

By: Smith of Tarrant

H.B. No. 2364

A BILL TO BE ENTITLED

AN ACT

1
2 relating to instructional days and staff development days for a
3 school district that adopts the optional flexible year program for
4 public school students who fail to perform satisfactorily on an
5 assessment instrument or who would not otherwise be promoted.

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

7 SECTION 1. Section 25.081(a), Education Code, is amended to
8 read as follows:

9 (a) Except as authorized under Subsection (b) of this
10 section or [7] Section 25.084, [~~or Section 29.0821,~~] for each school
11 year each school district must operate so that the district
12 provides for at least 180 days of instruction for all students.

13 SECTION 2. Section 42.005(a), Education Code, is amended to
14 read as follows:

15 (a) In this chapter, average daily attendance is:

16 (1) the quotient of the sum of attendance for each day
17 of the minimum number of days of instruction as described under
18 Section 25.081(a) divided by the minimum number of days of
19 instruction; or

20 (2) [~~for a district that operates under a flexible~~
21 ~~year program under Section 29.0821, the quotient of the sum of~~
22 ~~attendance for each actual day of instruction as permitted by~~
23 ~~Section 29.0821(b)(1) divided by the number of actual days of~~
24 ~~instruction as permitted by Section 29.0821(b)(1), or~~

1 [~~3~~] for a district that operates under a flexible
2 school day program under Section 29.0822, the average daily
3 attendance as calculated by the commissioner in accordance with
4 Section 29.0822(d).

5 SECTION 3. Sections 29.0821(b) and (c), Education Code, are
6 repealed.

7 SECTION 4. This Act takes effect September 1, 2007.