

1-1 By: Staples S.B. No. 11
1-2 (In the Senate - Filed March 11, 2005; March 21, 2005, read
1-3 first time and referred to Committee on Transportation and Homeland
1-4 Security; March 31, 2005, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;
1-6 March 31, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 11 By: Staples

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to security in public schools.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subchapter D, Chapter 37, Education Code, is
1-13 amended by adding Section 37.108 to read as follows:

1-14 Sec. 37.108. MULTHAZARD EMERGENCY OPERATIONS PLAN;
1-15 SECURITY AUDIT. (a) Each school district shall adopt and
1-16 implement a multihazard emergency operations plan for use in
1-17 district schools. The plan must address mitigation, preparedness,
1-18 response, and recovery as recommended by the United States
1-19 Department of Homeland Security. The plan must provide for:

1-20 (1) district employee training in responding to an
1-21 emergency;

1-22 (2) mandatory school drills to prepare district
1-23 students and employees for responding to an emergency;

1-24 (3) measures to ensure coordination with local
1-25 emergency management agencies, law enforcement, and fire
1-26 departments in the event of an emergency; and

1-27 (4) the implementation of a security audit as required
1-28 by Subsection (b).

1-29 (b) At least once every three years, a school district shall
1-30 conduct a security audit of the district's facilities. To the
1-31 extent possible, a district shall follow security audit procedures
1-32 developed by the Texas School Safety Center or a comparable public
1-33 or private entity.

1-34 (c) A school district shall report the results of the
1-35 security audit conducted under Subsection (b) to the district's
1-36 board of trustees.

1-37 SECTION 2. Subsection (a), Section 37.203, Education Code,
1-38 is amended to read as follows:

1-39 (a) The center is advised [~~governed~~] by a board of directors
1-40 composed of:

1-41 (1) the attorney general, or the attorney general's
1-42 designee;

1-43 (2) the commissioner, or the commissioner's designee;

1-44 (3) the executive director of the Texas Juvenile
1-45 Probation Commission, or the executive director's designee;

1-46 (4) the executive director of the Texas Youth
1-47 Commission, or the executive director's designee;

1-48 (5) the commissioner of the Texas Department of Mental
1-49 Health and Mental Retardation, or the commissioner's designee; and

1-50 (6) the following members appointed by the governor
1-51 with the advice and consent of the senate:

1-52 (A) a juvenile court judge;

1-53 (B) a member of a school district's board of
1-54 trustees;

1-55 (C) an administrator of a public primary school;

1-56 (D) an administrator of a public secondary
1-57 school;

1-58 (E) a member of the state parent-teacher
1-59 association;

1-60 (F) a teacher from a public primary or secondary
1-61 school;

1-62 (G) a public school superintendent who is a
1-63 member of the Texas Association of School Administrators;

2-1 (H) a school district police officer or a peace
2-2 officer whose primary duty consists of working in a public school;
2-3 and

2-4 (I) two members of the public.

2-5 SECTION 3. Section 37.205, Education Code, is amended to
2-6 read as follows:

2-7 Sec. 37.205. SAFETY TRAINING PROGRAMS. The center shall
2-8 conduct for school districts a safety training program that
2-9 includes:

2-10 (1) development of a positive school environment and
2-11 proactive safety measures designed to address local concerns;

2-12 (2) school safety courses for law enforcement
2-13 officials, with a focus on school district police officers and
2-14 school resource officers;

2-15 (3) discussion of school safety issues with parents
2-16 and community members; ~~and~~

2-17 (4) specialized training for the staff of disciplinary
2-18 alternative education programs and juvenile justice alternative
2-19 education programs; and

2-20 (5) assistance in developing a multihazard emergency
2-21 operations plan for adoption under Section 37.108.

2-22 SECTION 4. Subchapter G, Chapter 37, Education Code, is
2-23 amended by adding Section 37.2051 to read as follows:

2-24 Sec. 37.2051. SECURITY CRITERIA FOR INSTRUCTIONAL
2-25 FACILITIES. The center shall develop security criteria that school
2-26 districts may consider in the design of instructional facilities.

2-27 SECTION 5. Subsection (b), Section 37.215, Education Code,
2-28 is amended to read as follows:

2-29 (b) The center ~~board~~ shall biannually prepare a budget
2-30 request ~~for the center~~ for submission to the legislature.

2-31 SECTION 6. Subchapter A, Chapter 46, Education Code, is
2-32 amended by adding Section 46.0081 to read as follows:

2-33 Sec. 46.0081. SECURITY CRITERIA IN DESIGN OF INSTRUCTIONAL
2-34 FACILITIES. A school district that constructs a new instructional
2-35 facility or conducts a major renovation of an existing
2-36 instructional facility using funds allotted to the district under
2-37 this subchapter shall consider, in the design of the instructional
2-38 facility, security criteria developed by the Texas School Safety
2-39 Center under Section 37.2051.

2-40 SECTION 7. (a) Not later than December 1, 2005, the Texas
2-41 School Safety Center shall:

2-42 (1) develop a school safety program that includes
2-43 assistance to school districts in developing a multihazard
2-44 emergency operations plan as required by Section 37.205, Education
2-45 Code, as amended by this Act; and

2-46 (2) develop security criteria for the construction and
2-47 renovation of school district instructional facilities as required
2-48 by Section 37.2051, Education Code, as added by this Act.

2-49 (b) Not later than March 1, 2006, each school district shall
2-50 adopt a multihazard emergency operations plan as required by
2-51 Section 37.108, Education Code, as added by this Act.

2-52 SECTION 8. This Act takes effect September 1, 2005.

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