

1 contract must provide the minimum days of service required under
2 Section 21.401.

3 (d) A school district may require educational support
4 personnel to provide service as necessary for an optional flexible
5 year program.

6 (e) The commissioner may adopt rules for the administration
7 of programs provided under this section.

8 SECTION 2. Subsection (a), Section 25.081, Education Code,
9 is amended to read as follows:

10 (a) Except as authorized under Subsection (b) of this
11 section, [~~or~~] Section 25.084, or Section 29.0821, for each school
12 year each school district must operate so that the district
13 provides for at least 180 days of instruction for students.

14 SECTION 3. Subsection (a), Section 42.005, Education Code,
15 is amended to read as follows:

16 (a) In this chapter, average daily attendance is:

17 (1) the quotient of the sum of attendance for each day
18 of the minimum number of days of instruction as described under
19 Section 25.081(a) divided by the minimum number of days of
20 instruction; or

21 (2) for a district that operates under a flexible year
22 program under Section 29.0821, the quotient of the sum of
23 attendance for each actual day of instruction as permitted by
24 Section 29.0821(b)(1) divided by the number of actual days of
25 instruction as permitted by Section 29.0821(b)(1).

26 SECTION 4. This Act takes effect immediately if it receives
27 a vote of two-thirds of all the members elected to each house, as

1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2003.

Jim Cusick

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 346 passed the Senate on March 12, 2003, by the following vote: Yeas 30, Nays 0; and that the Senate concurred in House amendment on May 30, 2003, by the following vote: Yeas 31, Nays 0.

Judy Saw

Secretary of the Senate

I hereby certify that S.B. No. 346 passed the House, with amendment, on May 28, 2003, by the following vote: Yeas 134, Nays 0, two present not voting.

Robert Haney

Chief Clerk of the House

Approved:

20 JUN '03

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
9:30 PM O'CLOCK

Leann Shea
JUN 20 2003
Secretary of State