

By: Ellis

S.B. No. 733

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a notification requirement if a public school campus or
3 open-enrollment charter school does not have a nurse assigned to
4 the campus during all instructional hours.

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

6 SECTION 1. Subchapter A, Chapter 38, Education Code, is
7 amended by adding Section 38.021 to read as follows:

8 Sec. 38.021. PARENTAL NOTIFICATION CONCERNING SCHOOL
9 NURSES. (a) A public school, including an open-enrollment charter
10 school, that does not have a full-time school nurse or the
11 equivalent of a full-time school nurse assigned to the campus for
12 more than 30 consecutive instructional days during the same school
13 year shall provide written notice of the absence of a nurse to the
14 parent of or other person standing in parental relation to each
15 student enrolled in the school.

16 (b) A school has the equivalent of a full-time school nurse
17 under Subsection (a) if the school has one or more nurses licensed
18 under Chapter 301, Occupations Code, assigned to the school and
19 those nurses' combined assignments cover all regular student
20 instructional hours at a campus during the regular school day.

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

1 (d) The school shall:

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

6 (2) retain a copy of any notice provided under this
7 section.

8 SECTION 2. This Act applies beginning with the 2011-2012
9 school year.

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