

By: Kolkhorst

S.B. No. 481

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the entitlement of certain public school students to  
3 transfer to a school district offering in-person instruction.

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

5 SECTION 1. Subchapter B, Chapter 25, Education Code, is  
6 amended by adding Section 25.045 to read as follows:

7 Sec. 25.045. TRANSFER TO DISTRICT OFFERING IN-PERSON  
8 INSTRUCTION. (a) In this section, "virtual instruction" means  
9 instructional activities delivered to students primarily over the  
10 Internet.

11 (b) A student enrolled in a school district that offers only  
12 virtual instruction for any part of a school year may transfer for  
13 that school year to another school district that offers in-person  
14 instruction during that school year.

15 (c) A student who transfers to another school district under  
16 this section may not be charged tuition. The student is included in  
17 the average daily attendance of the district in which the student  
18 attends school.

19 (d) The commissioner may adopt rules necessary to implement  
20 this section.

21 SECTION 2. This Act applies beginning with the 2021-2022  
22 school year.

23 SECTION 3. This Act takes effect immediately if it receives  
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this  
2 Act does not receive the vote necessary for immediate effect, this  
3 Act takes effect September 1, 2021.