

1-1 By: Watson, Hughes S.B. No. 276
1-2 (In the Senate - Filed December 7, 2016; January 30, 2017,
1-3 read first time and referred to Committee on Education;
1-4 April 12, 2017, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 11, Nays 0; April 12, 2017,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Taylor of Galveston	X		
1-10	Lucio	X		
1-11	Bettencourt	X		
1-12	Campbell	X		
1-13	Hall	X		
1-14	Huffines	X		
1-15	Hughes	X		
1-16	Seliger	X		
1-17	Taylor of Collin	X		
1-18	Uresti	X		
1-19	West	X		

1-20 COMMITTEE SUBSTITUTE FOR S.B. No. 276 By: Uresti

1-21 A BILL TO BE ENTITLED
1-22 AN ACT

1-23 relating to an adult high school diploma and industry certification
1-24 charter school pilot program.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Section 29.259, Education Code, is amended by
1-27 amending Subsections (d) and (i) and adding Subsections (n), (o),
1-28 (p), (q), and (r) to read as follows:

1-29 (d) Notwithstanding any other law and in addition to the
1-30 number of charters allowed under Subchapter D, Chapter 12, the
1-31 commissioner [~~a charter under the pilot program~~] may, on the basis
1-32 of an application submitted, grant a charter under the pilot
1-33 program [be granted] to a single nonprofit entity described by
1-34 Subsection (e) to provide an adult education program for [~~not more~~
1-35 ~~than 150~~] individuals described by Subsection (g) to successfully
1-36 complete:

1-37 (1) a high school program that can lead to a diploma;
1-38 and

1-39 (2) career and technology education courses that can
1-40 lead to industry certification.

1-41 (i) A charter granted under this section must:

1-42 (1) include a description of the adult education
1-43 program to be offered under this section; and

1-44 (2) establish specific, objective standards for
1-45 receiving a high school diploma, including:

1-46 (A) successful completion of:

1-47 (i) if applicable to the program
1-48 participant, the curriculum requirements under Section 28.025; or

1-49 (ii) the appropriate curriculum
1-50 requirements applicable to the program participant; and

1-51 (B) satisfactory performance on the standardized
1-52 secondary exit-level assessment instrument described by Subsection
1-53 (c).

1-54 (n) An adult education program operated under a charter
1-55 granted under this section is subject to:

1-56 (1) a provision of this title establishing a criminal
1-57 offense; and

1-58 (2) a prohibition, restriction, or requirement, as
1-59 applicable, imposed by this title or a rule adopted under this
1-60 title, relating to:

2-1 (A) the Public Education Information Management
2-2 System (PEIMS) to the extent necessary as determined by the
2-3 commissioner to monitor compliance with this section and, as
2-4 applicable, Subchapter D, Chapter 12;

2-5 (B) criminal history records under Subchapter C,
2-6 Chapter 22;

2-7 (C) high school graduation requirements under
2-8 Section 28.025, to the extent applicable to a program participant;

2-9 (D) special education programs under Subchapter
2-10 A, Chapter 29;

2-11 (E) bilingual education under Subchapter B,
2-12 Chapter 29;

2-13 (F) health and safety under Chapter 38;

2-14 (G) the requirement under Section 21.006 to
2-15 report an educator's misconduct; and

2-16 (H) the right of an employee to report a crime, as
2-17 provided by Section 37.148.

2-18 (o) The commissioner shall develop and adopt performance
2-19 frameworks that establish standards by which to measure the
2-20 performance of an adult high school program operated under a
2-21 charter granted under this section in a manner consistent with the
2-22 requirements provided for an open-enrollment charter school under
2-23 Sections 12.1181(a) and (b). The commissioner shall include in the
2-24 performance frameworks adopted under this subsection the following
2-25 performance indicators:

2-26 (1) the percentage of program participants who
2-27 performed satisfactorily on the standardized secondary exit-level
2-28 assessment instrument described by Subsection (c);

2-29 (2) the percentage of program participants who
2-30 successfully completed the high school program and earned a high
2-31 school diploma;

2-32 (3) the percentage of program participants who
2-33 successfully completed career and technology education courses and
2-34 obtained industry certification;

2-35 (4) the percentage of program participants who have
2-36 enrolled in an institution of higher education or private or
2-37 independent institution of higher education, as those terms are
2-38 defined under Section 61.003; and

2-39 (5) the percentage of program participants who earned
2-40 a wage, salary, or other income increase that was significant as
2-41 determined and reported by the Texas Workforce Commission.

2-42 (p) Each year, the commissioner shall evaluate the
2-43 performance of an adult high school program operated under a
2-44 charter granted under this section based on the applicable
2-45 performance frameworks adopted under Subsection (o).

2-46 (q) The commissioner shall adopt rules as necessary to
2-47 implement and administer the reporting requirements under
2-48 Subsection (n)(2)(A) and the evaluation provisions of Subsections
2-49 (o) and (p).

2-50 (r) The commissioner or an adult education program operated
2-51 under a charter granted under this section may accept gifts,
2-52 grants, or donations from any public or private source to be used
2-53 for purposes of this section.

2-54 SECTION 2. Section 29.259(1), Education Code, is repealed.

2-55 SECTION 3. Section 29.259(p), Education Code, as added by
2-56 this Act, applies beginning with the 2017-2018 school year.

2-57 SECTION 4. Section 29.259(d), Education Code, as amended by
2-58 this Act, takes effect only if a specific appropriation is provided
2-59 for additional funding for the increase in the number of program
2-60 participants above 150 in a general appropriations act of the 85th
2-61 Legislature.

2-62 SECTION 5. This Act takes effect immediately if it receives
2-63 a vote of two-thirds of all the members elected to each house, as
2-64 provided by Section 39, Article III, Texas Constitution. If this
2-65 Act does not receive the vote necessary for immediate effect, this
2-66 Act takes effect September 1, 2017.

2-67 * * * * *