

1-1 By: Menéndez S.B. No. 1390  
 1-2 (In the Senate - Filed March 1, 2019; March 14, 2019, read  
 1-3 first time and referred to Committee on Education; April 23, 2019,  
 1-4 reported adversely, with favorable Committee Substitute by the  
 1-5 following vote: Yeas 11, Nays 0; April 23, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Taylor	X			
1-8 Lucio	X			
1-9 Bettencourt	X			
1-10 Campbell	X			
1-11 Fallon	X			
1-12 Hall	X			
1-13 Hughes	X			
1-14 Paxton	X			
1-15 Powell	X			
1-16 Watson	X			
1-17 West	X			

1-19 COMMITTEE SUBSTITUTE FOR S.B. No. 1390 By: West

1-20 A BILL TO BE ENTITLED  
 1-21 AN ACT

1-22 relating to suicide prevention in public school curriculum and  
 1-23 certain educational programs concerning suicide prevention and  
 1-24 substance abuse prevention.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Section 21.451(d), Education Code, is amended to  
 1-27 read as follows:

1-28 (d) The staff development:

1-29 (1) may include training in:

1-30 (A) technology;

1-31 (B) conflict resolution;

1-32 (C) discipline strategies, including classroom  
 1-33 management, district discipline policies, and the student code of  
 1-34 conduct adopted under Section 37.001 and Chapter 37;

1-35 (D) preventing, identifying, responding to, and  
 1-36 reporting incidents of bullying; and

1-37 (E) digital learning;

1-38 (2) subject to Subsection (e) and to Section 21.3541  
 1-39 and rules adopted under that section, must include training that is  
 1-40 evidence-based, as defined by Section 8101, Every Student Succeeds  
 1-41 Act (20 U.S.C. Section 7801), that:

1-42 (A) relates to instruction of students with  
 1-43 disabilities; and

1-44 (B) is designed for educators who work primarily  
 1-45 outside the area of special education; and

1-46 (3) must include suicide prevention training that must  
 1-47 be provided:

1-48 (A) on an annual basis, as part of a new employee  
 1-49 orientation, to all new school district and open-enrollment charter  
 1-50 school educators; and

1-51 (B) to existing school district and  
 1-52 open-enrollment charter school educators at least once every five  
 1-53 years ~~[on a schedule adopted by the agency by rule]~~.

1-54 SECTION 2. Section 28.002, Education Code, is amended by  
 1-55 amending Subsection (a) and adding Subsection (a-1) to read as  
 1-56 follows:

1-57 (a) Each school district that offers kindergarten through  
 1-58 grade 12 shall offer, as a required curriculum:

1-59 (1) a foundation curriculum that includes:

1-60 (A) English language arts;

2-1 (B) mathematics;  
 2-2 (C) science; and  
 2-3 (D) social studies, consisting of Texas, United  
 2-4 States, and world history, government, economics, with emphasis on  
 2-5 the free enterprise system and its benefits, and geography; and  
 2-6 (2) an enrichment curriculum that includes:  
 2-7 (A) to the extent possible, languages other than  
 2-8 English;  
 2-9 (B) health, with emphasis on:  
 2-10 (i) physical health, including the  
 2-11 importance of proper nutrition and exercise;  
 2-12 (ii) mental health, including instruction  
 2-13 on mental health conditions, substance abuse, skills to manage  
 2-14 emotions, establishing and maintaining positive relationships, and  
 2-15 responsible decision-making; and  
 2-16 (iii) suicide prevention, including  
 2-17 recognizing suicide-related risk factors and warning signs;  
 2-18 (C) physical education;  
 2-19 (D) fine arts;  
 2-20 (E) career and technology education;  
 2-21 (F) technology applications;  
 2-22 (G) religious literature, including the Hebrew  
 2-23 Scriptures (Old Testament) and New Testament, and its impact on  
 2-24 history and literature; and  
 2-25 (H) personal financial literacy.  
 2-26 (a-1) In adopting the essential knowledge and skills for the  
 2-27 health curriculum under Subsection (a)(2)(B), the State Board of  
 2-28 Education shall adopt essential knowledge and skills that address:  
 2-29 (1) the relationship between drug and alcohol use and  
 2-30 suicide;  
 2-31 (2) recognizing signs of suicidal tendencies and other  
 2-32 warning signs of suicide; and  
 2-33 (3) help-seeking behaviors and available community  
 2-34 suicide prevention services.  
 2-35 SECTION 3. Section 28.004, Education Code, is amended by  
 2-36 amending Subsection (c) and adding Subsection (o) to read as  
 2-37 follows:  
 2-38 (c) The local school health advisory council's duties  
 2-39 include recommending:  
 2-40 (1) the number of hours of instruction to be provided  
 2-41 in health education;  
 2-42 (2) policies, procedures, strategies, and curriculum  
 2-43 appropriate for specific grade levels designed to prevent obesity,  
 2-44 cardiovascular disease, Type 2 diabetes, and mental health  
 2-45 concerns, including suicide, through coordination of:  
 2-46 (A) health education;  
 2-47 (B) physical education and physical activity;  
 2-48 (C) nutrition services;  
 2-49 (D) parental involvement;  
 2-50 (E) instruction to prevent the use of  
 2-51 e-cigarettes, as defined by Section 161.081, Health and Safety  
 2-52 Code, and tobacco;  
 2-53 (F) school health services;  
 2-54 (G) counseling and guidance services;  
 2-55 (H) a safe and healthy school environment; and  
 2-56 (I) school employee wellness;  
 2-57 (3) appropriate grade levels and methods of  
 2-58 instruction for human sexuality instruction;  
 2-59 (4) strategies for integrating the curriculum  
 2-60 components specified by Subdivision (2) with the following elements  
 2-61 in a coordinated school health program for the district:  
 2-62 (A) school health services;  
 2-63 (B) counseling and guidance services;  
 2-64 (C) a safe and healthy school environment; and  
 2-65 (D) school employee wellness; and  
 2-66 (5) if feasible, joint use agreements or strategies  
 2-67 for collaboration between the school district and community  
 2-68 organizations or agencies.  
 2-69 (o) The local school health advisory council shall make

3-1 policy recommendations to the district to increase parental  
3-2 awareness of suicide-related risk factors and warning signs and  
3-3 available community suicide prevention services.

3-4 SECTION 4. Section 161.325(a-1), Health and Safety Code, as  
3-5 amended by Chapter 714 (H.B. 4056) and Chapter 522 (S.B. 179), Acts  
3-6 of the 85th Legislature, Regular Session, 2017, is reenacted and  
3-7 amended to read as follows:

3-8 (a-1) The list must include programs and practices in the  
3-9 following areas:

- 3-10 (1) early mental health prevention and intervention;
- 3-11 (2) ~~[mental health promotion,~~
- 3-12 ~~[(3)]~~ substance abuse prevention and intervention;
- 3-13 (3) ~~[(4)]~~ substance abuse intervention;
- 3-14 ~~[(5)]~~ suicide prevention, intervention, and  
3-15 postvention;
- 3-16 (4) ~~[(6)]~~ grief-informed and trauma-informed  
3-17 practices;
- 3-18 (5) ~~[(7)]~~ building skills related to managing  
3-19 emotions, establishing and maintaining positive relationships, and  
3-20 responsible decision-making;
- 3-21 (6) ~~[(8)]~~ positive behavior interventions and  
3-22 supports and positive youth development; and
- 3-23 (7) ~~[(9)]~~ safe, ~~and~~ supportive, and positive school  
3-24 climate.

3-25 SECTION 5. Section 161.325, Health and Safety Code, is  
3-26 amended by adding Subsection (a-4) and amending Subsections (b) and  
3-27 (d) to read as follows:

3-28 (a-4) In this section, "postvention" includes activities  
3-29 that promote healing necessary to reduce the risk of suicide by a  
3-30 person affected by the suicide of another.

3-31 (b) The suicide prevention programs on the list must include  
3-32 components that provide for training counselors, teachers, nurses,  
3-33 administrators, and other staff, as well as law enforcement  
3-34 officers and social workers who regularly interact with students,  
3-35 to:

- 3-36 (1) recognize students at risk of committing suicide,  
3-37 including students who are or may be the victims of or who engage in  
3-38 bullying;
- 3-39 (2) recognize students displaying early warning signs  
3-40 and a possible need for early mental health or substance abuse  
3-41 intervention, which warning signs may include declining academic  
3-42 performance, depression, anxiety, isolation, unexplained changes  
3-43 in sleep or eating habits, and destructive behavior toward self and  
3-44 others; ~~and~~
- 3-45 (3) intervene effectively with students described by  
3-46 Subdivision (1) or (2) by providing notice and referral to a parent  
3-47 or guardian so appropriate action, such as seeking mental health or  
3-48 substance abuse services, may be taken by a parent or guardian; and  
3-49 (4) assist students in returning to school following  
3-50 treatment of a mental health concern or suicide attempt.

3-51 (d) A school district shall ~~[may]~~ develop practices and  
3-52 procedures concerning each area listed in Subsection (a-1),  
3-53 including mental health promotion and intervention, substance  
3-54 abuse prevention and intervention, and suicide prevention, that:

- 3-55 (1) include a procedure for providing notice of a  
3-56 recommendation for early mental health or substance abuse  
3-57 intervention regarding a student to a parent or guardian of the  
3-58 student within a reasonable amount of time after the identification  
3-59 of early warning signs as described by Subsection (b)(2);
- 3-60 (2) include a procedure for providing notice of a  
3-61 student identified as at risk of committing suicide to a parent or  
3-62 guardian of the student within a reasonable amount of time after the  
3-63 identification of early warning signs as described by Subsection  
3-64 (b)(2);
- 3-65 (3) establish that the district may develop a  
3-66 reporting mechanism and may designate at least one person to act as  
3-67 a liaison officer in the district for the purposes of identifying  
3-68 students in need of early mental health or substance abuse  
3-69 intervention or suicide prevention; ~~and~~

4-1 (4) set out available counseling alternatives for a  
4-2 parent or guardian to consider when their child is identified as  
4-3 possibly being in need of early mental health or substance abuse  
4-4 intervention or suicide prevention; and  
4-5 (5) include procedures:  
4-6 (A) to support the return of a student to school  
4-7 following hospitalization or residential treatment for a mental  
4-8 health condition or substance abuse; and  
4-9 (B) for suicide prevention, intervention, and  
4-10 postvention.

4-11 SECTION 6. This Act takes effect September 1, 2019.

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