a general academic teaching institution or equivalent  
12 institution of higher education within one year after the date of  
13 the student's graduation from:

14                   (i) the institution; and  
15                   (ii) the institution's in-state peer  
16 institutions; and

17                  (4) under the heading "FUNDING":

18                   (A) the total amount of money appropriated by the  
19 legislature to the institution for that state fiscal year,  
20 including money appropriated for faculty and staff health coverage  
21 and other benefits;

22                   (B) the total amount of money from any source  
23 available to the institution in that state fiscal year;

24                   (C) the percentage of the total revenue available  
25 to the institution for the state fiscal year for which money  
26 collected by the institution from tuition and fees accounts:

27                   (i) at the institution; and

1                   (ii) at the institution's in-state peer  
2 institutions; and

3                   (D) the tax rate per \$100 valuation of taxable  
4 property imposed by the junior college district, if the institution  
5 is a public junior college.

6           Sec. 51A.103. REPORT CARD FOR PROSPECTIVE STUDENTS,  
7 PARENTS, AND OTHER MEMBERS OF THE PUBLIC. (a) Each institution to  
8 which this subchapter applies shall create an online performance  
9 report card that is designed for use by prospective students of the  
10 institution, their parents, and other interested members of the  
11 public.

12           (b) The report card must identify:

13                   (1) the institutional grouping to which the  
14 institution is assigned under the coordinating board's higher  
15 education accountability system; and

16                   (2) the institution's in-state peer institutions.

17           (c) For purposes of this section, information required to be  
18 included in the report card regarding the institution's in-state  
19 peer institutions must be listed in the form of the average of that  
20 information for those institutions unless otherwise prescribed by  
21 coordinating board rule.

22           (d) The report card must include the following information  
23 relating to the most recent state fiscal year:

24                   (1) under the heading "ENROLLMENT":

25                           (A) the total number of students enrolled during  
26 the fall semester:

27                                   (i) at the institution; and

1                   (ii) at the institution's in-state peer  
2 institutions; and

3                   (B) a clearly identifiable link to information  
4 described by Paragraph (A) disaggregated by student ethnicity;

5                   (2) under the heading "DEGREES AND CERTIFICATES  
6 AWARDED":

7                   (A) the number of degrees or certificates awarded  
8 for each level, type, or other category of degree or certificate  
9 specified by the coordinating board for purposes of this paragraph:

10                   (i) by the institution; and

11                   (ii) by the institution's in-state peer  
12 institutions; and

13                   (B) a clearly identifiable link to the  
14 information described by Paragraph (A) disaggregated by student  
15 ethnicity;

16                   (3) under the heading "COSTS," the average annual cost  
17 of tuition and fees, which for a junior college must include those  
18 costs for an in-district and out-of-district student, for a student  
19 enrolled in 30 semester credit hours toward a two-year degree:

20                   (A) at the institution; and

21                   (B) at the institution's in-state peer  
22 institutions;

23                   (4) under the heading "FINANCIAL AID":

24                   (A) the percentage of students who receive grants  
25 or scholarships:

26                   (i) at the institution; and

27                   (ii) at the institution's in-state peer

1 institutions;

2 (B) the percentage of students who receive  
3 grants, scholarships, loans, or work-study funds:

4 (i) at the institution; and

5 (ii) at the institution's in-state peer  
6 institutions;

7 (C) the average amount of a student's grant and  
8 scholarship package:

9 (i) at the institution; and

10 (ii) at the institution's in-state peer  
11 institutions;

12 (D) the average amount of a student's grant,  
13 scholarship, loan, and work-study package:

14 (i) at the institution; and

15 (ii) at the institution's in-state peer  
16 institutions; and

17 (E) the percentage of students who graduated with  
18 education-related debt and the average amount of education-related  
19 debt of those students:

20 (i) from the institution; and

21 (ii) from the institution's in-state peer  
22 institutions; and

23 (5) under the heading "STUDENT SUCCESS":

24 (A) the retention rate of full-time, associate  
25 degree-seeking first-time freshman students:

26 (i) enrolled in the institution after two  
27 academic years; and

1                   (ii) enrolled in the institution's in-state  
2 peer institutions after two academic years;

3                   (B) the percentage of undergraduate students  
4 requiring developmental education who, after three years from  
5 entering the institution, have graduated from or are still enrolled  
6 in:

7                           (i) the institution; and

8                           (ii) the institution's in-state peer  
9 institutions;

10                   (C) the three-year and four-year graduation  
11 rates of full-time, associate degree-seeking students:

12                           (i) at the institution; and

13                           (ii) at the institution's in-state peer  
14 institutions;

15                   (D) the percentage of students who transfer to a  
16 general academic teaching institution or equivalent institution of  
17 higher education:

18                           (i) from the institution; and

19                           (ii) from the institution's in-state peer  
20 institutions; and

21                   (E) the percentage of students either employed or  
22 enrolled in a general academic teaching institution or equivalent  
23 institution of higher education within one year after the date of  
24 the student's graduation from:

25                           (i) the institution; and

26                           (ii) the institution's in-state peer  
27 institutions.

1 [Sections 51A.104-51A.150 reserved for expansion]

2 SUBCHAPTER D. ONLINE PERFORMANCE REPORT CARDS FOR MEDICAL AND  
3 DENTAL UNITS

4 Sec. 51A.151. APPLICABILITY OF SUBCHAPTER. This subchapter  
5 applies only to medical and dental units.

6 Sec. 51A.152. REPORT CARD FOR LEGISLATORS AND OTHER  
7 POLICYMAKERS. (a) Each institution to which this subchapter  
8 applies shall create an online performance report card designed for  
9 use by legislators and other interested policymakers.

10 (b) The report card must identify:

11 (1) the institutional grouping to which the  
12 institution is assigned under the coordinating board's higher  
13 education accountability system; and

14 (2) the institution's in-state and out-of-state peer  
15 institutions.

16 (c) For purposes of this section, information required to be  
17 included in the report card regarding the institution's in-state or  
18 out-of-state peer institutions must be listed in the form of the  
19 average of that information for those institutions unless otherwise  
20 prescribed by coordinating board rule.

21 (d) The report card must include the following information  
22 relating to the institution for the most recent state fiscal year,  
23 and compare that information by percentage to the same information  
24 for the state fiscal year preceding the most recent state fiscal  
25 year and the state fiscal year preceding the most recent state  
26 fiscal year by five years:

27 (1) under the heading "ENROLLMENT":



1           (A) the total number of students enrolled in the  
2 institution during the fall semester;

3           (B) if applicable, the total number of students  
4 enrolled in the institution's medical school during the fall  
5 semester; and

6           (C) if applicable, the total number of students  
7 enrolled in resident programs accredited by the Accreditation  
8 Council for Graduate Medical Education or the American Osteopathic  
9 Association at the institution during the fall semester;

10          (2) under the heading "COSTS," the average annual cost  
11 of tuition and fees, including those costs identified by type of  
12 degree program if required by coordinating board rule, for a  
13 resident, full-time student:

14           (A) at the institution; and

15           (B) at the institution's in-state and  
16 out-of-state peer institutions;

17          (3) under the heading "STUDENT SUCCESS":

18           (A) if applicable, the percentage of medical  
19 school students who pass Part 1 or Part 2 of any examination  
20 administered or accepted for a medical license under Subtitle B,  
21 Title 3, Occupations Code:

22           (i) at the institution; and

23           (ii) at the institution's in-state and  
24 out-of-state peer institutions;

25           (B) if applicable, the percentage of medical  
26 school students who are practicing primary care in this state:

27           (i) after graduating from the institution;

1 and

2 (ii) after graduating from the  
3 institution's in-state peer institutions;

4 (C) the four-year and six-year graduation rates  
5 of full-time, bachelor's degree-seeking students:

6 (i) at the institution; and

7 (ii) at the institution's in-state and  
8 out-of-state peer institutions;

9 (D) the number of nursing degrees or allied  
10 health degrees awarded for each level:

11 (i) by the institution; and

12 (ii) by the institution's in-state and  
13 out-of-state peer institutions; and

14 (E) the estimated total amount of the  
15 institution's research expenditures during that state fiscal year;  
16 and

17 (4) under the heading "FUNDING":

18 (A) the total amount of money appropriated by the  
19 legislature to the institution, including money appropriated for  
20 faculty and staff health coverage and other benefits, for that  
21 state fiscal year; and

22 (B) the total amount of money from any source  
23 available to the institution for that state fiscal year.

24 Sec. 51A.153. REPORT CARD FOR PROSPECTIVE STUDENTS,  
25 PARENTS, AND OTHER MEMBERS OF THE PUBLIC. (a) Each institution to  
26 which this subchapter applies shall create an online performance  
27 report card that is designed for use by prospective students of the

1 institution, their parents, and other interested members of the  
2 public.

3 (b) The report card must identify:

4 (1) the institutional grouping to which the  
5 institution is assigned under the coordinating board's higher  
6 education accountability system; and

7 (2) the institution's in-state and out-of-state peer  
8 institutions.

9 (c) For purposes of this section, information required to be  
10 included in the report card regarding the institution's in-state  
11 peer institutions must be listed in the form of the average of that  
12 information for those institutions unless otherwise prescribed by  
13 coordinating board rules.

14 (d) The report card must include the following information  
15 relating to the most recent state fiscal year:

16 (1) under the heading "ENROLLMENT," with clearly  
17 identifiable links to the information disaggregated by student  
18 ethnicity:

19 (A) the total number of students enrolled in the  
20 institution during the fall semester;

21 (B) if applicable, the total number of students  
22 enrolled in the institution's medical school during the fall  
23 semester; and

24 (C) if applicable, the total number of students  
25 enrolled in resident programs accredited by the Accreditation  
26 Council for Graduate Medical Education or the American Osteopathic  
27 Association at the institution during the fall semester;

1           (2) under the heading "COSTS":

2                   (A) the average annual cost of tuition and fees,  
3 including those costs identified by type of degree program if  
4 required by coordinating board rule, for a resident, full-time  
5 student at the institution;

6                   (B) clearly identifiable links to information  
7 regarding:

8                           (i) the rate or rates of tuition per  
9 semester credit hour charged by the institution;

10                           (ii) any tuition and fee incentives offered  
11 by the institution; and

12                           (iii) the amount and percentage by which  
13 the institution has increased tuition for a program or course level  
14 during the five state fiscal years preceding the state fiscal year  
15 covered by the report card;

16                   (C) the average cost of on-campus room and board  
17 per student; and

18                   (D) the average cost to a resident undergraduate  
19 student enrolled in 30 semester credit hours for tuition and fees  
20 and on-campus room and board, excluding the cost of books,  
21 supplies, transportation, and other expenses;

22           (3) under the heading "FINANCIAL AID":

23                   (A) the percentage of students enrolled in the  
24 institution who receive grants or scholarships;

25                   (B) the percentage of students enrolled in the  
26 institution who receive grants, scholarships, loans, or work-study  
27 funds;

1           (C) the average amount of a student's grant and  
2 scholarship package;

3           (D) the average amount of a student's grant,  
4 scholarship, loan, and work-study package; and

5           (E) the percentage of students who graduated from  
6 the institution with education-related debt and the average  
7 education-related debt of those students;

8           (4) under the heading "STUDENT SUCCESS":

9           (A) if applicable, the percentage of medical  
10 school students who pass Part 1 or Part 2 of any examination  
11 administered or accepted for a medical license under Subtitle B,  
12 Title 3, Occupations Code:

13                   (i) at the institution; and

14                   (ii) at the institution's in-state peer  
15 institutions;

16           (B) if applicable, the percentage of medical  
17 school students who are practicing primary care in this state:

18                   (i) after graduating from the institution;  
19 and

20                   (ii) after graduating from the  
21 institution's in-state peer institutions;

22           (C) with clearly identifiable links to the  
23 information disaggregated by student ethnicity, the four-year and  
24 six-year graduation rates of full-time, bachelor's degree-seeking  
25 students:

26                   (i) at the institution; and

27                   (ii) at the institution's in-state peer

1 institutions;

2 (D) the number of nursing degrees or allied  
3 health degrees awarded for each level:

4 (i) by the institution; and

5 (ii) by the institution's in-state peer  
6 institutions; and

7 (E) the estimated total amount of the  
8 institution's research expenditures; and

9 (5) under the heading "FIRST-TIME LICENSURE OR  
10 CERTIFICATION EXAMINATION PASS RATES," the first-time licensure or  
11 certification examination pass rates in applicable fields of  
12 students who are enrolled in or have graduated from:

13 (A) the institution; and

14 (B) the institution's in-state peer  
15 institutions.

16 SECTION 2. An institution of higher education required to  
17 create an online performance report card under Chapter 51A,  
18 Education Code, as added by this Act, shall create the report card  
19 and provide the report card on the institution's Internet website  
20 not later than September 1, 2008.

21 SECTION 3. The Texas Higher Education Coordinating Board  
22 shall establish a list of representative in-state and out-of-state  
23 peer institutions for each institution required to create an online  
24 performance report card and provide that list on the board's  
25 Internet website, as required by Section 51A.003, Education Code,  
26 as added by this Act, as soon as practicable after the effective  
27 date of this Act.

1           SECTION 4. The Texas Higher Education Coordinating Board  
2 shall provide on the board's Internet website the initial  
3 performance report cards for institutions of higher education as  
4 required by Section 51A.003, Education Code, as added by this Act,  
5 as soon as practicable after receiving the initial report cards  
6 from those institutions of higher education.

7           SECTION 5. This Act takes effect immediately if it receives  
8 a vote of two-thirds of all the members elected to each house, as  
9 provided by Section 39, Article III, Texas Constitution. If this  
10 Act does not receive the vote necessary for immediate effect, this  
11 Act takes effect September 1, 2007.