

By: Howard

H.B. No. 2829

Substitute the following for H.B. No. 2829:

By: Branch

C.S.H.B. No. 2829

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the applicability of the TEXAS grant program to  
3 institutions of higher education.

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

5 SECTION 1. Sections 56.301(2) and (3), Education Code, are  
6 amended to read as follows:

7 (2) "Eligible institution" means a general academic  
8 teaching [~~an~~] institution or a medical and dental unit [~~of higher~~  
9 ~~education~~] that offers one or more undergraduate degree or  
10 certification programs. The term does not include a public state  
11 college.

12 (3) "General academic teaching institution,"  
13 "institution of higher education," "medical and dental unit,"  
14 "public [~~"Public~~] junior college," "public state college," and  
15 "public technical institute" have the meanings assigned by Section  
16 61.003.

17 SECTION 2. Section 56.302(b), Education Code, is amended to  
18 read as follows:

19 (b) The purpose of this subchapter is to provide a grant of  
20 money to enable eligible students to attend eligible [~~public~~]  
21 institutions [~~of higher education~~] in this state.

22 SECTION 3. Sections 56.303(d-1), (e), and (f), Education  
23 Code, are amended to read as follows:

24 (d-1) In allocating among eligible [~~general academic~~

1 ~~teaching~~] institutions money available for initial TEXAS grants for  
2 an academic year, the coordinating board shall ensure that each of  
3 those institutions' proportional [~~percentage~~] share of the total  
4 amount of money for initial grants that is allocated to eligible  
5 [~~general academic teaching~~] institutions under this section  
6 [~~subsection~~] for that year does not, as a result of the number of  
7 students who establish eligibility at the institution for an  
8 initial grant under Section 56.3041(2)(A), change from the  
9 institution's proportional [~~percentage~~] share of the total amount  
10 of money for initial grants that is allocated to those institutions  
11 under this section [~~subsection~~] for the preceding academic year.

12 (e) In determining who should receive a TEXAS grant, the  
13 coordinating board and the eligible institutions shall give  
14 priority to awarding TEXAS grants to students who demonstrate the  
15 greatest financial need and whose expected family contribution, as  
16 determined according to the methodology used for federal student  
17 financial aid, does not exceed 60 percent of the average statewide  
18 amount of tuition and required fees described by Section  
19 56.307(a). In giving priority based on financial need as required  
20 by this subsection to students who meet the requirements for the  
21 highest priority as provided by Subsection (f), an eligible [~~a~~  
22 ~~general academic teaching~~] institution shall determine financial  
23 need according to the relative expected family contribution of  
24 those students, beginning with students who have the lowest  
25 expected family contribution.

26 (f) Beginning with TEXAS grants awarded for the 2013-2014  
27 academic year, in determining who should receive an initial TEXAS

1 grant, each eligible [~~general academic teaching~~] institution, in  
2 addition to giving priority as provided by Subsection (e), shall  
3 give highest priority to students who meet the eligibility criteria  
4 described by Section 56.3041(2)(A). If there is money available in  
5 excess of the amount required to award an initial TEXAS grant to all  
6 students meeting those criteria, an eligible [~~a general academic~~  
7 ~~teaching~~] institution shall make awards to other students who meet  
8 the eligibility criteria described by Section 56.304(a)(2)(A),  
9 provided that the institution continues to give priority to  
10 students as provided by Subsection (e).

11 SECTION 4. Sections 56.304(a) and (e-1), Education Code,  
12 are amended to read as follows:

13 (a) To be eligible initially for a TEXAS grant, a person  
14 must:

15 (1) be a resident of this state as determined by  
16 coordinating board rules;

17 (2) meet either of the following academic  
18 requirements:

19 (A) be a graduate of a public or accredited  
20 private high school in this state who graduated not earlier than the  
21 1998-1999 school year and who completed the recommended or advanced  
22 high school curriculum established under Section 28.002 or 28.025  
23 or its equivalent; or

24 (B) have received an associate degree from a  
25 public or private institution of higher education not earlier than  
26 May 1, 2001;

27 (3) meet financial need requirements as defined by the

1 coordinating board;

2 (4) be enrolled in a baccalaureate [~~an undergraduate~~]  
3 degree [~~or certificate~~] program at an eligible institution;

4 (5) be enrolled as:

5 (A) an entering undergraduate student for at  
6 least three-fourths of a full course load for an entering  
7 undergraduate student, as determined by the coordinating board, not  
8 later than the 16th month after the date of the person's graduation  
9 from high school; or

10 (B) an entering student for at least  
11 three-fourths of a full course load for an undergraduate student as  
12 determined by the coordinating board, not later than the 12th month  
13 after the month the person receives an associate degree from a  
14 public or private institution of higher education;

15 (6) have applied for any available financial aid or  
16 assistance; and

17 (7) comply with any additional nonacademic  
18 requirement adopted by the coordinating board under this  
19 subchapter.

20 (e-1) If a person is initially awarded a TEXAS grant during  
21 or after the 2005 fall semester, unless the person is provided  
22 additional time during which the person may receive a TEXAS grant  
23 under Subsection (e-2), the person's eligibility for a TEXAS grant  
24 ends on:

25 (1) the fifth anniversary of the initial award of a  
26 TEXAS grant to the person, if the person is enrolled in a degree [~~or~~  
27 ~~certificate~~] program of four years [~~or less~~]; or

1           (2) the sixth anniversary of the initial award of a  
2 TEXAS grant to the person, if the person is enrolled in a degree  
3 program of more than four years.

4           SECTION 5. Section 56.3041, Education Code, is amended to  
5 read as follows:

6           Sec. 56.3041. INITIAL ELIGIBILITY OF PERSON GRADUATING FROM  
7 HIGH SCHOOL ON OR AFTER MAY 1, 2013 [~~, AND ENROLLING IN A GENERAL~~  
8 ~~ACADEMIC TEACHING INSTITUTION~~]. Notwithstanding Section  
9 56.304(a), to be eligible initially for a TEXAS grant, a person  
10 graduating from high school on or after May 1, 2013, and enrolling  
11 in an eligible [~~a general academic teaching~~] institution must:

12           (1) be a resident of this state as determined by  
13 coordinating board rules;

14           (2) meet the academic requirements prescribed by  
15 Paragraph (A), (B), or (C) as follows:

16           (A) be a graduate of a public or accredited  
17 private high school in this state who completed the recommended  
18 high school program established under Section 28.025 or its  
19 equivalent and have accomplished any two or more of the following:

20           (i) graduation under the advanced high  
21 school program established under Section 28.025 or its equivalent,  
22 successful completion of the course requirements of the  
23 international baccalaureate diploma program, or earning of the  
24 equivalent of at least 12 semester credit hours of college credit in  
25 high school through courses described in Sections 28.009(a)(1),  
26 (2), and (3);

27           (ii) satisfaction of the Texas Success

1 Initiative (TSI) college readiness benchmarks prescribed by the  
2 coordinating board under Section 51.3062(f) on any assessment  
3 instrument designated by the coordinating board under Section  
4 51.3062(c) [~~or (e)~~] or qualification for an exemption as described  
5 by Section 51.3062(p), (q), or (q-1);

6 (iii) graduation in the top one-third of  
7 the person's high school graduating class or graduation from high  
8 school with a grade point average of at least 3.0 on a four-point  
9 scale or the equivalent; or

10 (iv) completion for high school credit of  
11 at least one advanced mathematics course following the successful  
12 completion of an Algebra II course, as permitted by Section  
13 28.025(b-3), or at least one advanced career and technical course,  
14 as permitted by Section 28.025(b-2);

15 (B) have received an associate degree from a  
16 public or private institution of higher education; or

17 (C) if sufficient money is available, meet the  
18 eligibility criteria described by Section 56.304(a)(2)(A);

19 (3) meet financial need requirements established by  
20 the coordinating board;

21 (4) be enrolled in an undergraduate degree or  
22 certificate program at an eligible [~~the general academic teaching~~]  
23 institution;

24 (5) except as provided under rules adopted under  
25 Section 56.304(h), be enrolled as:

26 (A) an entering undergraduate student for at  
27 least three-fourths of a full course load, as determined by the

1 coordinating board, not later than the 16th month after the  
2 calendar month in which the person graduated from high school;

3 (B) an entering undergraduate student who  
4 entered military service not later than the first anniversary of  
5 the date the person graduated from high school and who enrolled for  
6 at least three-fourths of a full course load, as determined by the  
7 coordinating board, at the eligible [~~general academic teaching~~]  
8 institution not later than 12 months after being honorably  
9 discharged from military service; or

10 (C) a continuing undergraduate student for at  
11 least three-fourths of a full course load, as determined by the  
12 coordinating board, not later than the 12th month after the  
13 calendar month in which the person received an associate degree  
14 from a public or private institution of higher education;

15 (6) have applied for any available financial aid or  
16 assistance; and

17 (7) comply with any additional nonacademic  
18 requirements adopted by the coordinating board under this  
19 subchapter.

20 SECTION 6. Section 56.305(a), Education Code, is amended to  
21 read as follows:

22 (a) After initially qualifying for a TEXAS grant, a person  
23 may continue to receive a TEXAS grant during each semester or term  
24 in which the person is enrolled at an eligible institution only if  
25 the person:

26 (1) meets financial need requirements as defined by  
27 the coordinating board;

1           (2) is enrolled in a baccalaureate [~~an undergraduate~~]  
2 degree [~~or certificate~~] program at an eligible institution;

3           (3) is enrolled for at least three-fourths of a full  
4 course load for an undergraduate student, as determined by the  
5 coordinating board;

6           (4) makes satisfactory academic progress toward a  
7 baccalaureate [~~an undergraduate~~] degree [~~or certificate~~]; and

8           (5) complies with any additional nonacademic  
9 requirement adopted by the coordinating board.

10          SECTION 7. Section 56.306, Education Code, is amended to  
11 read as follows:

12          Sec. 56.306. GRANT USE. A person receiving a TEXAS grant  
13 may use the money to pay any usual and customary cost of attendance  
14 at an eligible institution [~~of higher education~~] incurred by the  
15 student. The institution may disburse all or part of the proceeds  
16 of a TEXAS grant to an eligible person only if the tuition and  
17 required fees incurred by the person at the institution have been  
18 paid.

19          SECTION 8. Section 56.307(a), Education Code, is amended to  
20 read as follows:

21          (a) The amount of a TEXAS grant for a semester or term for a  
22 person enrolled full-time at an eligible institution [~~other than an~~  
23 ~~institution covered by Subsection (c) or (d)~~] is the amount  
24 determined by the coordinating board as the average statewide  
25 amount of tuition and required fees that a resident student  
26 enrolled full-time in a baccalaureate degree program would be  
27 charged for that semester or term at general academic teaching



1 institutions.

2 SECTION 9. Sections 56.307(c) and (d), Education Code, are  
3 repealed.

4 SECTION 10. (a) The change in law made to Subchapter M,  
5 Chapter 56, Education Code, by this Act applies beginning with  
6 TEXAS grants awarded for the 2014 fall semester. Grants awarded for  
7 a semester or term before the 2014 fall semester are governed by the  
8 applicable law in effect immediately before the effective date of  
9 this Act, and the former law is continued in effect for that  
10 purpose.

11 (b) Notwithstanding Subsection (a) of this section, a  
12 student who first receives a TEXAS grant for attendance at a public  
13 junior college, public state college, or public technical institute  
14 for a semester or other academic term before the 2014 fall semester  
15 may continue to receive a TEXAS grant under Subchapter M, Chapter  
16 56, Education Code, as that subchapter existed immediately before  
17 the effective date of this Act, as long as the student remains  
18 eligible for a TEXAS grant under the former law, and, if eligible,  
19 may continue to receive a TEXAS grant if the student enrolls at an  
20 eligible institution under Subchapter M, Chapter 56, Education  
21 Code, as amended by this Act. The Texas Higher Education  
22 Coordinating Board shall adopt rules to administer this subsection  
23 and shall notify each student who receives a TEXAS grant in the  
24 2013-2014 academic year of the provisions of this subsection.

25 SECTION 11. This Act takes effect immediately if it  
26 receives a vote of two-thirds of all the members elected to each  
27 house, as provided by Section 39, Article III, Texas Constitution.

C.S.H.B. No. 2829

1 If this Act does not receive the vote necessary for immediate  
2 effect, this Act takes effect September 1, 2013.