

SENATE AMENDMENTS

2nd Printing

By: Rose

H.B. No. 4056

A BILL TO BE ENTITLED

AN ACT

relating to certain research-based practices for use by public school personnel.

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

SECTION 1. Section 161.325, Health and Safety Code, is amended by amending Subsections (a), (a-2), and (c) and adding Subsection (a-3) to read as follows:

(a) The department, in coordination with the Texas Education Agency and regional education service centers, shall provide and annually update a list of recommended best practice-based programs in the areas specified under Subsection (a-1) and research-based practices in the areas specified under Subsection (a-2) for implementation in public elementary, junior high, middle, and high schools within the general education setting. Each school district may select from the list a program or programs or a practice or practices appropriate for implementation in the district.

(a-2) The list must include research-based practices in the following areas:

(1) physical or emotional trauma intervention;

(2) social and emotional learning;

(3) positive school climate; and

(4) positive behavior supports.

(a-3) The department, the Texas Education Agency, and each

1 regional education service center shall make the list easily
2 accessible on their websites.

3 (c) In developing the list of programs and practices, the
4 department and the Texas Education Agency shall consider:

5 (1) any existing suicide prevention method developed
6 by a school district; and

7 (2) any Internet or online course or program developed
8 in this state or another state that is based on best practices
9 recognized by the Substance Abuse and Mental Health Services
10 Administration or the Suicide Prevention Resource Center.

11 SECTION 2. This Act takes effect September 1, 2017.

ADOPTED

MAY 19 2017

Larry Green
Secretary of the Senate

By: *Tadric Lucio, Jr.*

H.B. No. 4056

Substitute the following for H.B. No. ~~400~~ 4056

By: *Tadric Lucio, Jr.*

C.S. H.B. No. 4056

A BILL TO BE ENTITLED

AN ACT

relating to a list of best practice-based programs and research-based practices in certain areas for implementation in public schools.

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

SECTION 1. Section 161.325, Health and Safety Code, is amended by amending Subsections (a), (a-1), (b), and (c) and adding Subsection (a-3) to read as follows:

(a) The department, in coordination with the Texas Education Agency and regional education service centers, shall provide and annually update a list of recommended best practice-based programs and research-based practices in the areas specified under Subsection (a-1) for implementation in public elementary, junior high, middle, and high schools within the general education setting. Each school district may select from the list a program or programs appropriate for implementation in the district.

(a-1) The list must include programs and practices in the following areas:

(1) early mental health intervention;

(2) building skills related to managing emotions, establishing and maintaining positive relationships, and responsible decision-making [~~mental health promotion and positive youth development~~];

- (3) substance abuse prevention;
- (4) substance abuse intervention; ~~and~~
- (5) suicide prevention;
- (6) trauma-informed practices;
- (7) positive school climates; and
- (8) positive behavior supports.

(a-3) For purposes of Subsection (a-1), "school climate" means the quality and character of school life, including interpersonal relationships, teaching and learning practices, and organizational structures, as experienced by students enrolled in the school district, parents of those students, and personnel employed by the district.

(b) The suicide prevention programs on the list must include components that provide for training counselors, teachers, nurses, administrators, and other staff, as well as law enforcement officers and social workers who regularly interact with students, to:

(1) recognize students at risk of committing suicide, including students who are or may be the victims of or who engage in bullying;

(2) recognize students displaying early warning signs and a possible need for early mental health or substance abuse intervention, which warning signs may include declining academic performance, depression, anxiety, isolation, unexplained changes in sleep or eating habits, and destructive behavior toward self and others; and

(3) intervene effectively with students described by

1 Subdivision (1) or (2) by providing notice and referral to a parent
2 or guardian so appropriate action, such as seeking mental health or
3 substance abuse services, may be taken by a parent or guardian.

4 (c) In developing the list of best practice-based programs
5 and research-based practices, the department and the Texas
6 Education Agency shall consider:

7 (1) any existing suicide prevention method developed
8 by a school district; and

9 (2) any Internet or online course or program developed
10 in this state or another state that is based on best practices
11 recognized by the Substance Abuse and Mental Health Services
12 Administration or the Suicide Prevention Resource Center.

13 SECTION 2. Section 21.044(c-1), Education Code, is amended
14 to read as follows:

15 (c-1) Any minimum academic qualifications for a certificate
16 specified under Subsection (a) that require a person to possess a
17 bachelor's degree must also require that the person receive, as
18 part of the training required to obtain that certificate,
19 instruction regarding mental health, substance abuse, and youth
20 suicide. The instruction required must:

21 (1) be provided through a program selected from the
22 list of recommended best practice-based programs and
23 research-based practices established under Section 161.325, Health
24 and Safety Code; and

25 (2) include effective strategies for teaching and
26 intervening with students with mental or emotional disorders,
27 including de-escalation techniques and positive behavioral

1 interventions and supports.

2 SECTION 3. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2017.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 20, 2017

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4056 by Rose (Relating to a list of best practice-based programs and research-based practices in certain areas for implementation in public schools.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code and the Education Code relating to a list of best practice-based programs and research-based practices in certain areas for implementation in public schools. The Department of State Health Services and the Texas Education Agency indicate that any costs associated with the bill could be absorbed within existing resources. Based on the LBB's analysis of the Health and Human Services Commission, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If the bill does not receive the vote necessary for immediate effect, the bill would take effect September 1, 2017.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 701 Texas Education Agency, 529 Health and Human Services Commission, 537 State Health Services, Department of

LBB Staff: UP, SD, THo, KCA, EP, RD

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 12, 2017

TO: Honorable Larry Taylor, Chair, Senate Committee on Education

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4056 by Rose (Relating to a list of best practice-based programs and research-based practices in certain areas for implementation in public schools.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code and the Education Code relating to a list of best practice-based programs and research-based practices in certain areas for implementation in public schools. The Department of State Health Services and the Texas Education Agency indicate that any costs associated with the bill could be absorbed within existing resources. Based on the LBB's analysis of the Health and Human Services Commission, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If the bill does not receive the vote necessary for immediate effect, the bill would take effect September 1, 2017.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 701 Texas Education Agency, 529 Health and Human Services Commission, 537 State Health Services, Department of

LBB Staff: UP, THo, KCA, EP, RD

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 9, 2017

TO: Honorable Larry Taylor, Chair, Senate Committee on Education

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4056 by Rose (Relating to certain research-based practices for use by public school personnel.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code relating to certain research-based practices for use by public school personnel. The Department of State Health Services and the Texas Education Agency indicate that any costs associated with the bill could be absorbed within existing resources. Based on the LBB's analysis of the Health and Human Services Commission, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take effect September 1, 2017.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 529 Health and Human Services Commission, 537 State Health Services, Department of, 701 Texas Education Agency

LBB Staff: UP, THo, KCA, EP, RD

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 27, 2017

TO: Honorable Richard Peña Raymond, Chair, House Committee on Human Services

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4056 by Rose (Relating to certain research-based practices for use by public school personnel.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code relating to certain research-based practices for use by public school personnel. The Department of State Health Services and the Texas Education Agency indicate that any costs associated with the bill could be absorbed within existing resources. Based on the LBB's analysis of the Health and Human Services Commission, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take effect September 1, 2017.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 529 Health and Human Services Commission, 537 State Health Services, Department of, 701 Texas Education Agency

LBB Staff: UP, KCA, EP, RD