

By: Parker, Shaheen, White, VanDeaver, Koop,
et al.

H.B. No. 852

Substitute the following for H.B. No. 852:

By: VanDeaver

C.S.H.B. No. 852

A BILL TO BE ENTITLED

AN ACT

relating to an adult high school diploma and industry certification
charter school pilot program.

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

SECTION 1. Section 29.259, Education Code, is amended by
amending Subsections (c), (d), and (i) and adding Subsections (n),
(o), and (p) to read as follows:

(c) The agency shall ~~[adopt and]~~ administer a state-adopted
standardized secondary exit-level assessment instrument
appropriate for assessing adult education program participants who
successfully complete high school curriculum requirements under a
program provided under this section. The commissioner shall
determine the level of performance considered to be satisfactory on
the state-adopted secondary exit-level assessment instrument for
receipt of a high school diploma by an adult education program
participant in a program provided under this section.

(d) Notwithstanding any other law and in addition to the
number of charters allowed under Subchapter D, Chapter 12, the
commissioner ~~[a charter under the pilot program]~~ may, on the basis
of an application submitted, grant a charter under the pilot
program ~~[be granted]~~ to a single nonprofit entity described by
Subsection (e) to provide an adult education program for ~~[not more~~
~~than 150]~~ individuals described by Subsection (g) to successfully
complete:

1 (1) a high school program that can lead to a diploma;
2 and

3 (2) career and technology education courses that can
4 lead to industry certification.

5 (i) A charter granted under this section must:

6 (1) include a description of the adult education
7 program to be offered under this section; and

8 (2) establish specific, objective standards for
9 receiving a high school diploma, including:

10 (A) successful completion of:

11 (i) if applicable to the program
12 participant, the curriculum requirements under Section 28.025; or

13 (ii) the appropriate curriculum
14 requirements applicable to the program participant; and

15 (B) satisfactory performance on the
16 state-adopted standardized secondary exit-level assessment
17 instrument described by Subsection (c).

18 (n) An adult education program operated under a charter
19 granted under this section is subject to:

20 (1) a provision of this title establishing a criminal
21 offense; and

22 (2) a prohibition, restriction, or requirement, as
23 applicable, imposed by this title or a rule adopted under this
24 title, relating to:

25 (A) the Public Education Information Management
26 System (PEIMS) to the extent necessary as determined by the
27 commissioner to monitor compliance with this section and, as

1 applicable, Subchapter D, Chapter 12;
2 (B) criminal history records under Subchapter C,
3 Chapter 22;
4 (C) high school graduation requirements under
5 Section 28.025, to the extent applicable to a program participant;
6 (D) special education programs under Subchapter
7 A, Chapter 29;
8 (E) bilingual education under Subchapter B,
9 Chapter 29;
10 (F) health and safety under Chapter 38;
11 (G) the requirement under Section 21.006 to
12 report an educator's misconduct; and
13 (H) the right of an employee to report a crime, as
14 provided by Section 37.148.
15 (o) The commissioner shall develop and adopt performance
16 frameworks that establish standards by which to measure the
17 performance of an adult high school program operated under a
18 charter granted under this section in a manner consistent with the
19 requirements provided for an open-enrollment charter school under
20 Sections 12.1181(a) and (b). Each year, the commissioner shall
21 evaluate the performance of an adult high school program operated
22 under a charter granted under this section based on the applicable
23 performance frameworks adopted under this subsection. The
24 commissioner shall include in the performance frameworks adopted
25 under this subsection the following performance indicators:
26 (1) the percentage of program participants who
27 performed satisfactorily on the state-adopted standardized

1 secondary exit-level assessment instrument described by Subsection
2 (c);

3 (2) the percentage of program participants who
4 successfully completed the high school program and earned a high
5 school diploma;

6 (3) the percentage of program participants who
7 successfully completed career and technology education courses and
8 obtained industry certification;

9 (4) the percentage of program participants who have
10 enrolled in an institution of higher education or private or
11 independent institution of higher education, as those terms are
12 defined under Section 61.003; and

13 (5) the percentage of program participants who earned
14 a wage, salary, or other income increase that was significant as
15 determined and reported by the Texas Workforce Commission.

16 (p) The commissioner shall adopt rules as necessary to
17 implement and administer the reporting requirements under
18 Subsection (n)(2)(A) and the evaluation provisions of Subsection
19 (o).

20 SECTION 2. Section 29.259(1), Education Code, is repealed.

21 SECTION 3. This Act takes effect September 1, 2017.