

By: Walle

H.B. No. 348

Substitute the following for H.B. No. 348:

By: Fletcher

C.S.H.B. No. 348

A BILL TO BE ENTITLED

1 AN ACT
2 relating to education and training for certain school district
3 peace officers and school resource officers employed by a school
4 district.

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

6 SECTION 1. The heading to Subchapter M, Chapter 1701,
7 Occupations Code, is amended to read as follows:

8 SUBCHAPTER M. SCHOOL [~~VISITING~~] RESOURCE OFFICERS AND [~~OFFICER IN~~
9 ~~PUBLIC~~] SCHOOL DISTRICT PEACE OFFICERS

10 SECTION 2. Subchapter M, Chapter 1701, Occupations Code, is
11 amended by adding Section 1701.604 to read as follows:

12 Sec. 1701.604. EDUCATION AND TRAINING PROGRAM. (a) Except
13 as provided by Subsection (b), this section applies only to:

14 (1) a school district peace officer commissioned under
15 Section 37.081, Education Code; or

16 (2) a school resource officer, as defined by Section
17 1701.601.

18 (b) This section does not apply to a peace officer while the
19 peace officer is assigned to a school-sponsored event at which
20 formal classroom instruction is not offered.

21 (c) A peace officer may not serve as a school district peace
22 officer for more than 30 days unless the peace officer has completed
23 a 16-hour or longer education and training program approved by the
24 commission under this section, except as provided by Subsection

1 (d), and has received a certificate under Subsection (e). A peace
2 officer may not serve as a school resource officer for more than 90
3 days unless the officer has completed a 16-hour or longer education
4 and training program approved by the commission under this section,
5 except as provided by Subsection (d), and has received a
6 certificate under Subsection (e).

7 (d) A peace officer who has received comparable education
8 and training through the Bexar County children's crisis
9 intervention training program or the Texas School Safety Center at
10 Texas State University is not required to complete the education
11 and training program approved by the commission under this section
12 to serve as a school district peace officer or school resource
13 officer.

14 (e) The commission shall issue a professional achievement
15 or proficiency certificate to a peace officer on successful
16 completion of an education and training program:

17 (1) approved by the commission under this section; or

18 (2) described by Subsection (d).

19 (f) The commission shall appoint 12 members to a school
20 resource curriculum committee to develop the curriculum for the
21 education and training program under this section. The school
22 resource curriculum committee shall be composed as follows:

23 (1) one representative of the Bexar County children's
24 crisis intervention training program;

25 (2) one representative of the Texas School Safety
26 Center at Texas State University;

27 (3) one representative of the commission;

- 1 (4) one representative of the Texas Municipal Police
2 Association;
- 3 (5) one representative of the Texas Education Agency;
- 4 (6) one representative of a local mental health
5 authority, as defined by Section 571.003, Health and Safety Code;
- 6 (7) a peace officer with certification in crisis
7 intervention;
- 8 (8) a school district peace officer;
- 9 (9) one representative of an organization that
10 advocates for juvenile justice;
- 11 (10) one representative of an organization that
12 advocates for civil liberties;
- 13 (11) one representative of an organization
14 representing parents of public school students; and
- 15 (12) one representative of the Texas School District
16 Police Chiefs' Association.
- 17 (g) Members of the school resource curriculum committee
18 serve terms of two years.
- 19 (h) The school resource curriculum committee shall develop
20 the curriculum for the education and training program under this
21 section based on the model curriculum used for the Bexar County
22 children's crisis intervention training program and in accordance
23 with Subsection (i). The curriculum must be approved by the
24 commission. After developing the program, the committee may review
25 and revise the curriculum for the program annually or as the
26 committee determines necessary. Any revision must be approved by
27 the commission. In carrying out its duties, the committee may use

1 technology, including teleconferencing or videoconferencing, to
2 eliminate travel expenses.

3 (i) The curriculum for the education and training program
4 under this section must incorporate learning objectives regarding:

5 (1) child and adolescent development and psychology;

6 (2) positive behavioral interventions and supports,
7 conflict resolution techniques, and restorative justice
8 techniques;

9 (3) force usage limitations, including physical
10 restraint, and de-escalation techniques;

11 (4) children with disabilities or special needs,
12 including mental or behavioral health needs; and

13 (5) cultural competency.

14 (j) The education and training program under this section
15 may be provided:

16 (1) as a collaborative model within a community that:

17 (A) involves local stakeholders; and

18 (B) incorporates didactic and experiential
19 training using the best practice model of the Bexar County
20 children's crisis intervention training program;

21 (2) by a school determined appropriate for operation
22 under Section 1701.251; or

23 (3) as an online training program sponsored by an
24 online training provider if the training provider also provides
25 training under Section 1701.251.

26 (k) A school district may offer additional,
27 commission-approved preparatory education or training to its

1 school district peace officers and school resource officers.

2 (1) The superintendent of a school district that employs a
3 peace officer or to which a school resource officer is assigned
4 shall maintain on file the certification issued to the officer
5 under Subsection (e).

6 (m) Notwithstanding Section 1701.351(a), the commission may
7 not suspend the license of a peace officer solely because the peace
8 officer fails to meet the requirements of this section.

9 SECTION 3. Not later than March 31, 2012, the Commission on
10 Law Enforcement Officer Standards and Education shall approve the
11 curriculum for the education and training program as required by
12 Section 1701.604, Occupations Code, as added by this Act.

13 SECTION 4. Section 1701.604, Occupations Code, as added by
14 this Act, applies only to a school district peace officer or school
15 resource officer who is serving or has been assigned, appointed,
16 commissioned, or employed by a school district to serve in that
17 capacity on or after March 31, 2012.

18 SECTION 5. This Act takes effect September 1, 2011.