

1-1 By: Turner of Tarrant, et al. H.B. No. 449  
 1-2 (Senate Sponsor - Watson, Menéndez, West)  
 1-3 (In the Senate - Received from the House April 23, 2019;  
 1-4 May 3, 2019, read first time and referred to Committee on Higher  
 1-5 Education; May 19, 2019, reported favorably by the following vote:  
 1-6 Yeas 8, Nays 0, 1 present not voting; May 19, 2019, sent to  
 1-7 printer.)

1-8 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9				
1-10	X			
1-11	X			
1-12				X
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to a requirement that a public or private institution of  
 1-22 higher education include a notation on a student's transcript under  
 1-23 certain circumstances.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Subchapter Z, Chapter 51, Education Code, is  
 1-26 amended by adding Section 51.9364 to read as follows:

1-27 Sec. 51.9364. CERTAIN NOTATIONS REQUIRED ON STUDENT  
 1-28 TRANSCRIPTS. (a) In this section, "postsecondary educational  
 1-29 institution" means an institution of higher education or a private  
 1-30 or independent institution of higher education, as those terms are  
 1-31 defined by Section 61.003.

1-32 (b) If a student is ineligible to reenroll in a  
 1-33 postsecondary educational institution for a reason other than an  
 1-34 academic or financial reason, the institution shall include on the  
 1-35 student's transcript a notation stating that the student is  
 1-36 ineligible to reenroll in the institution for a reason other than an  
 1-37 academic or financial reason.

1-38 (c) If a student withdraws from a postsecondary educational  
 1-39 institution pending disciplinary charges that may result in the  
 1-40 student becoming ineligible to reenroll in the institution for a  
 1-41 reason other than an academic or financial reason, the institution  
 1-42 may not end the disciplinary process until the institution makes a  
 1-43 final determination of responsibility, including, if applicable, a  
 1-44 determination of whether the student will be ineligible to reenroll  
 1-45 in the institution for a reason other than an academic or financial  
 1-46 reason. If, as a result of the disciplinary process, the student is  
 1-47 ineligible to reenroll in the institution for a reason other than an  
 1-48 academic or financial reason, the institution shall include on the  
 1-49 student's transcript the notation required under Subsection (b).

1-50 (d) On request by the student, a postsecondary educational  
 1-51 institution may remove from a student's transcript a notation  
 1-52 required under this section if:

1-53 (1) the student is eligible to reenroll in the  
 1-54 institution; or

1-55 (2) the institution determines that good cause exists  
 1-56 to remove the notation.

1-57 (e) The Texas Higher Education Coordinating Board shall  
 1-58 adopt rules as necessary to implement this section. In adopting  
 1-59 those rules, the coordinating board shall use the negotiated  
 1-60 rulemaking procedures under Chapter 2008, Government Code.

1-61 SECTION 2. The Texas Higher Education Coordinating Board

2-1 shall adopt the rules required by Section 51.9364, Education Code,  
2-2 as added by this Act, as soon as practicable after this Act takes  
2-3 effect.

2-4 SECTION 3. The change in law made by this Act applies  
2-5 beginning with the 2019 fall semester.

2-6 SECTION 4. This Act takes effect immediately if it receives  
2-7 a vote of two-thirds of all the members elected to each house, as  
2-8 provided by Section 39, Article III, Texas Constitution. If this  
2-9 Act does not receive the vote necessary for immediate effect, this  
2-10 Act takes effect September 1, 2019.

2-11

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