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BY: Leach

FLOOR AMENDMENT NO. \_\_\_\_\_

BY:

1 Amend C.S.H.B. No. 6 (house committee report) as follows:  
2 (1) Add the following appropriately numbered SECTIONS to the  
3 bill and renumber subsequent SECTIONS of the bill accordingly:  
4 SECTION \_\_\_\_\_. Section 29.041(3), Education Code, is amended  
5 to read as follows:  
6 (3) "Supplemental special education services" means an  
7 additive service that provides an educational benefit to a student  
8 receiving special education services under Subchapter A,  
9 including:  
10 (A) occupational therapy, physical therapy, and  
11 speech therapy; ~~and~~  
12 (B) private tutoring and other supplemental  
13 private instruction or programs; and  
14 (C) crisis prevention and intervention training  
15 for the student's parent or person standing in parental relation  
16 to the student.  
17 SECTION \_\_\_\_\_. Section 37.001(b-1), Education Code, is  
18 amended to read as follows:  
19 (b-1) The methods adopted under Subsection (a)(8) must  
20 provide that a student who is enrolled in a special education  
21 program under Subchapter A, Chapter 29, may not be disciplined in  
22 a manner that results in a change in the student's educational  
23 placement for conduct prohibited in accordance with Subsection  
24 (a)(7) until an admission, review, and dismissal committee meeting  
25 has been held to review the conduct.

SECTION \_\_\_\_ . Subchapter A, Chapter 37, is amended by adding  
Section 37.024 to read as follows:

Section 37.024. ANNUAL REPORT REGARDING EXPULSIONS,  
SUSPENSIONS, AND REMOVALS TO DISCIPLINARY ALTERNATIVE EDUCATION  
PROGRAMS. Not later than September 1, each school district and  
open-enrollment charter school shall prepare and submit to the  
agency an annual report regarding each expulsion, suspension, or  
removal of a student to a disciplinary alternative education  
program that occurred during the preceding school year,  
disaggregated by:

- (1) the type of removal;
- (2) the student's race;
- (3) the student's gender; and
- (4) the student's grade.

SECTION \_\_\_\_ . Section 37.055, Education Code, is amended by  
amending Subsections (a) and (b) and adding Subsections (a-1) and  
(a-2) to read as follows:

(a) On admitting a student to a school-community guidance  
center, placing a student in a disciplinary alternative education  
program, or expelling a student, a representative of the school  
district, the student, and the student's parent shall develop an  
agreement that specifies the responsibilities of the parent and  
the student. The agreement must include:

(1) a statement of the student's behavioral and  
learning objectives;

(2) a requirement that the parent attend specified  
meetings and conferences for teacher review of the student's  
progress; and

(3) the parent's acknowledgement that the parent  
understands and accepts the responsibilities imposed by the  
agreement regarding attendance at meetings and conferences and

1 assistance in meeting other objectives, defined by the district,  
2 to aid student remediation.

3 (a-1) The school district shall provide to the student's  
4 parent written notice of the meeting at which the agreement  
5 described by Subsection (a) will be developed and encourage the  
6 student's parent to attend the meeting. The district shall ensure  
7 the student's parent may attend the meeting in person or by  
8 telephone or video conference.

9 (a-2) If the student and the student's parent participate in  
10 the development and completion of the agreement described by  
11 Subsection (a), the school district shall review and may reduce  
12 the length of any discipline to be imposed on the student.

13 (b) The superintendent of the school district may obtain a  
14 court order from a district, county, or justice court in whose  
15 jurisdiction all or any part of the school district is located  
16 requiring a parent to fully, reasonably, and timely participate in  
17 the development of ~~[comply with]~~ an agreement ~~[made]~~ under this  
18 section and to comply with the agreement if the parent receives  
19 notice of a meeting to develop the agreement under Subsection (a-  
20 1) and fails to attend the meeting on two separate occasions. A  
21 parent who violates a court order issued under this subsection may  
22 be punished for contempt of court or by other appropriate judicial  
23 remedy.

24 (2) On page 4, lines 20 and 21, strike "Subsection (c-1)"  
25 and substitute "Subsections (c-1) and (c-2)".

26 (3) On page 6, line 12, strike "seriously".

27 (4) On page 6, between lines 14 and 15, insert the following:

28 (c-2) On receiving a written request from the student's  
29 parent or person standing in parental relation to the student, the  
30 campus administrator or district designee may at the  
31 administrator's or designee's sole discretion reassign a student  
32 placed in out-of-school suspension under Subsection (c) to an in-

1 school suspension for a period, notwithstanding Subsection (b),  
2 not to exceed 15 school days if the student's parent or person  
3 standing in parental relation to the student demonstrates through  
4 supporting information and documentation that the parent or person  
5 is unable to provide suitable supervision for the student during  
6 school hours during the period of the suspension. The alternative  
7 placement provided by this section may be used only in extenuating  
8 circumstances and may not be used as a routine replacement for  
9 out-of-school suspension. The school district shall maintain  
10 documentation of each reassignment under this subsection,  
11 including the parent's or person's request, the reason for the  
12 parent's or person's unavailability, and the supporting  
13 information and documentation.

14 (5) On page 14, line 20, between "program" and the underlined  
15 period, insert "and rules requiring school districts to provide  
16 basic professional development training for teachers providing  
17 instruction in a virtual disciplinary alternative education  
18 program".

19 (6) On page 17, line 19, strike "and".

20 (7) On page 17, strike line 23 and substitute the following:  
21 another person; and

22 (3) the district provided notice to the student's  
23 parent or person standing in parental relation to the student of:

24 (A) the results of the threat assessment conducted  
25 with respect to the student under Section 37.115; and

26 (B) the filing of a civil action under Subsection  
27 (b).

28 (8) On page 18, between lines 14 and 15, insert the following  
29 appropriately lettered subsection and reletter subsequent  
30 subsections accordingly:

31 ( ) Before the expiration of an order issued under  
32 Subsection (d) for a student enrolled in the school district's

1 special education program under Subchapter A, Chapter 29, the  
2 school district shall request from the student's parent or person  
3 standing in parental relation to the student consent for a  
4 qualified professional to conduct a functional behavioral  
5 assessment of the student.

6 (9) On page 19, lines 5 and 6, strike "Sections 37.001(b-1)  
7 and 37.007(i), Education Code, are" and substitute "Section  
8 37.007(i), Education Code, is".