

By: Pena

H.B. No. 2026

A BILL TO BE ENTITLED

AN ACT

1
2 relating to counting in the average daily attendance of school
3 districts certain students who, because of extenuating
4 circumstances, are unable to attend school for a full day.

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

6 SECTION 1. Section 42.005, Education Code, is amended by
7 adding Subsection (g) to read as follows:

8 (g) Notwithstanding any other law, a student who is enrolled
9 on a self-paced basis in an alternative education program, other
10 than a disciplinary alternative education program under Section
11 37.008 or another law, and who, because of extenuating
12 circumstances, is unable to attend the program for the full school
13 day, shall, in computing the average daily attendance of students
14 in the district, be counted as having attended school for the full
15 day on any school day on which the student attends the program for
16 at least two hours. The commissioner shall adopt rules necessary
17 for administering this subsection, including rules specifying
18 extenuating circumstances for purposes of this subsection. A
19 student's need to work to support a family is an extenuating
20 circumstance for purposes of this subsection.

21 SECTION 2. This Act applies beginning with the 2003-2004
22 school year.

23 SECTION 3. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2003.