86R28210 KJE-F

By:  King of Hemphill, González of El Paso, H.B. No. 2609

     Bernal

Substitute the following for H.B. No. 2609:

By:  Allison C.S.H.B. No. 2609

A BILL TO BE ENTITLED

AN ACT

relating to permissible teachers assigned to a bilingual education program and the permissible uses of the bilingual education allotment provided under the foundation school program.

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

SECTION 1.  Section 29.061, Education Code, is amended by amending Subsections (b) and (b-1) and adding Subsection (b-3) to read as follows:

(b)  Except as provided by Subsection (b-3), a [~~A~~] teacher assigned to a bilingual education program using one of the following program models must be appropriately certified for bilingual education by the board:

(1)  transitional bilingual/early exit program model; or

(2)  transitional bilingual/late exit program model.

(b-1)  Except as provided by Subsection (b-3), a [~~A~~] teacher assigned to a bilingual education program using a dual language immersion/one-way or two-way program model must be appropriately certified by the board for:

(1)  bilingual education for the component of the program provided in a language other than English; and

(2)  bilingual education or English as a second language for the component of the program provided in English.

(b-3)  A school district may assign to any bilingual education program a teacher certified for English as a second language for a school year if:

(1)  the commissioner has determined that there is a shortage of teachers certified for bilingual education by the board for the school year; and

(2)  a teacher certified for bilingual education is not reasonably available to the district.

SECTION 2.  Section 42.153(c), Education Code, is amended to read as follows:

(c)  A district's bilingual education or special language allocation may be used only for:

(1)  program and student evaluation;[~~,~~]

(2)  instructional materials and equipment;[~~,~~]

(3)  staff development, including assisting a teacher employed by the district in obtaining certification under Section 29.061;

(4)  supplemental staff expenses;[~~,~~]

(5)  salary supplements for teachers;[~~,~~] and

(6)  other supplies required for quality instruction and smaller class size.

SECTION 3.  This Act applies beginning with the 2019-2020 school year.

SECTION 4.  This Act takes 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 this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.