

Chapter: Rules for State-Operated Programs and Facilities Subchapter: Program Services Division: Education Programs Rule: Education Administration ACA: 4-JCF-5D-03, 5D-04, 5D-05, 5D-08 3-JCRF-5D-01 Statute(s): HR Code §242.003, §242.051 Education Code, Chapter 30, Subchapter E	Effective Date: 4/15/15 Page: 1 of 2 Replaces: GAP.380.9141, 12/18/03 GAP.380.9143, 12/18/03
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RULE

(a) **Purpose.**

This rule establishes basic requirements for the administration of educational and vocational services consistent with applicable federal and state laws and the educational needs of Texas Juvenile Justice Department (TJJD) youth.

(b) **Orientation and Assessment Units.**

- (1) Upon admission to a TJJD orientation and assessment unit, each youth's educational needs are assessed and education records are requested from previously attended schools.
- (2) An individual case plan is developed for each youth in accordance with [§380.8701](#) of this title. The case plan includes academic and vocational objectives.

(c) **High Restriction Facilities.**

The following provisions apply to education services provided at high restriction facilities with TJJD-operated educational programs.

- (1) TJJD operates schools as provided for in Texas Human Resources Code §242.003 and §242.051, as well as Texas Education Code, Chapter 30, Subchapter E.
- (2) TJJD educational programs comply with applicable federal and state requirements.
- (3) TJJD provides competency-based instruction, educational counseling, and vocational counseling to youth.
- (4) The school calendar is established annually by the TJJD Education Division and is approved by the executive director.
- (5) TJJD offers 180 instructional days per school year for all youth enrolled in school. The school schedule includes a daily average of at least five and one-half hours (330 minutes) of instruction in required secondary curriculum based on a 180-day school term or its equivalent.
- (6) Teaching schedules for each teacher include a preparation period of at least 45 minutes for a minimum of four days per week.
- (7) Each school offers all credits necessary to meet high school graduation requirements following the state curriculum and administers state assessments required for graduation. As needed, youth are scheduled for special education, remedial education, English as a second language, and career and technology education courses. Youth who complete all Texas Education Agency (TEA) requirements for high school graduation while enrolled in a TJJD school will graduate from the TJJD school.
- (8) GED preparation classes and testing are available to all age-appropriate youth who express an interest in obtaining a high school equivalency diploma.

- (9) A four-year diploma plan is developed and revised at least annually for each youth who is 14 years of age or older and has not completed a high school diploma. An appropriate education plan is developed for each youth under 14 years of age and for each youth who has already obtained a high school diploma or equivalent.
- (10) Youth who have received a high school diploma or equivalent are required to participate in a post-high school training/education program in either an educational or vocational setting.
- (11) Youth have the opportunity to receive credit for courses offered by TJJJ schools and credit earned from post-secondary courses.
- (12) Student mastery of state curriculum requirements for high school credits is documented and retained in student education files for verification of course completion.
- (13) Schools provide library services and materials for youth in accordance with [§380.9151](#) of this title.
- (14) Schools use available federal funds to provide required specialized education and vocational instruction/training not otherwise available in the institution.
- (15) Youth must complete:
 - (A) progress tests on designated dates to determine their improvement since completing admission testing; and
 - (B) required reading and math assessments prior to release.
- (16) A youth's participation and progress in the education program, the reading improvement program, and the Positive Behavioral Interventions and Supports system are considered in decisions regarding the youth's privileges and progress toward release. See [§380.9155](#) of this title for more information.

(d) **Medium Restriction Facilities.**

The following provisions apply to TJJJ youth placed in TJJJ-operated medium restriction facilities.

- (1) Medium restriction facilities and local school districts are required to follow 19 TAC §89.115 concerning the provision of public school services to TJJJ youth in addition to any memorandum of understanding entered into between TJJJ and the local school district.
- (2) TJJJ shares educational assessment information with the serving school in the community.
- (3) TJJJ confers with school officials to advocate for appropriate academic and vocational course assignments for TJJJ youth.
- (4) Daily study time and tutorial assistance are provided to youth.
- (5) A youth's educational participation and progress are considered in decisions regarding the youth's privileges and progress toward release.

(e) **Parole.**

- (1) Youth who have not received a high school diploma or equivalent are required as a condition of parole to be enrolled in an education or vocational program and attending regularly.
- (2) TJJJ assists paroled youth who have received a high school diploma or equivalent to enroll in a post-secondary training/education program or to obtain full-time employment.