

By: Walle

H.B. No. 196

A BILL TO BE ENTITLED

AN ACT

1
2 relating to requiring certain students leaving public school to
3 provide documentation necessary to ensure an accurate calculation
4 of dropout rates.

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

6 SECTION 1. Subchapter C, Chapter 25, Education Code, is
7 amended by adding Section 25.0861 to read as follows:

8 Sec. 25.0861. DOCUMENTATION REQUIREMENTS FOR STUDENT
9 LEAVING SCHOOL TO RECEIVE HOME-SCHOOL INSTRUCTION. (a) In this
10 section, "qualified student" means a student who:

11 (1) is married;

12 (2) is 18 years of age or older; or

13 (3) has established a residence separate from the
14 student's parent, guardian, or other person having lawful control
15 of the student.

16 (b) This section applies only to a student previously
17 enrolled in a public school who, for the purpose of receiving
18 home-school instruction, withdraws from or otherwise no longer
19 attends public school. To satisfy documentation requirements for
20 data reported under the Public Education Information Management
21 System (PEIMS), a school shall, within the period prescribed by
22 commissioner rule, obtain regarding a student described by this
23 subsection documentation that:

24 (1) is in writing;

1 (2) includes a statement of intent for the student to
2 receive home-school instruction; and

3 (3) is signed and dated by:

4 (A) the student's parent, guardian, or other
5 person having lawful control of the student or the student if the
6 student is a qualified student; and

7 (B) an authorized representative of the school
8 district.

9 (c) A document provided to a school under Subsection (b) is
10 not a public record and is not subject to release under Chapter 552,
11 Government Code.

12 (d) Not later than January 1, 2012, the commissioner shall
13 amend rules regarding the Public Education Information Management
14 System (PEIMS) as necessary to conform to the requirements of this
15 section. This subsection expires January 31, 2012.

16 SECTION 2. This Act takes effect immediately if it receives
17 a vote of two-thirds of all the members elected to each house, as
18 provided by Section 39, Article III, Texas Constitution. If this
19 Act does not receive the vote necessary for immediate effect, this
20 Act takes effect September 1, 2011.