

By: White of Tyler

H.B. No. 810

A BILL TO BE ENTITLED

AN ACT

relating to employment of persons with professional qualifications
as public school teachers.

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

SECTION 1. Section 21.003, Education Code, is amended by
amending Subsection (a) and adding Subsection (a-2) to read as
follows:

(a) Except as provided by Subsection (a-2), a [A] person may
not be employed as a teacher, teacher intern or teacher trainee,
librarian, educational aide, administrator, educational
diagnostician, or school counselor by a school district unless the
person holds an appropriate certificate or permit issued as
provided by Subchapter B.

(a-2) Subject to the approval of the board of trustees, a
person with professional qualifications may be employed as a
teacher by a school district to teach introductory courses related
to the person's profession regardless of whether the person holds
an appropriate certificate or permit issued as provided by
Subchapter B. For purposes of this subsection, "person with
professional qualifications" means a person who engages in a
profession that requires the person to hold a license issued by the
appropriate state agency.

SECTION 2. Section 21.057(d), Education Code, is amended to
read as follows:

(d) For purposes of this section, "inappropriately certified or uncertified teacher":

(1) includes:

(A) an individual serving on an emergency certificate issued under Section 21.041(b)(2); or

(B) an individual who does not hold any certificate or permit issued under this chapter and is not employed as specified by Subdivision (2)(E) or (G); and

(2) does not include an individual:

(A) who is a certified teacher assigned to teach a class or classes outside his or her area of certification, as determined by rules proposed by the board in specifying the certificate required for each assignment;

(B) serving on a certificate issued due to a hearing impairment under Section 21.048;

(C) serving on a certificate issued pursuant to enrollment in an approved alternative certification program under Section 21.049;

(D) certified by another state or country and serving on a certificate issued under Section 21.052;

(E) serving on a school district teaching permit issued under Section 21.055; ~~[or]~~

(F) employed under a waiver granted by the commissioner pursuant to Section 7.056; or

(G) employed in accordance with Section 21.003(a-2).

SECTION 3. This Act takes effect immediately if it receives

H.B. No. 810

1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2015.