

1-1 By: Ellis S.B. No. 158
1-2 (In the Senate - Filed November 10, 2008; February 10, 2009,
1-3 read first time and referred to Committee on Education;
1-4 March 2, 2009, reported favorably by the following vote: Yeas 8,
1-5 Nays 0; March 2, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to a notification requirement if a nurse is not assigned to
1-9 a public school campus.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter A, Chapter 38, Education Code, is
1-12 amended by adding Section 38.021 to read as follows:

1-13 Sec. 38.021. PARENTAL NOTIFICATION CONCERNING SCHOOL
1-14 NURSES. (a) A public school that does not have a full-time school
1-15 nurse assigned to the campus for more than 30 consecutive
1-16 instructional days during the same school year shall provide
1-17 written notice of the absence of a nurse to the parent of or other
1-18 person standing in parental relation to each student enrolled in
1-19 the school.

1-20 (b) The principal of the school shall provide the notice
1-21 required by Subsection (a) not later than the 30th instructional
1-22 day after the first day the school does not have a full-time school
1-23 nurse assigned to the campus.

1-24 (c) The school shall:

1-25 (1) make a good faith effort to ensure that the notice
1-26 required by this section is provided in a bilingual form to any
1-27 parent or other person standing in parental relation whose primary
1-28 language is not English; and

1-29 (2) retain a copy of any notice provided under this
1-30 section.

1-31 SECTION 2. This Act applies beginning with the 2009-2010
1-32 school year.

1-33 SECTION 3. This Act takes effect immediately if it receives
1-34 a vote of two-thirds of all the members elected to each house, as
1-35 provided by Section 39, Article III, Texas Constitution. If this
1-36 Act does not receive the vote necessary for immediate effect, this
1-37 Act takes effect September 1, 2009.

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