

By: Patrick

S.B. No. 1380

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the placement of video monitoring cameras in
3 self-contained classrooms providing special education services.

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

5 SECTION 1. Subsection (b), Section 26.009, Education Code,
6 is amended to read as follows:

7 (b) An employee of a school district is not required to
8 obtain the consent of a child's parent before the employee may make
9 a videotape of a child or authorize the recording of a child's voice
10 if the videotape or voice recording is to be used only for:

11 (1) purposes of safety, including the maintenance of
12 order and discipline in common areas of the school or on school
13 buses;

14 (2) a purpose related to a cocurricular or
15 extracurricular activity;

16 (3) a purpose related to regular classroom
17 instruction; ~~or~~

18 (4) media coverage of the school; or

19 (5) a purpose related to the promotion of student
20 safety under Section 29.022.

21 SECTION 2. Subchapter A, Chapter 29, Education Code, is
22 amended by adding Section 29.022 to read as follows:

23 Sec. 29.022. VIDEO SURVEILLANCE OF CLASSROOMS. (a) In
24 order to promote student safety, a school district shall provide

1 equipment for a school to place a video monitoring camera in a
2 self-contained classroom in which students receive special
3 services. Cameras placed under this section must be capable of
4 covering all areas of the classroom.

5 (b) Before a school places a video monitoring camera in a
6 classroom under this section, the school shall provide written
7 notice of the placement to the parents of a student receiving
8 special services in the self-contained classroom.

9 (c) A school district shall retain video recorded from a
10 camera placed under this section until at least the first
11 anniversary of the date the video was recorded.

12 (d) A school district may solicit and accept gifts, grants,
13 and donations from any person for use in placing video monitoring
14 cameras in classrooms under this section.

15 SECTION 3. This Act applies beginning with the 2013-2014
16 school year.

17 SECTION 4. This Act takes effect immediately if it receives
18 a vote of two-thirds of all the members elected to each house, as
19 provided by Section 39, Article III, Texas Constitution. If this
20 Act does not receive the vote necessary for immediate effect, this
21 Act takes effect September 1, 2013.