

1-1 By: Thompson of Harris, Miles H.B. No. 797  
 1-2 (Senate Sponsor - Garcia)  
 1-3 (In the Senate - Received from the House April 29, 2013;  
 1-4 April 30, 2013, read first time and referred to Committee on  
 1-5 Criminal Justice; May 9, 2013, reported favorably by the following  
 1-6 vote: Yeas 7, Nays 0; May 9, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 A BILL TO BE ENTITLED  
 1-17 AN ACT

1-18 relating to certain written information the Windham School District  
 1-19 must provide to a person before the person enrolls in a district  
 1-20 vocational training program.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Chapter 19, Education Code, is amended by adding  
 1-23 Section 19.0042 to read as follows:

1-24 Sec. 19.0042. INFORMATION TO BE PROVIDED BY DISTRICT BEFORE  
 1-25 VOCATIONAL TRAINING PROGRAM ENROLLMENT. Before a person described  
 1-26 by Section 19.005 enrolls in a district vocational training  
 1-27 program, the district must inform the person in writing of:

1-28 (1) any rule or policy of a state agency that would  
 1-29 impose a restriction or prohibition on the person in obtaining a  
 1-30 certificate or license in connection with the vocational training  
 1-31 program;

1-32 (2) the total number of district students released  
 1-33 during the preceding 10 years who have completed a district  
 1-34 vocational training program that allows for an opportunity to apply  
 1-35 for a certificate or license from a state agency and, of those  
 1-36 students:

1-37 (A) the number who have applied for a certificate  
 1-38 or license from a state agency;

1-39 (B) the number who have been issued a certificate  
 1-40 or license by a state agency; and

1-41 (C) the number who have been denied a certificate  
 1-42 or license by a state agency; and

1-43 (3) the procedures for:

1-44 (A) requesting a criminal history evaluation  
 1-45 letter under Section 53.102, Occupations Code;

1-46 (B) providing evidence of fitness to perform the  
 1-47 duties and discharge the responsibilities of a licensed occupation  
 1-48 for purposes of Section 53.023, Occupations Code; and

1-49 (C) appealing a state agency's denial of a  
 1-50 certificate or license, including deadlines and due process  
 1-51 requirements:

1-52 (i) to the State Office of Administrative  
 1-53 Hearings under Subchapter C, Chapter 2001, Government Code; and

1-54 (ii) through any other available avenue.

1-55 SECTION 2. Section 19.0042, Education Code, as added by  
 1-56 this Act, applies only regarding enrollment of a person in a Windham  
 1-57 School District vocational training program on or after September  
 1-58 1, 2013.

1-59 SECTION 3. This Act takes effect immediately if it receives  
 1-60 a vote of two-thirds of all the members elected to each house, as  
 1-61 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, 2013.

2-3 \* \* \* \* \*