

By: Taylor

H.B. No. 1838

A BILL TO BE ENTITLED

AN ACT

relating to the entitlement of certain students to attend a public school campus at which a full-time registered nurse is assigned.

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

SECTION 1. Subchapter B, Chapter 25, Education Code, is amended by adding Section 25.045 to read as follows:

Sec. 25.045. TRANSFER OF CERTAIN STUDENTS TO CAMPUS WITH FULL-TIME REGISTERED SCHOOL NURSE. (a) This section applies only to:

(1) a student who:

(A) has a severe food allergy, as defined by commissioner rule; and

(B) is assigned to a campus that does not have a full-time registered school nurse assigned to the campus; or

(2) the sibling of a student described by Subdivision (1).

(b) A student described by Subsection (a)(1) is entitled to transfer to another campus in the student's school district of residence or to a campus in another school district in order to attend a campus at which a full-time registered school nurse is assigned.

(c) The sibling of a student described by Subsection (a)(1) is entitled to transfer to another campus under this section only in order to attend the same campus as the student.

1 (d) A school district is not required to provide
2 transportation to a student who transfers to another campus under
3 this section.

4 (e) The commissioner shall adopt rules necessary to
5 administer this section, including rules providing for the transfer
6 of state funds in the manner provided by Section 25.037.

7 SECTION 2. This Act applies beginning with the 2007-2008
8 school year.

9 SECTION 3. This Act takes effect immediately if it receives
10 a vote of two-thirds of all the members elected to each house, as
11 provided by Section 39, Article III, Texas Constitution. If this
12 Act does not receive the vote necessary for immediate effect, this
13 Act takes effect September 1, 2007.