

By: Shapiro

S.B. No. 1364

Substitute the following for S.B. No. 1364:

By: Shelton

C.S.S.B. No. 1364

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to minimum public school attendance for class credit,  
3 including limiting school day interruptions that affect such  
4 attendance.

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

6 SECTION 1. Section 25.083, Education Code, is amended to  
7 read as follows:

8 Sec. 25.083. SCHOOL DAY INTERRUPTIONS. (a) The board of  
9 trustees of each school district shall adopt and strictly enforce a  
10 policy limiting interruptions of classes during the school day for  
11 nonacademic activities such as announcements and sales promotions.  
12 At a minimum, the policy must limit announcements other than  
13 emergency announcements to once during the school day.

14 (b) The board of trustees of each school district shall  
15 adopt and strictly enforce a policy limiting the removal of  
16 students from class for remedial tutoring or test preparation. A  
17 district may not remove a student from a regularly scheduled class  
18 for remedial tutoring or test preparation if, as a result of the  
19 removal, the student would miss more than 10 percent of the school  
20 days on which the class is offered, unless the student's parent or  
21 another person standing in parental relation to the student  
22 provides to the district written consent for removal from class for  
23 such purpose.

24 SECTION 2. Subsection (a), Section 25.092, Education Code,

1 is amended to read as follows:

2 (a) Except as provided by this section, a student in any  
3 grade level from kindergarten through grade 12 may not be given  
4 credit for a class unless the student is in attendance for at least  
5 90 percent of the days the class is offered.

6 SECTION 3. Section 29.0821, Education Code, is amended by  
7 adding Subsection (f) to read as follows:

8 (f) Section 25.092 does not apply to a student's attendance  
9 and nonattendance in a flexible year program under this section.

10 SECTION 4. This Act applies beginning with the 2009-2010  
11 school year.

12 SECTION 5. This Act takes effect immediately if it receives  
13 a vote of two-thirds of all the members elected to each house, as  
14 provided by Section 39, Article III, Texas Constitution. If this  
15 Act does not receive the vote necessary for immediate effect, this  
16 Act takes effect September 1, 2009.