

AN ACT

relating to limitations on courses that may be offered for dual credit by school districts and public institutions of higher education.

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

SECTION 1. Section 28.009, Education Code, is amended by adding Subsections (a-4), (a-5), and (b-1) to read as follows:

(a-4) A dual credit course offered under this section must be:

(1) in the core curriculum of the public institution of higher education providing college credit;

(2) a career and technical education course; or

(3) a foreign language course.

(a-5) Subsection (a-4) does not apply to a dual credit course offered as part of the early college education program established under Section 29.908 or any other early college program that assists a student in earning a certificate or an associate degree while in high school.

(b-1) The agency and the Texas Higher Education Coordinating Board shall coordinate as necessary to adopt rules for the implementation of Subsections (a-4) and (a-5). In adopting those rules, the agency and the coordinating board shall use the negotiated rulemaking procedures under Chapter 2008, Government Code, and consult with relevant stakeholders.

1 SECTION 2. Section 51.968, Education Code, is amended by  
2 amending Subsections (b) and (c) and adding Subsections (d), (d-1),  
3 and (d-2) to read as follows:

4 (b) Each institution of higher education that offers  
5 freshman-level courses shall adopt and implement a policy to grant  
6 undergraduate course credit to entering freshman students who have:

7 (1) successfully completed the International  
8 Baccalaureate Diploma Program;

9 (2) [~~who have~~] achieved required scores on one or  
10 more examinations in the Advanced Placement Program or the  
11 College-Level Examination Program; [~~or~~]

12 (3) [~~who have~~] successfully completed one or more dual  
13 credit courses [~~offered through concurrent enrollment in high~~  
14 ~~school and at an institution of higher education~~].

15 (c) In the policy, the institution shall:

16 (1) establish the institution's conditions for  
17 granting course credit, including the minimum required scores on  
18 CLEP examinations, Advanced Placement examinations, and  
19 examinations for courses constituting the International  
20 Baccalaureate Diploma Program; and

21 (2) based on the correlations identified under  
22 Subsection (f), identify the specific course credit or other  
23 academic requirements of the institution, including the number of  
24 semester credit hours or other course credit, that the institution  
25 will grant to a student who:

26 (A) successfully completes the diploma program;

27 (B) achieves required scores on CLEP

1 examinations or Advanced Placement examinations; or

2 (C) [~~7, who~~] successfully completes a dual credit  
3 course [~~through concurrent enrollment, or who achieves required~~  
4 scores on CLEP examinations or Advanced Placement examinations].

5 (d) The policy adopted by an institution of higher education  
6 under Subsection (b) must provide that the institution may grant  
7 undergraduate course credit for a dual credit course only if the  
8 course is:

9 (1) in the core curriculum of the institution of  
10 higher education that offered the course;

11 (2) a career and technical education course; or

12 (3) a foreign language course.

13 (d-1) Subsection (d) does not apply to a dual credit course  
14 completed by a student as part of the early college education  
15 program established under Section 29.908 or any other early college  
16 program that assists a student in earning a certificate or an  
17 associate degree while in high school.

18 (d-2) The coordinating board, in coordination with the  
19 Texas Education Agency, shall adopt rules to implement Subsections  
20 (d) and (d-1). In adopting those rules, the coordinating board  
21 shall use the negotiated rulemaking procedures under Chapter 2008,  
22 Government Code, and consult with relevant stakeholders.

23 SECTION 3. Section 130.008, Education Code, is amended by  
24 adding Subsections (a-1), (a-2), and (a-3) to read as follows:

25 (a-1) A course offered for joint high school and junior  
26 college credit under this section must be:

27 (1) in the core curriculum of the public junior

1 college;

2 (2) a career and technical education course; or

3 (3) a foreign language course.

4 (a-2) Subsection (a-1) does not apply to a course offered  
5 for joint high school and junior college credit to a student as part  
6 of the early college education program established under Section  
7 29.908 or any other early college program that assists a student in  
8 earning a certificate or an associate degree while in high school.

9 (a-3) The Texas Higher Education Coordinating Board, in  
10 coordination with the Texas Education Agency, shall adopt rules to  
11 implement Subsections (a-1) and (a-2). In adopting those rules,  
12 the coordinating board shall use the negotiated rulemaking  
13 procedures under Chapter 2008, Government Code, and consult with  
14 relevant stakeholders.

15 SECTION 4. The changes in law made by this Act apply  
16 beginning with dual credit courses offered for the 2018 spring  
17 semester.

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

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 1091 passed the Senate on April 3, 2017, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendments on May 27, 2017, by the following vote: Yeas 30, Nays 1.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 1091 passed the House, with amendments, on May 24, 2017, by the following vote: Yeas 135, Nays 11, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor