

1-1 By: Lucio S.B. No. 568
1-2 (In the Senate - Filed January 28, 2009; February 23, 2009,
1-3 read first time and referred to Committee on Education;
1-4 April 23, 2009, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 0; April 23, 2009,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 568 By: Patrick

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to a notification requirement if a counselor is not
1-11 assigned to a public school campus.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter A, Chapter 33, Education Code, is
1-14 amended by adding Section 33.009 to read as follows:

1-15 Sec. 33.009. PARENTAL NOTIFICATION CONCERNING SCHOOL
1-16 COUNSELORS. (a) A public school, including an open-enrollment
1-17 charter school, that does not have a full-time school counselor
1-18 certified under Subchapter B, Chapter 21, assigned to the campus
1-19 for more than 30 consecutive instructional days during the same
1-20 school year shall provide written notice of the absence of a
1-21 counselor to the parent of or other person standing in parental
1-22 relation to each student enrolled in the school.

1-23 (b) The principal of the school shall provide the notice
1-24 required by Subsection (a) not later than the 30th instructional
1-25 day after the first day the school does not have a full-time school
1-26 counselor assigned to the campus.

1-27 (c) The school shall:

1-28 (1) make a good faith effort to ensure that the notice
1-29 required by this section is provided in a bilingual form to any
1-30 parent or other person standing in parental relation whose primary
1-31 language is not English; and

1-32 (2) retain a copy of any notice provided under this
1-33 section.

1-34 (d) The commissioner may adopt necessary rules regarding
1-35 notice to a parent or other person standing in parental relation of
1-36 the absence of a school counselor at the campus.

1-37 SECTION 2. This Act applies beginning with the 2009-2010
1-38 school year.

1-39 SECTION 3. This Act takes effect immediately if it receives
1-40 a vote of two-thirds of all the members elected to each house, as
1-41 provided by Section 39, Article III, Texas Constitution. If this
1-42 Act does not receive the vote necessary for immediate effect, this
1-43 Act takes effect September 1, 2009.

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