

1 AN ACT

2 relating to the Communities In Schools program.

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

4 SECTION 1. Sections 33.154 and 33.155, Education Code, are  
5 amended to read as follows:

6 Sec. 33.154. DUTIES OF COMMISSIONER [~~STATE DIRECTOR~~]. (a)  
7 The commissioner [~~state director~~] shall:

8 (1) coordinate the efforts of the Communities In  
9 Schools program with other social service organizations and  
10 agencies and with public school personnel to provide services to  
11 students who are at risk of dropping out of school or engaging in  
12 delinquent conduct, including students who are in family conflict  
13 or emotional crisis;

14 (2) set standards for the Communities In Schools  
15 program and establish state performance goals, objectives, and  
16 measures for the program, including performance goals, objectives,  
17 and measures that consider improvement in student:

18 (A) behavior;

19 (B) academic achievement; and

20 (C) promotion, graduation, retention, and  
21 dropout rates;

22 (3) obtain information to determine accomplishment of  
23 state performance goals, objectives, and measures;

24 (4) promote and market the program in communities in

1 which the program is not established;

2 (5) help communities that want to participate in the  
3 program establish a local funding base; ~~and~~

4 (6) provide training and technical assistance for  
5 participating communities and programs; and

6 (7) adopt policies concerning:

7 (A) the responsibility of the agency in  
8 encouraging local businesses to participate in local Communities In  
9 Schools programs;

10 (B) the responsibility of the agency in obtaining  
11 information from participating school districts;

12 (C) the use of federal or state funds available  
13 to the agency for programs of this nature; and

14 (D) any other areas concerning the program  
15 identified by the commissioner.

16 (b) The commissioner shall adopt rules to implement the  
17 policies described by Subsection (a)(7) and shall annually update  
18 the rules.

19 (c) Notwithstanding any provision of this subchapter, if  
20 the commissioner determines that a program consistently fails to  
21 achieve the performance goals, objectives, and measures  
22 established by the commissioner under Subsection (a)(2), the  
23 commissioner may withhold funding from that program and require the  
24 program to compete through a competitive bidding process to receive  
25 funding to participate in the program.

26 Sec. 33.155. ~~[DEPARTMENT]~~ COOPERATION WITH COMMUNITIES IN  
27 SCHOOLS, INC. [~~MEMORANDUM OF UNDERSTANDING.~~ (a)] The agency[~~r~~

1 ~~the department,]~~ and Communities In Schools, Inc. shall work  
2 together to maximize the effectiveness of the Communities In  
3 Schools program.

4 SECTION 2. Subchapter E, Chapter 33, Education Code, is  
5 amended by adding Section 33.159 to read as follows:

6 Sec. 33.159. AGENCY PERFORMANCE OF COMMUNITIES IN SCHOOLS  
7 FUNCTIONS REQUIRED. The agency, through the Communities In Schools  
8 State Office:

9 (1) must perform each function concerning the  
10 Communities In Schools program for which the agency is responsible;  
11 and

12 (2) may not contract with a private entity to perform a  
13 function described by Subdivision (1).

14 SECTION 3. Section 42.152, Education Code, is amended by  
15 adding Subsection (u) to read as follows:

16 (u) From the total amount of funds appropriated for  
17 allotments under this section, the commissioner shall, each fiscal  
18 year, withhold an amount to be determined by appropriation for  
19 prekindergarten through high school programs under Subchapter E,  
20 Chapter 33, and distribute that amount as provided by Section  
21 33.156. After deducting the amount withheld under this subsection  
22 from the total amount appropriated for the allotment under  
23 Subsection (a), the commissioner shall reduce each district's tier  
24 one allotments in the same manner described for a reduction in  
25 allotments under Section 42.253 and shall allocate funds to each  
26 district accordingly.

27 SECTION 4. Sections 33.151(1), 33.153, and 33.155(b) and

1 (c), Education Code, are repealed.

2 SECTION 5. This Act takes effect September 1, 2007.

David Dewhurst

President of the Senate

Jim Caddick

Speaker of the House

I certify that H.B. No. 1609 was passed by the House on May 9, 2007, by the following vote: Yeas 143, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1609 on May 24, 2007, by the following vote: Yeas 145, Nays 0, 2 present, not voting.

Robert Haney  
Chief Clerk of the House

I certify that H.B. No. 1609 was passed by the Senate, with amendments, on May 22, 2007, by the following vote: Yeas 31, Nays 0.

Patricia Spaw  
Secretary of the Senate

APPROVED: 15 JUN 07

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
8 PM O'CLOCK

JUN 15 2007  
Roger Williams  
Secretary of State