

By: Lucio

S.B. No. 406

A BILL TO BE ENTITLED

AN ACT

relating to a notification requirement if a counselor is not assigned to a public school campus.

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

SECTION 1. Subchapter A, Chapter 33, Education Code, is amended by adding Section 33.008 to read as follows:

Sec. 33.008. PARENTAL NOTIFICATION CONCERNING SCHOOL COUNSELORS. (a) A public school, including an open-enrollment charter school, that does not have a full-time school counselor certified under Subchapter B, Chapter 21, assigned to the campus for more than 30 consecutive instructional days during the same school year shall provide written notice of the absence of a counselor to the parent of or other person standing in parental relation to each student enrolled in the school.

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

(c) The school shall:

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

(2) retain a copy of any notice provided under this

1 section.

2 (d) The commissioner may adopt necessary rules regarding  
3 notice to a parent or other person standing in parental relation of  
4 the absence of a school counselor at the campus.

5 SECTION 2. This Act applies beginning with the 2011-2012  
6 school year.

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