

Amend CSSB 215 (senate committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering the remaining SECTIONS of the bill accordingly:

SECTION _____. Section 61.033, Education Code, is amended to read as follows:

Sec. 61.033. [~~NEGOTIATED RULEMAKING,~~] ALTERNATIVE DISPUTE RESOLUTION. (a) The board shall develop and implement a policy to encourage the use of[+]

~~[(1) negotiated rulemaking procedures under Chapter 2008, Government Code, for the adoption of board rules; and~~

~~[(2)]~~ appropriate alternative dispute resolution procedures under Chapter 2009, Government Code, to assist in the resolution of internal and external disputes under the board's jurisdiction.

(b) The board's procedures relating to alternative dispute resolution must conform, to the extent possible, to any model guidelines issued by the State Office of Administrative Hearings for the use of alternative dispute resolution by state agencies.

(c) The board shall designate a trained person to[+]

~~[(1) coordinate the implementation of the policy adopted under Subsection (a);~~

~~[(2)]~~ serve as a resource for any training needed to implement the procedures for negotiated rulemaking or alternative dispute resolution[~~;~~ and

~~[(3) collect data concerning the effectiveness of those procedures, as implemented by the board].~~

SECTION _____. Subchapter B, Chapter 61, Education Code, is amended by adding Section 61.0331 to read as follows:

Sec. 61.0331. NEGOTIATED RULEMAKING REQUIRED. If the board is required by this code or other law to consult or cooperate with institutions of higher education in the development of a policy, procedure, or rule, the board must engage the institutions in a negotiated rulemaking process as described by Chapter 2008, Government Code, before the policy, procedure, or rule may take effect.