

1-1 By: Buckingham, Campbell, Hinojosa S.B. No. 676
 1-2 (In the Senate - Filed February 6, 2019; March 1, 2019, read
 1-3 first time and referred to Committee on Education; April 8, 2019,
 1-4 reported favorably by the following vote: Yeas 10, Nays 0;
 1-5 April 8, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Taylor	X			
1-8 Lucio	X			
1-9 Bettencourt	X			
1-10 Campbell	X			
1-11 Fallon	X			
1-12 Hall	X			
1-13 Hughes			X	
1-14 Paxton	X			
1-15 Powell	X			
1-16 Watson	X			
1-17 West	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to establishing residency for purposes of admission into
 1-22 public schools.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 25.001, Education Code, is amended by
 1-25 adding Subsections (c-1) and (c-2) to read as follows:

1-26 (c-1) A person whose parent or guardian is an active-duty
 1-27 member of the armed forces of the United States, including the state
 1-28 military forces or a reserve component of the armed forces, may
 1-29 establish residency for purposes of Subsection (b) by providing to
 1-30 the school district a copy of a military order requiring the
 1-31 parent's or guardian's transfer to a military installation in or
 1-32 adjacent to the district's attendance zone.

1-33 (c-2) A person who establishes residency as provided by
 1-34 Subsection (c-1) shall provide to the school district proof of
 1-35 residence in the district's attendance zone not later than the 10th
 1-36 day after the arrival date specified in the order described by that
 1-37 subsection. For purposes of this subsection, "residence" includes
 1-38 residence in a military temporary lodging facility.

1-39 SECTION 2. Section 12.104(b), Education Code, as amended by
 1-40 Chapters 324 (S.B. 1488), 522 (S.B. 179), and 735 (S.B. 1153), Acts
 1-41 of the 85th Legislature, Regular Session, 2017, is reenacted and
 1-42 amended to read as follows:

1-43 (b) An open-enrollment charter school is subject to:

1-44 (1) a provision of this title establishing a criminal
 1-45 offense; and

1-46 (2) a prohibition, restriction, or requirement, as
 1-47 applicable, imposed by this title or a rule adopted under this
 1-48 title, relating to:

1-49 (A) the Public Education Information Management
 1-50 System (PEIMS) to the extent necessary to monitor compliance with
 1-51 this subchapter as determined by the commissioner;

1-52 (B) criminal history records under Subchapter C,
 1-53 Chapter 22;

1-54 (C) reading instruments and accelerated reading
 1-55 instruction programs under Section 28.006;

1-56 (D) accelerated instruction under Section
 1-57 28.0211;

1-58 (E) high school graduation requirements under
 1-59 Section 28.025;

1-60 (F) special education programs under Subchapter
 1-61 A, Chapter 29;

2-1 (G) bilingual education under Subchapter B,
2-2 Chapter 29;
2-3 (H) prekindergarten programs under Subchapter E
2-4 or E-1, Chapter 29;
2-5 (I) extracurricular activities under Section
2-6 33.081;
2-7 (J) discipline management practices or behavior
2-8 management techniques under Section 37.0021;
2-9 (K) health and safety under Chapter 38;
2-10 (L) public school accountability under
2-11 Subchapters B, C, D, F, G, and J, Chapter 39, and Chapter 39A;
2-12 (M) the requirement under Section 21.006 to
2-13 report an educator's misconduct;
2-14 (N) intensive programs of instruction under
2-15 Section 28.0213;
2-16 (O) the right of a school employee to report a
2-17 crime, as provided by Section 37.148; [~~and~~]
2-18 (P) bullying prevention policies and procedures
2-19 under Section 37.0832;
2-20 (Q) the right of a school under Section 37.0052
2-21 to place a student who has engaged in certain bullying behavior in a
2-22 disciplinary alternative education program or to expel the student;
2-23 [~~and~~]
2-24 (R) the right under Section 37.0151 to report to
2-25 local law enforcement certain conduct constituting assault or
2-26 harassment;
2-27 (S) [~~(P)~~] a parent's right to information
2-28 regarding the provision of assistance for learning difficulties to
2-29 the parent's child as provided by Sections 26.004(b)(11) and
2-30 26.0081(c) and (d); and
2-31 (T) establishment of residency under Section
2-32 25.001.

2-33 SECTION 3. This Act applies beginning with the 2019-2020
2-34 school year.

2-35 SECTION 4. To the extent of any conflict, this Act prevails
2-36 over another Act of the 86th Legislature, Regular Session, 2019,
2-37 relating to nonsubstantive additions to and corrections in enacted
2-38 codes.

2-39 SECTION 5. This Act takes effect immediately if it receives
2-40 a vote of two-thirds of all the members elected to each house, as
2-41 provided by Section 39, Article III, Texas Constitution. If this
2-42 Act does not receive the vote necessary for immediate effect, this
2-43 Act takes effect September 1, 2019.

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