I certify that the attached is a true and correct copy of HB 2385, which was filed of record on MAR 9 1989 and referred to the committee on: Higher Education

Betty Murray
Chief Clerk of the House

1989 APR 18 AM 9:43

FILED MAR 9 1989

By Al Luna

H.B. No. 2385

A BILL TO BE ENTITLED

AN ACT

relating to establishing the Texas partnership and scholarship program.

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

SECTION 1. Title 2, Education Code, is amended by adding Chapter 34 to read as follows:

CHAPTER 34. TEXAS PARTNERSHIP AND SCHOLARSHIP PROGRAM

Sec. 34.01. DEFINITIONS. In this chapter:

(1) "Advisory council" means the Texas partnership and scholarship program advisory council created under this chapter.

(2) "Board" means the Texas Higher Education Coordinating Board.

(3) "Partnership program" means a partnership program that is established by an eligible entity as part of the Texas partnership and scholarship program under this chapter.

(4) "Program participant" means a student who is selected under Section 34.05 of this code to participate in a partnership program.

Sec. 34.02. PROGRAM NAME AND PURPOSE. (a) The program established under this chapter shall be known as the Texas partnership and scholarship program.

(b) The purpose of the Texas partnership and scholarship program is to encourage students who are at risk of dropping out of high school to remain in school, graduate, and seek a college

education.

(c) The Texas partnership and scholarship program provides an opportunity for institutions of higher education, school districts, community organizations, and parents to develop a partnership to motivate students to graduate from high school and enroll in college.

(d) The Texas partnership and scholarship program is designed to award a four-year college scholarship to cover tuition and fees for students who participate in a partnership program during their high school years and meet the criteria established by this chapter and board rules.

Sec. 34.03. ADMINISTRATIVE AUTHORITY. (a) The Texas Higher Education Coordinating Board shall administer the Texas partnership and scholarship program. The Texas partnership and scholarship program advisory council shall advise the board as provided by this chapter.

(b) The board shall award grants on a competitive basis to eligible entities to establish partnership programs as provided by this chapter.

Sec. 34.04. ELIGIBLE ENTITY. (a) To be eligible to be awarded a grant to establish a partnership program under this chapter an entity must be:

(1) an institution of higher education;

(2) a public school district; or

(3) a nonprofit community organization or group.

(b) An eligible entity must apply for a grant on a form provided by the board and meet any other reasonable requirements

established by board rule.

Sec. 34.05. AWARD OF GRANT; PARTNERSHIP PROGRAM. (a) The board may award a grant on a competitive basis to an eligible entity for the purpose of establishing a partnership program that provides support services to students selected as program participants.

(b) The types of services that may be provided to program participants by a partnership program include skills assessment, tutoring, academic and personal counseling, family counseling and home visits, staff development activities for personnel with direct responsibility for program participants, and mentoring programs.

(c) An eligible entity must make application to the board to obtain a grant to establish a partnership program under this chapter. A grant application must contain the following program elements:

(1) involvement of public school officials, teachers, and counselors in identifying and selecting students during the student's 8th grade in school for participation in the partnership program during the 9th through 12th grades;

(2) criteria for the selection of program participants that includes consideration of:

(A) whether the student has a high risk of dropping out of school as measured by academic performance, attendance, discipline problems, and other factors affecting school performance, including teenage pregnancy or parenting, substance abuse, child abuse or neglect, or limited English proficiency; and

(B) whether the student is a low-income student

as defined by board rule;

(3) academic and counseling support services for program participants;

(4) involvement of parents and community volunteers to the extent possible; and

(5) an evaluation component that includes follow-up relating to the academic performance of program participants during high school and the program participants' plans concerning college attendance.

(d) If a grant is awarded to an eligible entity other than a public school district, the grant application must include a description of the frequency and manner of involvement of the public schools and its personnel, especially teachers and counselors, with the partnership program.

(e) In awarding a grant under this chapter, the board shall give priority to an application that:

(1) provides support services to students enrolled in a public school, including a rural public school, that is in a school district identified by the Central Education Agency as having a higher than average dropout rate;

(2) is from an eligible entity with demonstrated experience in providing support services to students who are at high risk of dropping out of school;

(3) emphasizes cooperation with the public schools in which the potential program participants are enrolled, including communication with the at-risk coordinator designated under Section 11.205(c) of this code; and

(4) emphasizes parent involvement and volunteer participation from community members.

(f) Each eligible entity that receives a grant under this chapter must submit to the board:

(1) an annual report as provided by board rule that includes an evaluation of the partnership program administered by the eligible entity and follow-up information relating to the academic performance and college plans, if any, of the program participants; and

(2) a list certifying to the board the names of the program participants who are eligible to receive a certificate of completion issued by the board under Section 34.08 of this chapter.

Sec. 34.06. AMOUNT OF GRANT AND USE OF GRANT FUNDS. (a) The board shall establish criteria, including the number of program participants to be served and the types of services offered by the partnership program, for determining the amount of a grant to be awarded to an eligible entity to establish and maintain a partnership program.

(b) The board shall award a grant to an eligible entity on an annual basis and continue to grant funds, as funds are available, to the entity for the partnership program annually during the period that the entity meets the requirements established by this chapter and board rules.

(c) Allowable costs for a partnership program include:

(1) instructional materials;

(2) salaries of program personnel, including graduate student stipends;

(3) transportation costs for students;

(4) reimbursement to school districts for release time granted to employees while participating in the planning and development of activities funded under this section;

(5) training of program personnel;

(6) costs related directly to program activities, including summer and weekend activities; and

(7) administrative costs directly attributable to the partnership program.

Sec. 34.07. PARTNERSHIP PROGRAM PARTICIPANTS. (a) A student is eligible to participate in a partnership program established under this chapter if the student:

(1) is enrolled in a public school that is in a school district identified by the Central Education Agency from the data collected on dropouts under Section 11.205 of this code as a school district that has a student dropout rate higher than the average dropout rate of school districts in this state;

(2) is enrolled in the 9th, 10th, 11th, or 12th grade;

(3) is a low-income student as determined by criteria established by the board; and

(4) is recommended to participate in a partnership program by the student's teachers in the eighth grade and a counselor familiar with the student's academic performance and personal characteristics, including home environment, learning difficulties, school attendance record, and discipline problems.

(b) The selection process for participation in a partnership program shall occur during the period a student is in the eighth

grade.

(c) A student selected as a program participant under this section may participate and is encouraged to participate in a partnership program during the 9th through 12th grades.

(d) A program participant may be disqualified from participating in a partnership program as provided by guidelines developed by board rule, including frequent lack of participation in partnership program activities, a poor school attendance record, inadequate academic performance, or repeated discipline problems.

Sec. 34.08. CERTIFICATE OF COMPLETION. The board shall issue a certificate of completion to each student who participates in a partnership program established under this chapter during the 9th through 12th grades and who meets all other requirements established by this chapter and board rule.

Sec. 34.09. COOPERATION OF CENTRAL EDUCATION AGENCY. (a) The Central Education Agency and the commissioner of education shall cooperate with the board concerning the board's responsibilities in administering this chapter.

(b) The Central Education Agency shall provide the board with any data concerning the public schools and enrolled students that the board requires to administer this chapter and that is not considered confidential under other law.

Sec. 34.10. AWARD OF SCHOLARSHIP. (a) The board shall award a scholarship that covers tuition and fees as provided by this section to a student:

(1) who has received a certificate of completion from the board under Section 34.08 of this chapter;

(2) who begins college within two years after completing high school; and

(3) who applies for the scholarship on a form provided by the board.

(b) The board shall award a scholarship under this section in an amount that covers the cost of tuition at an institution of higher education as defined by Section 61.003 of this code and of fees, including laboratory fees and building use fees. The scholarship may not cover fees or charges for room and board.

(c) If a student eligible to receive a scholarship under this section attends a private institution of higher education in this state or an out-of-state institution of higher education, the board may not grant a scholarship to that student in an amount greater than the prevailing average tuition cost of a public senior college or university plus the prevailing average cost of fees, covered under Subsection (b) of this section, at a public senior college or university.

(d) If a student who receives a scholarship under this section meets the qualifications under Subsection (f) of this section, the board shall award a scholarship to the student for:

(1) four academic years of full-time undergraduate study or the equivalent of part-time study; or

(2) five academic years of full-time undergraduate study or the equivalent of part-time study, if the program of study requires five years as determined by the board.

(e) A semester, quarter, or term of attendance during which a student receives an award for part-time study under this section

shall be counted as one-half of a semester, quarter, or term, as appropriate.

(f) To qualify to continue receiving a scholarship as provided by Subsection (d) of this section, a student must:

(1) retain good academic standing as provided by board rule;

(2) apply for a scholarship each year on a form and in the manner provided by board rule; and

(3) meet any other reasonable requirements established under this chapter by board rule.

Sec. 34.11. ADVISORY COUNCIL. (a) The Texas partnership and scholarship program advisory council consists of:

(1) the commissioner of higher education and the commissioner of education who serve as ex officio members;

(2) three members of the public appointed by the governor;

(3) two members of the public appointed by the lieutenant governor; and

(4) two members of the public appointed by the speaker of the house of representatives.

(b) A member of the advisory council serves for a three-year term, may be reappointed for one three-year term, but may not serve more than a total of six years. The term of a member expires on February 1.

(c) The advisory council shall elect a chairperson by a majority vote of its members.

(d) A vacancy on the advisory council shall be filled in the

same manner in which the position was originally filled. The person who fills the vacancy serves for the remainder of the unexpired term.

(e) Members of the board serve without compensation but are entitled to reimbursement for actual and necessary expenses.

(f) The advisory council shall:

(1) review a summary of each application from an eligible entity for a grant to establish a partnership program and provide its recommendations to the board concerning those applications;

(2) assist the board in evaluating each partnership program established under this chapter;

(3) advise the board concerning any rules adopted by the board under this chapter; and

(4) provide any other assistance to the board that the board considers necessary to administer this chapter.

(g) The board shall provide the advisory council with technical and clerical assistance at the request of the council.

Sec. 34.12. GIFTS, GRANTS, AND DONATIONS. The board may solicit and accept gifts, grants, and donations for the purposes of this chapter. The board may accept a grant on a matching basis for purposes of this chapter and shall encourage private business and industry to provide matching funds.

Sec. 34.13. ADOPTION AND DISTRIBUTION OF RULES. (a) The board may adopt reasonable rules, consistent with the purposes of this chapter, to carry out and enforce the requirements expressed by this chapter.

(b) The board shall distribute to the Central Education Agency, each institution of higher education, each public school district, and any other appropriate entity copies of all rules adopted under this chapter.

Sec. 34.14. FUNDING. Grants and scholarships awarded under this chapter are payable from funds appropriated for that purpose and from funds accepted by the board under Section 34.12 of this code.

Sec. 34.15. ANNUAL REPORT. Not later than September 1 of each year, the board shall submit to the governor and the legislature a report that includes an evaluation of each partnership program and recommendations concerning the effectiveness of the Texas partnership and scholarship program in motivating students to not drop out of school and to make plans to attend college.

SECTION 2. (a) The Texas partnership and scholarship program advisory council is created. The governor, lieutenant governor, and speaker of the house of representatives shall make their appointments to the advisory council not later than October 1, 1989. For the initial members of the advisory council, each appointing authority shall designate one appointee to serve for a three-year term and one appointee to serve for a two-year term, and the governor shall designate his remaining appointee to serve for a one-year term.

(b) Not later than January 1, 1990, the Texas Higher Education Coordinating Board shall begin accepting applications for a grant to establish a partnership program under the Texas

partnership and scholarship program established under this Act and award those grants as soon as practicable.

(c) An entity that is awarded a grant by the board under Chapter 34, Education Code, as added by this Act, must:

(1) establish a partnership program that is prepared to provide support services to program participants not later than the beginning of the 1991-1992 school year; and

(2) select students during the 1990-1991 school year to participate in that partnership program.

(d) Not later than September 1, 1992, the board shall submit to the governor and the legislature its first annual report concerning the Texas partnership and scholarship program.

SECTION 3. This Act takes effect September 1, 1989.

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

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(3) "Partnership program" means a partnership program that is established by an eligible entity as part of the Texas partnership and scholarship program under this chapter.

(4) "Program participant" means a student who is selected under Section 34.05 of this code to participate in a partnership program.

Sec. 34.02. PROGRAM NAME AND PURPOSE. (a) The program established under this chapter shall be known as the Texas partnership and scholarship program.

(b) The purpose of the Texas partnership and scholarship program is to encourage students who are at risk of dropping out of high school to remain in school, graduate, and seek a college

HOUSE COMMITTEE REPORT

1st Printing

By Luna of Harris H.B. No. 2385

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education.

(c) The Texas partnership and scholarship program provides an opportunity for institutions of higher education, school districts, community organizations, and parents to develop a partnership to motivate students to graduate from high school and enroll in college.

(d) The Texas partnership and scholarship program is designed to award a four-year college scholarship to cover tuition and fees for students who participate in a partnership program during their high school years and meet the criteria established by this chapter and board rules.

Sec. 34.03. ADMINISTRATIVE AUTHORITY. (a) The Texas Higher Education Coordinating Board shall administer the Texas partnership and scholarship program. The Texas partnership and scholarship program advisory council shall advise the board as provided by this chapter.

(b) The board shall award grants on a competitive basis to eligible entities to establish partnership programs as provided by this chapter.

Sec. 34.04. ELIGIBLE ENTITY. (a) To be eligible to be awarded a grant to establish a partnership program under this chapter an entity must be:

(1) an institution of higher education;

(2) a public school district; or

(3) a nonprofit community organization or group.

(b) An eligible entity must apply for a grant on a form provided by the board and meet any other reasonable requirements

established by board rule.

Sec. 34.05. AWARD OF GRANT; PARTNERSHIP PROGRAM. (a) The board may award a grant on a competitive basis to an eligible entity for the purpose of establishing a partnership program that provides support services to students selected as program participants.

(b) The types of services that may be provided to program participants by a partnership program include skills assessment, tutoring, academic and personal counseling, family counseling and home visits, staff development activities for personnel with direct responsibility for program participants, and mentoring programs.

(c) An eligible entity must make application to the board to obtain a grant to establish a partnership program under this chapter. A grant application must contain the following program elements:

(1) involvement of public school officials, teachers, and counselors in identifying and selecting students during the student's 8th grade in school for participation in the partnership program during the 9th through 12th grades;

(2) criteria for the selection of program participants that includes consideration of:

(A) whether the student has a high risk of dropping out of school as measured by academic performance, attendance, discipline problems, and other factors affecting school performance, including teenage pregnancy or parenting, substance abuse, child abuse or neglect, or limited English proficiency; and

(B) whether the student is a low-income student

as defined by board rule;

(3) academic and counseling support services for program participants;

(4) involvement of parents and community volunteers to the extent possible; and

(5) an evaluation component that includes follow-up relating to the academic performance of program participants during high school and the program participants' plans concerning college attendance.

(d) If a grant is awarded to an eligible entity other than a public school district, the grant application must include a description of the frequency and manner of involvement of the public schools and its personnel, especially teachers and counselors, with the partnership program.

(e) In awarding a grant under this chapter, the board shall give priority to an application that:

(1) provides support services to students enrolled in a public school, including a rural public school, that is in a school district identified by the Central Education Agency as having a higher than average dropout rate;

(2) is from an eligible entity with demonstrated experience in providing support services to students who are at high risk of dropping out of school;

(3) emphasizes cooperation with the public schools in which the potential program participants are enrolled, including communication with the at-risk coordinator designated under Section 11.205(c) of this code; and

(4) emphasizes parent involvement and volunteer participation from community members.

(f) Each eligible entity that receives a grant under this chapter must submit to the board:

(1) an annual report as provided by board rule that includes an evaluation of the partnership program administered by the eligible entity and follow-up information relating to the academic performance and college plans, if any, of the program participants; and

(2) a list certifying to the board the names of the program participants who are eligible to receive a certificate of completion issued by the board under Section 34.08 of this chapter.

Sec. 34.06. AMOUNT OF GRANT AND USE OF GRANT FUNDS. (a) The board shall establish criteria, including the number of program participants to be served and the types of services offered by the partnership program, for determining the amount of a grant to be awarded to an eligible entity to establish and maintain a partnership program.

(b) The board shall award a grant to an eligible entity on an annual basis and continue to grant funds, as funds are available, to the entity for the partnership program annually during the period that the entity meets the requirements established by this chapter and board rules.

(c) Allowable costs for a partnership program include:

(1) instructional materials;

(2) salaries of program personnel, including graduate student stipends;

(3) transportation costs for students;

(4) reimbursement to school districts for release time granted to employees while participating in the planning and development of activities funded under this section;

(5) training of program personnel;

(6) costs related directly to program activities, including summer and weekend activities; and

(7) administrative costs directly attributable to the partnership program.

Sec. 34.07. PARTNERSHIP PROGRAM PARTICIPANTS. (a) A student is eligible to participate in a partnership program established under this chapter if the student:

(1) is enrolled in a public school that is in a school district identified by the Central Education Agency from the data collected on dropouts under Section 11.205 of this code as a school district that has a student dropout rate higher than the average dropout rate of school districts in this state;

(2) is enrolled in the 9th, 10th, 11th, or 12th grade;

(3) is a low-income student as determined by criteria established by the board; and

(4) is recommended to participate in a partnership program by the student's teachers in the eighth grade and a counselor familiar with the student's academic performance and personal characteristics, including home environment, learning difficulties, school attendance record, and discipline problems.

(b) The selection process for participation in a partnership program shall occur during the period a student is in the eighth

grade.

(c) A student selected as a program participant under this section may participate and is encouraged to participate in a partnership program during the 9th through 12th grades.

(d) A program participant may be disqualified from participating in a partnership program as provided by guidelines developed by board rule, including frequent lack of participation in partnership program activities, a poor school attendance record, inadequate academic performance, or repeated discipline problems.

Sec. 34.08. CERTIFICATE OF COMPLETION. The board shall issue a certificate of completion to each student who participates in a partnership program established under this chapter during the 9th through 12th grades and who meets all other requirements established by this chapter and board rule.

Sec. 34.09. COOPERATION OF CENTRAL EDUCATION AGENCY. (a) The Central Education Agency and the commissioner of education shall cooperate with the board concerning the board's responsibilities in administering this chapter.

(b) The Central Education Agency shall provide the board with any data concerning the public schools and enrolled students that the board requires to administer this chapter and that is not considered confidential under other law.

Sec. 34.10. AWARD OF SCHOLARSHIP. (a) The board shall award a scholarship that covers tuition and fees as provided by this section to a student:

(1) who has received a certificate of completion from the board under Section 34.08 of this chapter;

(2) who begins college within two years after completing high school; and

(3) who applies for the scholarship on a form provided by the board.

(b) The board shall award a scholarship under this section in an amount that covers the cost of tuition at an institution of higher education as defined by Section 61.003 of this code and of fees, including laboratory fees and building use fees. The scholarship may not cover fees or charges for room and board.

(c) If a student eligible to receive a scholarship under this section attends a private institution of higher education in this state or an out-of-state institution of higher education, the board may not grant a scholarship to that student in an amount greater than the prevailing average tuition cost of a public senior college or university plus the prevailing average cost of fees, covered under Subsection (b) of this section, at a public senior college or university.

(d) If a student who receives a scholarship under this section meets the qualifications under Subsection (f) of this section, the board shall award a scholarship to the student for:

(1) four academic years of full-time undergraduate study or the equivalent of part-time study; or

(2) five academic years of full-time undergraduate study or the equivalent of part-time study, if the program of study requires five years as determined by the board.

(e) A semester, quarter, or term of attendance during which a student receives an award for part-time study under this section

shall be counted as one-half of a semester, quarter, or term, as appropriate.

(f) To qualify to continue receiving a scholarship as provided by Subsection (d) of this section, a student must:

(1) retain good academic standing as provided by board rule;

(2) apply for a scholarship each year on a form and in the manner provided by board rule; and

(3) meet any other reasonable requirements established under this chapter by board rule.

Sec. 34.11. ADVISORY COUNCIL. (a) The Texas partnership and scholarship program advisory council consists of:

(1) the commissioner of higher education and the commissioner of education who serve as ex officio members;

(2) three members of the public appointed by the governor;

(3) two members of the public appointed by the lieutenant governor; and

(4) two members of the public appointed by the speaker of the house of representatives.

(b) A member of the advisory council serves for a three-year term, may be reappointed for one three-year term, but may not serve more than a total of six years. The term of a member expires on February 1.

(c) The advisory council shall elect a chairperson by a majority vote of its members.

(d) A vacancy on the advisory council shall be filled in the

same manner in which the position was originally filled. The person who fills the vacancy serves for the remainder of the unexpired term.

(e) Members of the board serve without compensation but are entitled to reimbursement for actual and necessary expenses.

(f) The advisory council shall:

(1) review a summary of each application from an eligible entity for a grant to establish a partnership program and provide its recommendations to the board concerning those applications;

(2) assist the board in evaluating each partnership program established under this chapter;

(3) advise the board concerning any rules adopted by the board under this chapter; and

(4) provide any other assistance to the board that the board considers necessary to administer this chapter.

(g) The board shall provide the advisory council with technical and clerical assistance at the request of the council.

Sec. 34.12. GIFTS, GRANTS, AND DONATIONS. The board may solicit and accept gifts, grants, and donations for the purposes of this chapter. The board may accept a grant on a matching basis for purposes of this chapter and shall encourage private business and industry to provide matching funds.

Sec. 34.13. ADOPTION AND DISTRIBUTION OF RULES. (a) The board may adopt reasonable rules, consistent with the purposes of this chapter, to carry out and enforce the requirements expressed by this chapter.

(b) The board shall distribute to the Central Education Agency, each institution of higher education, each public school district, and any other appropriate entity copies of all rules adopted under this chapter.

Sec. 34.14. FUNDING. Grants and scholarships awarded under this chapter are payable from funds appropriated for that purpose and from funds accepted by the board under Section 34.12 of this code.

Sec. 34.15. ANNUAL REPORT. Not later than September 1 of each year, the board shall submit to the governor and the legislature a report that includes an evaluation of each partnership program and recommendations concerning the effectiveness of the Texas partnership and scholarship program in motivating students to not drop out of school and to make plans to attend college.

SECTION 2. (a) The Texas partnership and scholarship program advisory council is created. The governor, lieutenant governor, and speaker of the house of representatives shall make their appointments to the advisory council not later than October 1, 1989. For the initial members of the advisory council, each appointing authority shall designate one appointee to serve for a three-year term and one appointee to serve for a two-year term, and the governor shall designate his remaining appointee to serve for a one-year term.

(b) Not later than January 1, 1990, the Texas Higher Education Coordinating Board shall begin accepting applications for a grant to establish a partnership program under the Texas

partnership and scholarship program established under this Act and award those grants as soon as practicable.

(c) An entity that is awarded a grant by the board under Chapter 34, Education Code, as added by this Act, must:

(1) establish a partnership program that is prepared to provide support services to program participants not later than the beginning of the 1991-1992 school year; and

(2) select students during the 1990-1991 school year to participate in that partnership program.

(d) Not later than September 1, 1992, the board shall submit to the governor and the legislature its first annual report concerning the Texas partnership and scholarship program.

SECTION 3. This Act takes effect September 1, 1989.

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

COMMITTEE REPORT

April 17, 1989
(date)

The Honorable Gib Lewis
Speaker of the House of Representatives

Sir:

We, your COMMITTEE ON HIGHER EDUCATION,

to whom was referred H.B. 2385 (measure) have had the same under consideration and beg to report back with the recommendation that it

(x) do pass, without amendment.
( ) do pass, with amendment(s).
( ) do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. (x) yes ( ) no

An actuarial analysis was requested. ( ) yes (X) no

An author's fiscal statement was requested. ( ) yes (x) no

A criminal justice policy impact statement was prepared. ( ) yes (X) no

A water development policy impact statement was requested. ( ) yes (x) no

( ) The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars for placement on the ( ) Local, ( ) Consent, or ( ) Resolutions Calendar.

This measure ( ) proposes new law. (X) amends existing law.

House Sponsor of Senate Measure _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Delco, Ch.	x			
Rangel, V.C.	x			
Watkins, C.B.O.				x
Hudson, D.				x
Hunter, B.	x			
Hunter, T.	x			
McDonald	x			
Price				x
Uher	x			

Total

6 aye
0 nay
0 present, not voting
3 absent

Wilhelmina Delco
CHAIRMAN

Deborah K. Wall
COMMITTEE COORDINATOR

BILL ANALYSIS

H.B. 2385 **By: Al Luna**

BACKGROUND:

The dropout rate among high school students continues to be a national crisis. Texas is no exception. In fact, Texas has one of the worst records with respect to the retention rate of high school students. Texas ranks 41st among the 50 states.

PURPOSE:

To assist in alleviating the critical dropout problem in Texas by establishing a cooperative effort between the public schools, colleges and universities, private industry, and parents called for the purposes of this act The Texas Partnership and Scholarship Program.

RULEMAKING AUTHORITY:

It is the opinion of the committee that this bill delegates no additional rule-making authority to any state officer, agency, department, or institution.

SECTION BY SECTION ANALYSIS:

Section 1. Amends Title 2, Education Code, by adding Chapter 34.

Sec. 34.01. Definitions in this chapter.

Sec. 34.02. Establishes the progam's name and purpose.

Sec. 34.03. Authorizes the Texas Higher Education Coordinating Board to administer the program

Sec. 34.04 Establishes the criteria for eligible partnership

Sec. 34.05. Establishes the rules for the awarding of grants and participation in the partnership program.

Sec. 34.06. Establishes the criteria, including the number of program participants to be served and the types of services offered by the partnership program.

Sec. 34.07. Establishes the criteria for student participation.

Sec. 34.08. Authorizes the issuance of a certificate of completion for each student who participates in a partnership program during the 9th through 12th grades and who meets all other requirements established by this chapter and board rule.

Sec. 34.09. Mandates the cooperation of the Central Education Agency with The Higher Education Coordinating Board concerning the board's responsibilities in administering this chapter.

Sec. 34.10. Authorizes the awarding of scholarships that covers tuition and fees to a student who has received a certificate of completion from the board under Section 34.08 of this chapter who begins college within two years after completing high school.

Sec. 34.11. Establishes the criteria for the advisory council.

Sec. 34.12. Establishes the criteria for the solicitation and acceptance of gifts, grants, and donations.

Sec. 34.13. Establishes the criteria for the adoption and distribution of rules.

Sec. 34.14. Established the funding criteria.

Sec. 34.15. Authorizes the board to submit the Annual Report to the governor not later than September 1 of each year.

Section 2. Authorizes the governor, lieutenant governor, and speaker of the house of representatives to make their appointments to the advisory council not later than October 1, 1989 and by January 1, 1990, the Texas Higher Education Coordinating Board shall begin accepting applications for the program.

Section 3. Effective date, September 1, 1989.

Section 4. Emergency Clause.

SUMMARY OF COMMITTEE ACTION:

Public notice was posted in accordance with the rules and H.B. 2385 was considered in a public hearing on 17 April 1989. Carol McDonald, Association Executive, Independent Colleges and Universities; Tracey Whitley, Attorney, Texas Classroom Teachers Association; Micheal Novak, Director, Office of Financial Aid, The University of Texas; William Farrell, Insurance, Volunteer; Mollie Lasater, Chairman, I Have A Dream Foundation; Karen Reid, Coordinator, San Antonio Education Partnership; Margret LaMontagne, Texas Association of School Boards; Lamont Veatch, Executive Director, T.A.S.S.P., (resource); and Walter Hinojosa, Legislative Director, Texas Federation of Teachers, (resource), testified in support of H.B. 2385. Representative Rangel moved that H.B. 2385 be reported favorably from the committee with no amendaments; and with the recommendation that it do pass. The motion to report H.B. 2385 favorably back to the full House passed by a vote of 6 Ayes, 0 Nays, and 3 Absent. There was no testimony in opposition to the bill.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

April 14, 1989

TO: Honorable Wilhelmina Delco, Chair
Committee on Higher Education
House of Representatives
Austin, Texas

In Re: House Bill No. 2385
By: A. Luna

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 2385 (relating to establishing the Texas partnership and scholarship program) this office has determined the following:

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

The bill would provide funds for programs designed to address the high school drop-out problem in Texas. Through the Texas Partnership and Scholarship Program, eligible entities could apply on a competitive basis for funds to finance retention programs for students from districts identified by the Texas Education Agency as having higher than average high school dropout rates. Students who participated in the program and successfully completed high school could qualify for tuition and fee scholarships for the four or five years required for them to complete their undergraduate college degrees.

The major activities required by the bill would include:

a) development of an application for use by entities applying for grant funds,
b) appointment of an advisory committee to help the board review grant applications,
c) determine grant size and evaluate program performance,
d) provision of certificates of completion to successful student participants,
e) tracking of student participants after high school graduation to allow them up to two years to take advantage of the tuition and fee scholarship program,
f) processing of annual scholarship applications,
g) payment of scholarships to students.

The partnership program would generate two direct costs to the state--the grants to entities providing retention programs, and the scholarships to students going to college.

The tuition and fee scholarships would not become relevant until summer, 1994, when the 1989-90 eighth grade class had successfully completed high school. The value of the tuition and fee scholarships at that time are estimated to be $275 for students taking 6 hours while attending a public senior institution; $148 for those taking 6 hours at a public junior college.

The grants awarded to entities for partnership programs would range in size from approximately $50,000 to $200,000 per year. It is assumed that programs once selected for funding will continue to qualify in the remaining years of the Partnership Program, so the number of entities providing partnership programs will steadily increase, as will the state's investment in the programs.

71FHB2385

The probable cost of implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

Fiscal Year	Probable Cost Out of the General Revenue Fund for Tuition and Fee Scholarships	Probable Cost Out of the General Revenue Fund for Grants to Partnership Programs	Probable Cost Out of the General Revenue Fund for Administrative Costs	Change in Number of State Employees from FY 1989
1990	$ -0-	$1,200,000	$47,015	+ 2
1991	-0-	2,400,000	39,851	+ 2
1992	-0-	4,800,000	39,851	+ 2
1993	-0-	7,200,000	39,851	+ 2
1994	173,280	9,600,000	54,220	+ 2

Similar annual costs would continue as long as the provisions of the bill are in effect.

No fiscal implication to units of local government is anticipated.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Higher Education Coordinating Board;
LBB Staff: JO, JWH, AL, WRR, PA

H. B. No. 2385

By Al Luna

A BILL TO BE ENTITLED

AN ACT

relating to establishing the Texas partnership and scholarship program.

MAY 20 1989

POINT OF ORDER SUSTAINED

MAR 9 1989 1. Filed with the Chief Clerk.

MAR 22 1989 2. Read first time and Referred to Committee on Higher Education

APR 17 1989 3. Reported ✓ favorably ~~(as amended)~~ ~~(as substituted)~~ and sent to Printer at 10:00pm MAY 3 1989

MAY 4 1989 4. Printed and distributed at 2:34pm

MAY 8 1989 5. Sent to Committee on Calendars at 3:19pm

_____ 6. Read second time (amended); passed to third reading (failed) by (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

_____ 7. Motion to reconsider and table the vote by which H.B. _____ was ordered engrossed prevailed (failed) by a (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

_____ 8. Constitutional Rule requiring bills to be read on three several days suspended (failed to suspend) by a four-fifths vote of _____ yeas, _____ nays, and _____ present, not voting.

_____ 9. Read third time (amended); finally passed (failed) by (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

_____ 10. Caption ordered amended to conform to body of bill.

_____ 11. Motion to reconsider and table the vote by which H. B. _____ was finally passed prevailed (failed) by a (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

_____ 12. Ordered Engrossed at _____

_____ 13. Engrossed.

_____ 14. Returned to Chief Clerk at _____

_____ 15. Sent to Senate.

_____
Chief Clerk of the House

_____ 16. Received from the House

_____ 17. Read, referred to Committee on _____

_____ 18. Reported favorably

_____ 19. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

_____ 20. Ordered not printed.

_____ 21. Regular order of business suspended by (a viva voce vote.) (_____ yeas, _____ nays.)

_____ 22. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

_____ 23. Read second time _____ passed to third reading by:
(a viva voce vote.)
(_____ yeas, _____ nays.)

_____ 24. Caption ordered amended to conform to body of bill.

_____ 25. Senate and Constitutional 3-Day Rules suspended by vote of _____ yeas, _____ nays to place bill on third reading and final passage.

_____ 26. Read third time and passed by
(a viva voce vote.)
(_____ yeas, _____ nays.)

OTHER ACTION: OTHER ACTION:

_____
Secretary of the Senate

_____ 27. Returned to the House.

_____ 28. Received from the Senate (with amendments.) (as substituted.)

_____ 29. House (Concurred) (Refused to Concur) in Senate (Amendments) (Substitute) by a (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

_____ 30. Conference Committee Ordered.

_____ 31. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

_____ 32. Ordered Enrolled at _____

89 MAY -4 PM 2:34