

1-1 By: Hochberg (Senate Sponsor - Patrick) H.B. No. 370  
1-2 (In the Senate - Received from the House March 31, 2011;  
1-3 April 7, 2011, read first time and referred to Committee on  
1-4 Education; May 6, 2011, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;  
1-6 May 6, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 370 By: Patrick

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

1-10 relating to the eligibility of a student to participate in  
1-11 extracurricular activities or competitions after transferring or  
1-12 moving from one public school to another.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subchapter D, Chapter 33, Education Code, is  
1-15 amended by adding Section 33.088 to read as follows:

1-16 Sec. 33.088. ELIGIBILITY OF CERTAIN TRANSFER STUDENTS. (a)  
1-17 Except as provided by Subsection (b), a student who transfers to a  
1-18 school or moves into the attendance zone of a school for the purpose  
1-19 of participating in a specific extracurricular activity or a  
1-20 specific University Interscholastic League competition offered at  
1-21 that school is not ineligible to participate in the activity or  
1-22 competition if:

1-23 (1) the activity or competition is not offered at the  
1-24 school from which the student transferred or moved; and

1-25 (2) the student is otherwise eligible to participate  
1-26 in the activity or competition.

1-27 (b) The University Interscholastic League may adopt rules  
1-28 providing that a student who two or more times during a school year  
1-29 transfers to a school or moves into the attendance zone of a school  
1-30 for the purpose of participating in a specific league competition  
1-31 offered at that school is ineligible to participate in the  
1-32 competition.

1-33 SECTION 2. This Act applies beginning with the 2011-2012  
1-34 school year.

1-35 SECTION 3. This Act takes effect immediately if it receives  
1-36 a vote of two-thirds of all the members elected to each house, as  
1-37 provided by Section 39, Article III, Texas Constitution. If this  
1-38 Act does not receive the vote necessary for immediate effect, this  
1-39 Act takes effect September 1, 2011.

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