

Bill Summary
2nd Session of the 59th Legislature

Bill No.:	HB 3386
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Author:	Sen. Treat
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Bill Analysis

HB 3386 requires school sites to approve intra-district transfers unless the grade level of the receiving school site has reached capacity. It states that if the capacity of a grade level is insufficient to enroll all eligible students, the district shall select intra-district transfer students with certain prioritization, including students who attended the school site the prior year and siblings of students attending the site, and then based on the order in which the transfer applications were received. The measure requires school district boards of education to adopt intra-district transfer capacities for each grade level at each school site by July 1, 2024, which is to be publicly posted on the district's website. It directs boards of education by the first day of January, April, July, and October of each year to establish the intra-district transfer capacity for each grade level at each school site.

The measure also modifies provisions regarding the transfer of students with disabilities. The bill allows the parent or legal guardian of a student with disabilities whose transfer is denied to appeal the decision to the receiving school district board of education, and if the board denies the appeal, the parent or legal guardian can appeal further to the State Board of Education. It directs school district boards of education to annually report to the State Department of Education the number of transfer requests for students with disabilities approved or denied. It also directs Office of Educational Quality and Accountability to randomly audit 10% of school districts' approved and denied transfers. If OEQA finds inaccurate reporting of capacity levels, it directs the district to comply with recommended changes.

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