

1-1 By: Naishtat (Senate Sponsor - West) H.B. No. 1804
 1-2 (In the Senate - Received from the House April 27, 2015;
 1-3 April 28, 2015, read first time and referred to Committee on Health
 1-4 and Human Services; May 22, 2015, reported favorably by the
 1-5 following vote: Yeas 9, Nays 0; May 22, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to notice by campuses and open-enrollment charter schools
 1-20 about events that may significantly impact the education of certain
 1-21 foster children.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 25.007(b), Education Code, as amended by
 1-24 Chapters 688 (H.B. 2619) and 1354 (S.B. 1404), Acts of the 83rd
 1-25 Legislature, Regular Session, 2013, is reenacted and amended to
 1-26 read as follows:

1-27 (b) In recognition of the challenges faced by students in
 1-28 substitute care, the agency shall assist the transition of
 1-29 substitute care students from one school to another by:

1-30 (1) ensuring that school records for a student in
 1-31 substitute care are transferred to the student's new school not
 1-32 later than the 10th working day after the date the student begins
 1-33 enrollment at the school;

1-34 (2) developing systems to ease transition of a student
 1-35 in substitute care during the first two weeks of enrollment at a new
 1-36 school;

1-37 (3) developing procedures for awarding credit,
 1-38 including partial credit if appropriate, for course work, including
 1-39 electives, completed by a student in substitute care while enrolled
 1-40 at another school;

1-41 (4) promoting practices that facilitate access by a
 1-42 student in substitute care to extracurricular programs, summer
 1-43 programs, credit transfer services, electronic courses provided
 1-44 under Chapter 30A, and after-school tutoring programs at nominal or
 1-45 no cost;

1-46 (5) establishing procedures to lessen the adverse
 1-47 impact of the movement of a student in substitute care to a new
 1-48 school;

1-49 (6) entering into a memorandum of understanding with
 1-50 the Department of Family and Protective Services regarding the
 1-51 exchange of information as appropriate to facilitate the transition
 1-52 of students in substitute care from one school to another;

1-53 (7) encouraging school districts and open-enrollment
 1-54 charter schools to provide services for a student in substitute
 1-55 care in transition when applying for admission to postsecondary
 1-56 study and when seeking sources of funding for postsecondary study;

1-57 (8) requiring school districts, campuses, and
 1-58 open-enrollment charter schools to accept a referral for special
 1-59 education services made for a student in substitute care by a school
 1-60 previously attended by the student;

1-61 (9) requiring school districts, campuses, and

2-1 open-enrollment charter schools to provide notice to the child's
2-2 educational decision-maker and caseworker regarding events that
2-3 may significantly impact the education of a child, including:

2-4 (A) requests or referrals for an evaluation under
2-5 Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794), or
2-6 special education under Section 29.003;

2-7 (B) admission, review, and dismissal committee
2-8 meetings;

2-9 (C) manifestation determination reviews required
2-10 by Section 37.004(b);

2-11 (D) any disciplinary actions under Chapter 37 for
2-12 which parental notice is required;

2-13 (E) citations issued for Class C misdemeanor
2-14 offenses on school property or at school-sponsored activities;

2-15 (F) reports of restraint and seclusion required
2-16 by Section 37.0021; and

2-17 (G) use of corporal punishment as provided by
2-18 Section 37.0011; ~~and~~

2-19 (10) developing procedures for allowing a student in
2-20 substitute care who was previously enrolled in a course required
2-21 for graduation the opportunity, to the extent practicable, to
2-22 complete the course, at no cost to the student, before the beginning
2-23 of the next school year;

2-24 (11) ensuring that a student in substitute care who is
2-25 not likely to receive a high school diploma before the fifth school
2-26 year following the student's enrollment in grade nine, as
2-27 determined by the district, has the student's course credit accrual
2-28 and personal graduation plan reviewed; ~~and~~

2-29 (12) ensuring that a student in substitute care who is
2-30 in grade 11 or 12 be provided information regarding tuition and fee
2-31 exemptions under Section 54.366 for dual-credit or other courses
2-32 provided by a public institution of higher education for which a
2-33 high school student may earn joint high school and college credit;
2-34 and

2-35 (13) ~~(10)~~ providing other assistance as identified
2-36 by the agency.

2-37 SECTION 2. Section 25.007(b), Education Code, as amended by
2-38 this Act, applies beginning with the 2015-2016 school year.

2-39 SECTION 3. To the extent of any conflict, this Act prevails
2-40 over another Act of the 84th Legislature, Regular Session, 2015,
2-41 relating to nonsubstantive additions to and corrections in enacted
2-42 codes.

2-43 SECTION 4. This Act takes effect September 1, 2015.

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