

109TH CONGRESS
1ST SESSION

H. R. 2108

To amend the Servicemembers Civil Relief Act to prevent the disruption of the education of children who change residence based on the military service of a reserve component parent who is deployed overseas.

IN THE HOUSE OF REPRESENTATIVES

MAY 4, 2005

Ms. SLAUGHTER (for herself, Ms. GINNY BROWN-WAITE of Florida, Ms. JACKSON-LEE of Texas, Mr. GRIJALVA, Mr. LYNCH, Mr. PALLONE, Mr. SCOTT of Georgia, Mr. CARDOZA, Mr. CROWLEY, Ms. SOLIS, Mr. RANGEL, Mr. WEXLER, Mr. CONYERS, and Mrs. MCCARTHY) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend the Servicemembers Civil Relief Act to prevent the disruption of the education of children who change residence based on the military service of a reserve component parent who is deployed overseas.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Safeguarding School-
5 children of Deployed Soldiers Act of 2005”.

1 **SEC. 2. RELIEF FOR SCHOOLCHILDREN CHANGING RESI-**
2 **DENCE BASED ON MILITARY SERVICE OF RE-**
3 **SERVIST PARENT.**

4 (a) UNINTERRUPTED ATTENDANCE AT SCHOOL.—
5 Title VII of the Servicemembers Civil Relief Act (50
6 U.S.C. App. 591 et seq.) is amended by adding at the end
7 the following new section:

8 **“SEC. 707. CONTINUITY OF ATTENDANCE AT SCHOOL OF**
9 **CHILDREN OF CERTAIN PARENTS IN MILI-**
10 **TARY SERVICE.**

11 “(a) ATTENDANCE FOR SCHOOLCHILDREN.—For the
12 duration of the military service on which a child’s change
13 of residence is based and at the request of a child’s parent,
14 a State educational agency or local educational agency
15 shall, for purposes of enrollment (including tuition, fees,
16 and costs) in elementary school or secondary school, treat
17 a child who changes residence based on the qualifying mili-
18 tary service of one or both of the child’s parents as if the
19 child has the residence the child had before the change
20 of residence, and the child shall be deemed, for all other
21 purposes relating to enrollment, to have the residence the
22 child had before the change of residence.

23 “(b) QUALIFYING MILITARY SERVICE.—For pur-
24 poses of this section, qualifying military service is military
25 service to which a member of a reserve component of the

1 uniformed services is ordered that includes a period of de-
2 ployment to a location outside the United States.

3 “(c) NO PROVISION OF TRANSPORTATION.—No
4 State educational agency or local educational agency shall
5 be responsible for the transportation of a child described
6 in subsection (a) to or from school by reason of subsection
7 (a).

8 “(d) DEFINITIONS.—In this section, the terms
9 ‘child’, ‘parent’, ‘State educational agency’, ‘local edu-
10 cational agency’, ‘elementary school’, and ‘secondary
11 school’ have the meanings given those terms in section
12 9101 of the Elementary and Secondary Education Act of
13 1965 (20 U.S.C. 7801).”.

14 (b) TRANSITIONAL PROVISION.—Not later than 30
15 days after the date of the enactment of this Act, a State
16 educational agency or local educational agency that serves
17 the area where a child is deemed to reside pursuant to
18 section 707(a) of the Servicemembers Civil Relief Act, as
19 added by subsection (a), shall facilitate the re-enrollment
20 of the child if such re-enrollment is necessary to be in com-
21 pliance with such section.

22 (c) CLERICAL AMENDMENT.—The table of contents
23 in section 1(b) of the Servicemembers Civil Relief Act is
24 amended by adding at the end the following new item:

“707. Continuity of attendance at school of children with certain parents in military service.”.

