

By: Stickland, Keough, Raymond,
King of Taylor

H.B. No. 2799

Substitute the following for H.B. No. 2799:

By: Raymond

C.S.H.B. No. 2799

A BILL TO BE ENTITLED

AN ACT

relating to home-school education for foster children.

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

SECTION 1. Subchapter A, Chapter 263, Family Code, is amended by adding Section 263.0045 to read as follows:

Sec. 263.0045. EDUCATION IN HOME SETTING FOR FOSTER CHILDREN. On request of a person providing substitute care for a child who is in the managing conservatorship of the department, the department shall allow the person to provide the child with an education in a home setting unless:

(1) the right of the department to allow the education of the child in a home setting has been specifically limited by court order;

(2) a court at a hearing conducted under this chapter finds, on good cause shown through evidence presented by the department in accordance with the applicable provisions in the department's child protective services handbook (CPS August 2013), that education in the home setting is not in the best interest of the child; or

(3) the department determines that federal law requires another school setting.

SECTION 2. This Act takes effect September 1, 2015.