

By: Taylor, Nelson

S.B. No. 1451

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the ability of public school teachers to maintain
3 student discipline without being subjected to adverse employment
4 consequences.

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

6 SECTION 1. Section 21.351, Education Code, is amended by
7 adding Subsection (a-1) to read as follows:

8 (a-1) In adopting criteria described by Subsection (a)(1),
9 the commissioner shall ensure that a teacher may not be assigned an
10 area of deficiency in an appraisal solely on the basis of
11 disciplinary referrals made by the teacher or documentation
12 regarding student conduct submitted by the teacher under Section
13 37.002. This subsection does not prohibit a teacher from being
14 assigned an area of deficiency based on documented evidence of a
15 deficiency in classroom management obtained through observation or
16 a substantiated report.

17 SECTION 2. Section 21.352, Education Code, is amended by
18 adding Subsection (a-1) to read as follows:

19 (a-1) A school district may not assign an area of deficiency
20 to a teacher solely on the basis of disciplinary referrals made by
21 the teacher or documentation regarding student conduct submitted by
22 the teacher under Section 37.002. This subsection does not
23 prohibit a teacher from being assigned an area of deficiency based
24 on documented evidence of a deficiency in classroom management

1 obtained through observation or a substantiated report.

2 SECTION 3. Section 37.002, Education Code, is amended by
3 adding Subsection (b-1) to read as follows:

4 (b-1) A teacher may document any conduct by a student that
5 does not conform to the student code of conduct adopted under
6 Section 37.001 and may submit that documentation to the principal.
7 A school district may not discipline a teacher on the basis of
8 documentation submitted under this subsection.

9 SECTION 4. This Act applies beginning with the 2019-2020
10 school year.

11 SECTION 5. This Act takes effect immediately if it receives
12 a vote of two-thirds of all the members elected to each house, as
13 provided by Section 39, Article III, Texas Constitution. If this
14 Act does not receive the vote necessary for immediate effect, this
15 Act takes effect September 1, 2019.