

Amend **CSHB 2** as follows:

(1) On page 130, line 18, strike "first and".

(2) On page 132, line 26, through page 133, line 14, strike Sections 2C.07 and 2C.08 of the bill and substitute the following:

SECTION 2C.\_\_\_. Effective August 1, 2006, Section 25.0811, Education Code, is amended to read as follows:

Sec. 25.0811. FIRST AND LAST DAY OF INSTRUCTION. (a) A school district shall [~~may not~~] begin instruction for students for a school year on the first Tuesday after Labor Day [~~before the week in which August 21 falls. For purposes of this subsection, Sunday is considered the first day of the week~~].

(b) If a school district intends to apply under Section 7.056 for a waiver of the requirement [~~prohibition~~] prescribed by Subsection (a), the district must:

(1) at least 60 days before the date the district submits the application for the waiver, publish notice in a newspaper having general circulation in the district:

(A) stating that the district intends to apply for a waiver of the requirement [~~prohibition~~] concerning the date of the first day of instruction for students; and

(B) specifying the date on which the district intends to begin instruction for students; and

(2) hold a public hearing concerning the date of the first day of instruction for students.

(c) The application for a waiver of the requirement [~~prohibition~~] prescribed by Subsection (a) must include a summary of the opinions expressed at the public hearing held under Subsection (b)(2), including any consensus of opinion expressed concerning the date of the first day of instruction for students.

(d) If the commissioner grants a school district a waiver of the requirement prescribed by Subsection (a), for each day that the district instructs students before the school start date prescribed by that subsection, the commissioner shall assess a fee against the district in an amount determined by the commissioner in accordance with a rule adopted by the commissioner for that purpose. The fee

must reflect the actual cost to the state resulting from the district's early school start date. Any fee assessed under this section shall be deposited in the general revenue fund. The commissioner shall adopt rules necessary to administer this subsection.

(e) A school district's school year must end not later than June 7 unless:

(1) the district operates a year-round system under Section 25.084; or

(2) the commissioner grants a waiver to extend the school year at a campus as the result of a disaster, flood, extreme weather condition, fuel curtailment, or other calamity that caused a closure of the campus for a significant period.

(3) On page 453, lines 10 and 11, strike Section 8.02 of the bill.

(4) Renumber the sections of the bill accordingly.