

CHAPTER 404

S.B. No. 260

1 AN ACT

2 relating to the absence of a student from school to visit with a  
3 parent, stepparent, or guardian who will be or has been deployed on  
4 military duty.

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

6 SECTION 1. Section 25.087, Education Code, is amended by  
7 adding Subsection (b-4) and amending Subsection (d) to read as  
8 follows:

9 (b-4) A school district shall excuse a student whose parent,  
10 stepparent, or legal guardian is an active duty member of the  
11 uniformed services as defined by Section 162.002 and has been  
12 called to duty for, is on leave from, or immediately returned from  
13 continuous deployment of at least four months outside the locality  
14 where the parent, stepparent, or guardian regularly resides, to  
15 visit with the student's parent, stepparent, or guardian. A school  
16 district may not excuse a student under this subsection more than  
17 five days in a school year. An excused absence under this  
18 subsection must be taken:

19 (1) not earlier than the 60th day before the date of  
20 deployment; or

21 (2) not later than the 30th day after the date of  
22 return from deployment.

23 (d) A student whose absence is excused under Subsection (b),  
24 (b-2), (b-4), or (c) may not be penalized for that absence and shall

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1 be counted as if the student attended school for purposes of  
2 calculating the average daily attendance of students in the school  
3 district. A student whose absence is excused under Subsection (b),  
4 (b-2), (b-4), or (c) shall be allowed a reasonable time to make up  
5 school work missed on those days. If the student satisfactorily  
6 completes the school work, the day of absence shall be counted as a  
7 day of compulsory attendance.

8 SECTION 2. This Act takes effect immediately if it receives  
9 a vote of two-thirds of all the members elected to each house, as  
10 provided by Section 39, Article III, Texas Constitution. If this  
11 Act does not receive the vote necessary for immediate effect, this  
12 Act takes effect September 1, 2013.

David Dewhurst  
President of the Senate

Joe Straus  
Speaker of the House

I hereby certify that S.B. No. 260 passed the Senate on April 18, 2013, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 17, 2013, by the following vote: Yeas 31, Nays 0.

Ratsy Saw  
Secretary of the Senate

I hereby certify that S.B. No. 260 passed the House, with amendment, on May 14, 2013, by the following vote: Yeas 143, Nays 0, two present not voting.

Robert Haney  
Chief Clerk of the House

Approved:

14 JUNE '13  
Date

Rick Perry  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
10:11 O'CLOCK  
JUN 14 2013

[Signature]  
Secretary of State