

## **BILL ANALYSIS**

Senate Research Center  
84R9341 YDB-D

H.B. 1804  
By: Naishtat (West)  
Health & Human Services  
5/15/2015  
Engrossed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Interested parties contend that the intent of recent legislation relating to the educational needs of a child in substitute care has not been fully implemented and that the law could be interpreted as requiring only a school district to provide notice to such a child's educational decision-maker and caseworker regarding events that may significantly impact the education of the child. The parties note that the intent of the legislation was to also require a school campus and an open-enrollment charter school to provide such notice. H.B. 1804 seeks to clarify the applicable law.

H.B. 1804 amends current law relating to notice by campuses and open-enrollment charter schools about events that may significantly impact the education of certain foster children.

### **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. Reenacts Section 25.007(b), Education Code, as amended by Chapters 688 (H.B. 2619) and 1354 (S.B. 1404), Acts of the 83rd Legislature, Regular Session, 2013, and amends it, as follows:

(b) Requires the Texas Education Agency (TEA), in recognition of the challenges faced by students in substitute care, to assist the transition of substitute care students from one school to another by:

(1)-(8) Makes no change to these subdivisions;

(9) requiring school districts, campuses, and open-enrollment charter schools to provide notice to the child's educational decision-maker and caseworker regarding events that may significantly impact the education of a child, including:

(A)-(F) Makes no change to these paragraphs; and

(G) Makes a nonsubstantive change;

(10) Makes no change to this subdivision;

(11)-(13) Makes nonsubstantive changes to these subdivisions.

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

SECTION 3. Provides that, to the extent of any conflict, this Act prevails over another Act of the 84th Legislature, Regular Session, 2015, relating to nonsubstantive additions to and corrections in enacted codes.

SECTION 4. Effective date: September 1, 2015.