

By: Sparks, et al.

S.B. No. 1224

A BILL TO BE ENTITLED

AN ACT

relating to the reporting of certain public or private school employee misconduct to local law enforcement.

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

SECTION 1. Section 21.006, Education Code, is amended by adding Subsection (b-3) and amending Subsections (i) and (j) to read as follows:

(b-3) The superintendent or director of a school district, district of innovation, open-enrollment charter school, other charter entity, regional education service center, or shared services arrangement shall provide written notice to the police department of the municipality in which the entity is located or, if the entity is not in a municipality, the sheriff of the county in which the entity is located not later than 48 hours after the date the superintendent or director has reasonable cause to believe that an educator is alleged to have engaged in misconduct described by Subsection (b)(2)(A) or (A-1).

(i) If an educator serving as a superintendent or director is required to provide notice under Subsection (b-3) or file a report under Subsection (c) and fails to provide notice or file the report by the date required by the applicable ~~[that]~~ subsection, or if an educator serving as a principal is required to notify a superintendent or director about an educator's criminal record or alleged incident of misconduct under Subsection (b-2) and fails to

1 provide the notice by the date required by that subsection, the
2 State Board for Educator Certification may impose on the educator
3 an administrative penalty of not less than \$500 and not more than
4 \$10,000. The State Board for Educator Certification may not renew
5 the certification of an educator against whom an administrative
6 penalty is imposed under this subsection until the penalty is paid.

7 (j) A superintendent or director required to provide notice
8 under Subsection (b-3) or file a report under Subsection (c)
9 commits an offense if the superintendent or director fails to
10 provide notice or file the report by the date required by the
11 applicable ~~[that]~~ subsection with intent to conceal an educator's
12 criminal record or alleged incident of misconduct. A principal
13 required to notify a superintendent or director about an educator's
14 criminal record or alleged incident of misconduct under Subsection
15 (b-2) commits an offense if the principal fails to provide the
16 notice by the date required by that subsection with intent to
17 conceal an educator's criminal record or alleged incident of
18 misconduct. An offense under this subsection is a state jail
19 felony.

20 SECTION 2. Section [21.0062](#), Education Code, is amended by
21 adding Subsection (d-1) and amending Subsections (e), (g), and (h)
22 to read as follows:

23 (d-1) The chief administrative officer of a private school
24 shall provide written notice to the police department of the
25 municipality in which the school is located or, if the school is not
26 in a municipality, the sheriff of the county in which the school is
27 located not later than 48 hours after the date the chief

1 administrative officer has reasonable cause to believe that a
2 private school educator is alleged to have engaged in misconduct
3 described by Subsection (b)(2).

4 (e) The report filed with the State Board for Educator
5 Certification under Subsection (d) must be:

6 (1) in writing; and

7 (2) in a form prescribed by the board.

8 (g) A chief administrative officer of a private school or
9 any other person who in good faith files a report with the State
10 Board for Educator Certification under Subsection (d), provides
11 notice to a police department or sheriff under Subsection (d-1),
12 ~~[this section]~~ or communicates with a chief administrative officer
13 or other administrator of a private school concerning the criminal
14 record of or an alleged incident of misconduct by a private school
15 educator is immune from civil or criminal liability that might
16 otherwise be incurred or imposed.

17 (h) The name of a student or minor who is the victim of abuse
18 or unlawful conduct by a private school educator must be included in
19 a report filed with the State Board for Educator Certification
20 under Subsection (d) ~~[this section]~~, but the name of the student or
21 minor is not public information under Chapter 552, Government Code.

22 SECTION 3. Section 22.093, Education Code, is amended by
23 adding Subsection (c-1) and amending Subsections (i) and (k) to
24 read as follows:

25 (c-1) The superintendent or director of a school district,
26 district of innovation, open-enrollment charter school, other
27 charter entity, regional education service center, or shared

1 services arrangement shall provide written notice to the police
2 department of the municipality in which the entity is located or, if
3 the entity is not in a municipality, the sheriff of the county in
4 which the entity is located not later than 48 hours after the date
5 the superintendent or director has reasonable cause to believe that
6 an employee is alleged to have engaged in misconduct described by
7 Subsection (c)(1)(A) or (B).

8 (i) The commissioner shall refer an educator who fails to
9 provide notice under Subsection (c-1) or file a report in violation
10 of Subsection (f) to the State Board for Educator Certification,
11 and the board shall determine whether to impose sanctions against
12 the educator.

13 (k) A superintendent or director required to provide notice
14 under Subsection (c-1) or file a report under Subsection (f)
15 commits an offense if the superintendent or director fails to
16 provide notice or file the report by the date required by the
17 applicable ~~[that]~~ subsection with intent to conceal an employee's
18 criminal record or alleged incident of misconduct. A principal
19 required to notify a superintendent or director about an employee's
20 alleged incident of misconduct under Subsection (e) commits an
21 offense if the principal fails to provide the notice by the date
22 required by that subsection with intent to conceal an employee's
23 alleged incident of misconduct. An offense under this subsection
24 is a state jail felony.

25 SECTION 4. This Act takes effect September 1, 2025.