

By: Guerra

H.B. No. 3932

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the creation of the advisory council on postsecondary
3 education for persons with intellectual and developmental
4 disabilities.

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

6 SECTION 1. Section 61.0663(b), Education Code, is amended
7 to read as follows:

8 (b) The board shall:

9 (1) post the inventory on the board's Internet website
10 in an easily identifiable and accessible location;

11 (2) submit the inventory to the Texas Education Agency
12 for inclusion in the transition and employment guide under Section
13 29.0112; and

14 (3) update the inventory at least annually [~~once every~~
15 ~~two years~~].

16 SECTION 2. Subchapter C, Chapter 61, Education Code, is
17 amended by adding Section 61.06641 to read as follows:

18 Sec. 61.06641. ACCESS TO HIGHER EDUCATION FOR PERSONS WITH
19 INTELLECTUAL AND DEVELOPMENTAL DISABILITIES; ADVISORY COUNCIL.

20 (a) The board, with the assistance of the advisory council
21 established under this section, shall:

22 (1) periodically review the policies and practices
23 that increase access to higher education opportunities for persons
24 with intellectual and developmental disabilities; and

1 (2) distribute educational outreach materials
2 developed by the advisory council to increase awareness regarding
3 postsecondary opportunities for persons with intellectual and
4 developmental disabilities.

5 (b) The board shall establish an advisory council on
6 postsecondary education for persons with intellectual and
7 developmental disabilities, in accordance with Section 61.026, to
8 advise the board on policies and practices to improve postsecondary
9 education opportunities for persons with intellectual and
10 developmental disabilities.

11 (c) The advisory council is composed of the following
12 members appointed as follows:

13 (1) one member appointed by the executive director of
14 the Texas Workforce Commission;

15 (2) one member appointed by the commissioner of the
16 Texas Education Agency;

17 (3) a representative of the continuing advisory
18 committee established under Section 29.006 appointed by the
19 governor; and

20 (4) the following members appointed by the board:

21 (A) a representative of a University Centers for
22 Excellence in Developmental Disabilities program in this state;

23 (B) a representative of a disability advocacy
24 group;

25 (C) a parent or guardian of a person with an
26 intellectual or developmental disability;

27 (D) a parent or guardian of a person with an

1 intellectual or developmental disability who is currently enrolled
2 in an institution of higher education;

3 (E) a person with an intellectual or
4 developmental disability enrolled in an institution of higher
5 education;

6 (F) a person with an intellectual or
7 developmental disability who has completed a program at an
8 institution of higher education;

9 (G) a high school counselor;

10 (H) a specialist in the transition to employment
11 from a regional education service center, school district, or other
12 state agency; and

13 (I) additional representatives with relevant
14 experience, as needed.

15 (d) Members of the advisory council serve two-year terms.

16 (e) A member of the advisory council is not entitled to
17 compensation but is entitled to reimbursement for actual and
18 necessary expenses incurred by the member while conducting the
19 business of the advisory council.

20 (f) The members of the advisory council shall elect a
21 presiding officer from among the membership.

22 (g) The advisory council shall:

23 (1) study the accessibility of higher education for
24 persons with intellectual and developmental disabilities;

25 (2) provide advice regarding resolving barriers to
26 accessing higher education for persons with intellectual and
27 developmental disabilities; and

1 (3) identify, evaluate, and develop recommendations
2 to address barriers to accessing higher education for persons with
3 intellectual and developmental disabilities who are or have been in
4 the foster care system and any data collection issues in relation to
5 those persons.

6 (h) The advisory council shall meet at least quarterly at
7 the call of the presiding officer.

8 (i) Notwithstanding Chapter 551, Government Code, or any
9 other law, the advisory council may meet by telephone conference
10 call, videoconference, or other similar telecommunication method.
11 A meeting held by telephone conference call, videoconference, or
12 other similar telecommunication method is subject to the
13 requirements of Sections 551.125(c)-(f), Government Code.

14 (j) The advisory council shall submit a report to the board
15 annually, at a time determined by the board. The report must
16 include information regarding:

17 (1) the advisory council's activities;

18 (2) any relevant rule changes necessary to decrease
19 barriers to accessing higher education for persons with
20 intellectual and developmental disabilities; and

21 (3) recommendations for potential outreach and
22 education materials to increase public awareness of the
23 availability of higher education opportunities and resources for
24 persons with intellectual and developmental disabilities,
25 including information regarding available grants, loan programs,
26 and other resources that may require statewide outreach efforts.

27 (k) Not later than December 1 of each even-numbered year,

1 the advisory council shall provide a report to the board and to the
2 governor, the lieutenant governor, the speaker of the house of
3 representatives, the members of the legislature, and, as necessary,
4 other state agencies or relevant stakeholders. The report must
5 include:

6 (1) historic and current higher education data and
7 related information regarding persons with intellectual and
8 developmental disabilities, including:

9 (A) graduation rates;

10 (B) the geographic distribution of institutions
11 of higher education providing appropriate opportunities;

12 (C) a description of available programs; and

13 (D) any other relevant data; and

14 (2) recommendations for changes to support success and
15 achievement for persons with intellectual and developmental
16 disabilities in accessing higher education, including
17 recommendations for:

18 (A) addressing gaps in data; and

19 (B) identifying problems with and barriers to
20 accessing higher education.

21 (1) The board shall provide administrative support for the
22 advisory council.

23 SECTION 3. (a) Not later than January 1, 2020, the
24 appropriate appointing authorities shall appoint the members to the
25 advisory council on postsecondary education for persons with
26 intellectual and developmental disabilities as required by Section
27 61.06641, Education Code, as added by this Act.

1 (b) Not later than December 1, 2020, the advisory council on
2 postsecondary education for persons with intellectual and
3 developmental disabilities shall complete the initial reports
4 required under Sections 61.06641(j) and (k), Education Code, as
5 added by this Act.

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