

1-1 By: Lucio III, et al. (Senate Sponsor - Lucio) H.B. No. 452
1-2 (In the Senate - Received from the House May 16, 2011;
1-3 May 16, 2011, read first time and referred to Committee on Higher
1-4 Education; May 20, 2011, reported favorably by the following vote:
1-5 Yeas 7, Nays 0; May 20, 2011, sent to printer.)

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

1-8 relating to temporary housing between academic terms for certain
1-9 postsecondary students who have been under the conservatorship of
1-10 the Department of Family and Protective Services.

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

1-12 SECTION 1. Subchapter Z, Chapter 51, Education Code, is
1-13 amended by adding Section 51.976 to read as follows:

1-14 Sec. 51.976. TEMPORARY HOUSING BETWEEN ACADEMIC TERMS FOR
1-15 CERTAIN STUDENTS FORMERLY UNDER CONSERVATORSHIP OF DEPARTMENT OF
1-16 FAMILY AND PROTECTIVE SERVICES. (a) In this section:

1-17 (1) "Institution of higher education" has the meaning
1-18 assigned by Section 61.003.

1-19 (2) "Academic term" includes a summer session.

1-20 (b) To be eligible to receive housing assistance from an
1-21 institution of higher education under Subsection (c), a student
1-22 must:

1-23 (1) have been under the conservatorship of the
1-24 Department of Family and Protective Services or its predecessor in
1-25 function on the day preceding:

1-26 (A) the student's 18th birthday; or

1-27 (B) the date the student's disabilities of
1-28 minority are removed by a court under Chapter 31, Family Code;

1-29 (2) be enrolled full-time at the institution during
1-30 the academic term immediately preceding the period for which the
1-31 student requests the housing assistance;

1-32 (3) be registered or otherwise have taken the actions
1-33 required by the institution to permit the student to enroll
1-34 full-time at the institution during the academic term immediately
1-35 following the period for which the student requests the housing
1-36 assistance; and

1-37 (4) lack other reasonable temporary housing
1-38 alternatives between the academic terms described by Subdivisions
1-39 (2) and (3), as determined by the institution.

1-40 (c) On the student's request, each institution of higher
1-41 education shall assist an eligible student in locating temporary
1-42 housing for any period beginning on the last day of an academic term
1-43 and ending on the first day of the immediately following academic
1-44 term, according to the institution's academic calendar.

1-45 (d) For each eligible student under Subsection (b) who also
1-46 demonstrates financial need, the institution may:

1-47 (1) provide a stipend to cover any reasonable costs of
1-48 the temporary housing that are not covered by other financial aid
1-49 immediately available to the student for that purpose; or

1-50 (2) provide temporary housing directly to the student
1-51 for the applicable period.

1-52 (e) The receipt of a stipend under Subsection (d) does not
1-53 prohibit the student from receiving additional stipends under that
1-54 subsection in one or more subsequent periods, based on the
1-55 student's demonstrated financial need.

1-56 (f) An institution of higher education may use any available
1-57 revenue, including legislative appropriations, and may solicit and
1-58 accept gifts, grants, and donations for the purposes of this
1-59 section. The institution shall use any gifts, grants, and
1-60 donations received for the purposes of this section before using
1-61 other revenue.

1-62 SECTION 2. This Act takes effect immediately if it receives
1-63 a vote of two-thirds of all the members elected to each house, as
1-64 provided by Section 39, Article III, Texas Constitution. If this

2-1 Act does not receive the vote necessary for immediate effect, this
2-2 Act takes effect September 1, 2011.

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