

BILL ANALYSIS

Senate Research Center
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H.B. 5167
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Education
5/16/2023
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

H.B. 5167 amends the Education Code to establish that provisions regarding educational records and enrollment, placement and attendance in educational courses, eligibility for enrollment, and graduation of the Interstate Compact on Educational Opportunity for Military Children apply as follows:

- to a child of a veteran of the uniformed services who was discharged or released through retirement, for a period of four years after the date of the veteran's retirement, if the veteran returns to the veteran's home of record on military orders; and
- to a child of a member of the uniformed services who died on active duty or as a result of injuries sustained on active duty, for a period of four years after the member's death.

The bill requires each public school district and open-enrollment charter school that maintains a website to post on the district's or charter school's website an easily accessible link to information regarding the compact and the additional protections provided by the bill.

H.B. 5167 defines "uniformed services" as the United States Army, Navy, Air Force, Space Force, Marine Corps, or Coast Guard, the Commissioned Corps of the National Oceanic and Atmospheric Administration, or the Commissioned Corps of the United States Public Health Service.

H.B. 5167 applies beginning with the 2023-2024 school year.

H.B. 5167 amends current law relating to protections for certain military dependents enrolled in a public school.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Subchapter Z, Chapter 25, Education Code, by adding Section 25.906, as follows:

Sec. 25.906. PROTECTIONS FOR CERTAIN MILITARY DEPENDENTS. (a) Defines "compact" and "uniformed services."

(b) Provides that the provisions of Articles IV, V, VI, and VII of the Interstate Compact on Educational Opportunity for Military Children (compact) apply to the following children as if those children were children described by Article III of the compact:

(1) a child of a veteran of the uniformed services who was discharged or released through retirement, for a period of four years after the date of the veteran's retirement, if the veteran returns to the veteran's home of record on military orders; and

(2) a child of a member of the uniformed services who dies on active duty or as a result of injuries sustained on active duty, for a period of four years after the member's death.

(c) Requires each school district and open-enrollment charter school that maintains an Internet website to post on the district's or school's Internet website an easily accessible link to information regarding the compact and the additional protections provided by this section.

SECTION 2. Provides that this Act applies beginning with the 2023–2024 school year.

SECTION 3. Effective date: upon passage or September 1, 2023.