

By: Thompson of Harris, Miles

H.B. No. 797

Substitute the following for H.B. No. 797:

By: Toth

C.S.H.B. No. 797

A BILL TO BE ENTITLED

1 AN ACT

2 relating to certain written information the Windham School District
3 must provide to a person before the person enrolls in a district
4 vocational training program.

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

6 SECTION 1. Chapter 19, Education Code, is amended by adding
7 Section 19.0042 to read as follows:

8 Sec. 19.0042. INFORMATION TO BE PROVIDED BY DISTRICT BEFORE
9 VOCATIONAL TRAINING PROGRAM ENROLLMENT. Before a person described
10 by Section 19.005 enrolls in a district vocational training
11 program, the district must inform the person in writing of:

12 (1) any rule or policy of a state agency that would
13 impose a restriction or prohibition on the person in obtaining a
14 certificate or license in connection with the vocational training
15 program;

16 (2) the total number of district students released
17 during the preceding 10 years who have completed a district
18 vocational training program that allows for an opportunity to apply
19 for a certificate or license from a state agency and, of those
20 students:

21 (A) the number who have applied for a certificate
22 or license from a state agency;

23 (B) the number who have been issued a certificate
24 or license by a state agency; and

1 (C) the number who have been denied a certificate
2 or license by a state agency; and

3 (3) the procedures for:

4 (A) requesting a criminal history evaluation
5 letter under Section 53.102, Occupations Code;

6 (B) providing evidence of fitness to perform the
7 duties and discharge the responsibilities of a licensed occupation
8 for purposes of Section 53.023, Occupations Code; and

9 (C) appealing a state agency's denial of a
10 certificate or license, including deadlines and due process
11 requirements:

12 (i) to the State Office of Administrative
13 Hearings under Subchapter C, Chapter 2001, Government Code; and

14 (ii) through any other available avenue.

15 SECTION 2. Section 19.0042, Education Code, as added by
16 this Act, applies only regarding enrollment of a person in a Windham
17 School District vocational training program on or after September
18 1, 2013.

19 SECTION 3. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2013.