

1-1 By: Gallegos S.B. No. 1732
1-2 (In the Senate - Filed March 14, 2003; March 20, 2003, read
1-3 first time and referred to Committee on Education; May 13, 2003,
1-4 reported adversely, with favorable Committee Substitute by the
1-5 following vote: Yeas 7, Nays 0; May 13, 2003, sent to printer.)

1-6 COMMITTEE SUBSTITUTE FOR S.B. No. 1732 By: Van de Putte

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to school attendance of a child placed in substitute care.
1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter B, Chapter 264, Family Code, is
1-12 amended by adding Section 264.113 to read as follows:

1-13 Sec. 264.113. RETURNING CHILD TO SCHOOL. (a) If the
1-14 department takes possession of a child under Chapter 262 during the
1-15 school year, the department shall ensure that the child returns to
1-16 school not later than the third school day after the date an order
1-17 is rendered providing for possession of the child by the
1-18 department, unless the child has a physical or mental condition of a
1-19 temporary and remediable nature that makes the child's attendance
1-20 infeasible.

1-21 (b) If a child has a physical or mental condition of a
1-22 temporary and remediable nature that makes the child's attendance
1-23 in school infeasible, the department shall notify the school in
1-24 writing that the child is unable to attend school. If the child's
1-25 physical or mental condition improves so that the child's
1-26 attendance in school is feasible, the department shall ensure that
1-27 the child immediately returns to school.

1-28 SECTION 2. Section 25.002, Education Code, is amended by
1-29 adding Subsection (g) to read as follows:

1-30 (g) A school district shall accept a child for enrollment in
1-31 a public school without the documentation required by Subsection
1-32 (a) if the Department of Protective and Regulatory Services has
1-33 taken possession of the child under Chapter 262, Family Code. The
1-34 Department of Protective and Regulatory Services shall ensure that
1-35 the documentation required by Subsection (a) is furnished to the
1-36 school district not later than the 30th day after the date the child
1-37 is enrolled in the school.

1-38 SECTION 3. This Act takes effect September 1, 2003.

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