

By: Lozano

H.B. No. 3804

A BILL TO BE ENTITLED

AN ACT

relating to continuing education and training requirements for educators and other school district personnel.

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

SECTION 1. Section 7.058, Education Code, is amended to read as follows:

Sec. 7.058. RESEARCH ON MATHEMATICS SKILLS ACQUISITION AND PROGRAM EFFECTIVENESS. From funds appropriated for the purpose, the commissioner shall award to one or more institutions that have demonstrated an ability to conduct science-based research on effective instructional strategies that improve student performance in mathematics a grant to be used to:

(1) develop and identify research on mathematics skills acquisition and student learning in mathematics;

(2) monitor the effectiveness of mathematics achievement academies [~~professional development institutes~~] under Section 21.4553 [~~21.455~~] based on performance in mathematics by the students of teachers who have attended an academy [~~institute~~];

(3) examine the effect of mathematics achievement academies [~~professional development institutes~~] on the classroom performance of teachers who have attended an academy [~~institute~~];

(4) identify common practices used at high-performing school campuses that lead to improved student performance in mathematics; and

1 (5) develop research on cognitive development in  
2 children concerning mathematics skills development.

3 SECTION 2. Section 11.175, Education Code, is amended by  
4 adding Subsection (g) to read as follows:

5 (g) Notwithstanding Section 2054.5191, Government Code,  
6 only the district's cybersecurity coordinator is required to  
7 complete the cybersecurity training under that section on an annual  
8 basis. Any other school district employee required to complete the  
9 cybersecurity training shall complete the training as determined by  
10 the district, in consultation with the district's cybersecurity  
11 coordinator.

12 SECTION 3. Sections 21.054(d), (e), and (f), Education  
13 Code, are amended to read as follows:

14 (d) Continuing education requirements for a classroom  
15 teacher must provide that not more than ~~[at least]~~ 25 percent of the  
16 training required every five years include instruction regarding:

17 (1) collecting and analyzing information that will  
18 improve effectiveness in the classroom;

19 (2) recognizing early warning indicators that a  
20 student may be at risk of dropping out of school;

21 (3) digital learning, digital teaching, and  
22 integrating technology into classroom instruction;

23 (4) educating diverse student populations, including:

24 (A) ~~[students who are eligible to participate in~~  
25 ~~special education programs under Subchapter A, Chapter 29,~~

26 ~~[(B) students who are eligible to receive~~  
27 ~~educational services required under Section 504, Rehabilitation~~

1 ~~Act of 1973 (29 U.S.C. Section 794),~~

2 [~~(C)~~] students with mental health conditions or  
3 who engage in substance abuse;

4 (B) [~~(D)~~] students with intellectual or  
5 developmental disabilities;

6 (C) [~~(E)~~] students who are educationally  
7 disadvantaged; and

8 (D) [~~(F)~~] ~~students of limited English~~  
9 ~~proficiency; and~~

10 [~~(G)~~] students at risk of dropping out of school;  
11 and

12 (5) understanding appropriate relationships,  
13 boundaries, and communications between educators and students[~~+~~  
14 ~~and~~

15 [~~(6) how mental health conditions, including grief and~~  
16 ~~trauma, affect student learning and behavior and how~~  
17 ~~evidence-based, grief-informed, and trauma-informed strategies~~  
18 ~~support the academic success of students affected by grief and~~  
19 ~~trauma].~~

20 (e) Continuing education requirements for a principal must  
21 provide that not more than [~~at least~~] 25 percent of the training  
22 required every five years include instruction regarding:

23 (1) effective and efficient management, including:

24 (A) collecting and analyzing information;

25 (B) making decisions and managing time; and

26 (C) supervising student discipline and managing

27 behavior;

1 (2) recognizing early warning indicators that a  
2 student may be at risk of dropping out of school;

3 (3) digital learning, digital teaching, and  
4 integrating technology into campus curriculum and instruction;

5 (4) effective implementation of a comprehensive  
6 school counseling program under Section 33.005;

7 (5) mental health programs addressing a mental health  
8 condition;

9 (6) educating diverse student populations, including:

10 (A) ~~[students who are eligible to participate in  
11 special education programs under Subchapter A, Chapter 29;~~

12 ~~[(B)]~~ students with intellectual or  
13 developmental disabilities;

14 ~~[(C) students who are eligible to receive  
15 educational services required under Section 504, Rehabilitation  
16 Act of 1973 (29 U.S.C. Section 794).]~~

17 (B) ~~[(D)]~~ students with mental health conditions  
18 or who engage in substance abuse;

19 (C) ~~[(E)]~~ students who are educationally  
20 disadvantaged;

21 (D) ~~[(F)]~~ students of limited English  
22 proficiency; and

23 (E) ~~[(G)]~~ students at risk of dropping out of  
24 school; and

25 (7) preventing, recognizing, and reporting any sexual  
26 conduct between an educator and student that is prohibited under  
27 Section 21.12, Penal Code, or for which reporting is required under

1 Section 21.006 of this code [~~, and~~

2 [~~(8) how mental health conditions, including grief and~~  
3 ~~trauma, affect student learning and behavior and how~~  
4 ~~evidence-based, grief-informed, and trauma-informed strategies~~  
5 ~~support the academic success of students affected by grief and~~  
6 ~~trauma].~~

7 (f) Continuing education requirements for a counselor must  
8 provide that not more than [~~at least~~] 25 percent of training  
9 required every five years include instruction regarding:

10 (1) assisting students in developing high school  
11 graduation plans;

12 (2) implementing dropout prevention strategies; and

13 (3) [~~informing students concerning:~~

14 [~~(A) college admissions, including college~~  
15 ~~financial aid resources and application procedures; and~~

16 [~~(B) career opportunities;~~

17 [~~(4) counseling students concerning mental health~~  
18 ~~conditions and substance abuse, including through the use of~~  
19 ~~grief-informed and trauma-informed interventions and crisis~~  
20 ~~management and suicide prevention strategies; and~~

21 [~~(5)] effective implementation of a comprehensive  
22 school counseling program under Section 33.005.~~

23 SECTION 4. Sections 21.451(d), (d-1), and (d-3), Education  
24 Code, are amended to read as follows:

25 (d) The staff development:

26 (1) may include training in:

27 (A) technology and digital learning; and

1 (B) positive behavior intervention and support  
2 strategies, including classroom management, district discipline  
3 policies, and the student code of conduct adopted under Chapter 37;  
4 ~~and~~

5 ~~[(C) digital learning,]~~

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

10 (A) relates to instruction of students with  
11 disabilities, including students with disabilities who also have  
12 other intellectual or mental health conditions; and

13 (B) is designed for educators who work primarily  
14 outside the area of special education; and

15 (3) must include training on:

16 (A) suicide prevention;

17 (B) ~~[recognizing signs of mental health  
18 conditions and substance abuse,~~

19 ~~[(C)]~~ strategies for establishing and  
20 maintaining positive relationships among students, including  
21 conflict resolution;

22 ~~[(D) how grief and trauma affect student learning  
23 and behavior and how evidence-based, grief-informed, and  
24 trauma-informed strategies support the academic success of  
25 students affected by grief and trauma,]~~ and

26 (C) ~~[(E)]~~ preventing, identifying, responding  
27 to, and reporting incidents of bullying.

1 (d-1) The training required by Subsection (d)(3):

2 (1) must:

3 (A) be provided in accordance with the frequency  
4 requirement adopted for the training under Section 21.4515; [+

5 ~~[(i) on an annual basis, as part of a new~~  
6 ~~employee orientation, to all new school district and~~  
7 ~~open-enrollment charter school educators; and~~

8 ~~[(ii) to existing school district and~~  
9 ~~open-enrollment charter school educators on a schedule adopted by~~  
10 ~~the agency by rule,] and~~

11 (B) use a best practice-based program  
12 recommended by the Health and Human Services Commission in  
13 coordination with the agency under Section 38.351; and

14 (2) may include two or more listed topics together.

15 (d-3) The technology and digital learning training provided  
16 by Subsection (d)(1)(A) [~~(d)(1)(E)~~] must:

17 (1) discuss basic technology proficiency expectations  
18 and methods to increase an educator's digital literacy; and

19 (2) assist an educator in the use of digital  
20 technology in learning activities that improve teaching,  
21 assessment, and instructional practices.

22 SECTION 5. Subchapter J, Chapter 21, Education Code, is  
23 amended by adding Sections 21.4514 and 21.4515 to read as follows:

24 Sec. 21.4514. CONTINUING EDUCATION AND TRAINING  
25 CLEARINGHOUSE. (a) The State Board for Educator Certification  
26 shall develop and publish a comprehensive clearinghouse of  
27 information regarding continuing education and training

1 requirements of:

2 (1) educators; and

3 (2) other school personnel.

4 (b) The clearinghouse must include the recommendations of  
5 the State Board for Educator Certification regarding the frequency  
6 for the completion of each continuing education or training by  
7 educators or other school personnel based on best practices and  
8 industry recommendations for the provision of that continuing  
9 education or training.

10 Sec. 21.4515. FREQUENCY REQUIREMENTS FOR COMPLETION OF  
11 TRAININGS. (a) The board of trustees of a school district and the  
12 governing body of an open-enrollment charter school, to the extent  
13 applicable, shall annually review the clearinghouse developed  
14 under Section 21.4514 and adopt frequency requirements for the  
15 completion of each required continuing education or training for  
16 which a frequency is not provided by statute. In adopting the  
17 frequency requirements, the board of trustees or the governing body  
18 must consider the recommendations provided in the clearinghouse but  
19 may adjust the required frequency for the completion of each  
20 continuing education or training to best meet the needs of the  
21 district or school.

22 (b) To the extent of any conflict, a frequency requirement  
23 for the completion of continuing education or training adopted by  
24 the board of trustees of a school district or the governing body of  
25 an open-enrollment charter school under Subsection (a) prevails  
26 over a state agency rule regarding a required frequency for the  
27 completion of continuing education or training for which a required



1 frequency is not provided by statute, including a rule requiring  
2 training on exposure to bloodborne pathogens.

3 SECTION 6. Section 21.4552, Education Code, is amended by  
4 amending Subsections (a), (b), and (c) and adding Subsection (b-1)  
5 to read as follows:

6 (a) The commissioner shall develop and make available  
7 literacy achievement academies for teachers who provide reading  
8 instruction to students at any grade level [~~at the kindergarten or~~  
9 ~~first, second, or third grade level~~].

10 (b) A literacy achievement academy developed under this  
11 section:

12 (1) for teachers who provide reading instruction to  
13 students at the kindergarten or first, second, or third grade  
14 level:

15 (A) [(1)] must include training in:

16 (i) [(A)] effective and systematic  
17 instructional practices in reading, including phonemic awareness,  
18 phonics, fluency, vocabulary, and comprehension; and

19 (ii) [(B)] the use of empirically validated  
20 instructional methods that are appropriate for struggling readers;  
21 and

22 (B) [(2)] may include training in effective  
23 instructional practices in writing;

24 (2) for teachers who provide reading instruction to  
25 students at the fourth or fifth grade level:

26 (A) must include effective instructional  
27 practices that promote student development of reading

1 comprehension and inferential and critical thinking;

2 (B) must provide training in the use of  
3 empirically validated instructional methods that are appropriate  
4 for struggling readers; and

5 (C) may include material on writing instruction;

6 (3) for teachers who provide reading instruction to  
7 students at the seventh or eighth grade level, must include  
8 training in:

9 (A) administration of the reading instrument  
10 required by Section 28.006(c-1); and

11 (B) interpretation of the results of the reading  
12 instrument required by Section 28.006(c-1) and strategies, based on  
13 scientific research regarding effective reading instruction, for  
14 long-term intensive intervention to target identified student  
15 needs in word recognition, vocabulary, fluency, and comprehension;

16 (4) for teachers who provide reading instruction to  
17 students at the sixth, seventh, or eighth grade level, must include  
18 training in:

19 (A) strategies to be implemented in English  
20 language arts and other subject areas for multisyllable word  
21 reading, vocabulary development, and comprehension of expository  
22 and narrative text;

23 (B) an adaptation framework that enables  
24 teachers to respond to differing student strengths and needs,  
25 including adaptations for students of limited English proficiency  
26 or students receiving special education services under Subchapter  
27 A, Chapter 29;

1           (C) collaborative strategies to increase active  
2 student involvement and motivation to read; and

3           (D) other areas identified by the commissioner as  
4 essential components of reading instruction; and

5           (5) for teachers who provide instruction in  
6 mathematics, science, or social studies to students at the sixth,  
7 seventh, or eighth grade level, must include training in:

8           (A) strategies for incorporating reading  
9 instruction into the curriculum for the subject area taught by the  
10 teacher; and

11           (B) other areas identified by the commissioner.

12           (b-1) The completion of a literacy achievement academy  
13 under this section by an educator who teaches students with  
14 dyslexia satisfies the training requirement under Section  
15 [21.054\(b\)](#).

16           (c) The commissioner shall adopt criteria for selecting  
17 teachers who may attend a literacy achievement academy. In adopting  
18 selection criteria under this subsection, the commissioner shall:

19           (1) require a teacher to attend a literacy achievement  
20 academy if the teacher provides instruction in reading,  
21 mathematics, science, or social studies to students at the sixth,  
22 seventh, or eighth grade level at a campus that fails to satisfy any  
23 standard under Section [39.054\(e\)](#) on the basis of student  
24 performance on the reading assessment instrument administered  
25 under Section [39.023\(a\)](#) to students in any grade level at the  
26 campus;

27           (2) grant [~~granting a~~] priority to teachers employed

1 by a school district at a campus at which 50 percent or more of the  
2 students enrolled are educationally disadvantaged; and

3 (3) [~~(2)~~] provide a process through which a teacher  
4 not employed at a campus described by Subdivision (2) [~~(1)~~] may  
5 attend the academy if the academy has available space and the school  
6 district employing the teacher pays the costs of the teacher's  
7 attendance.

8 SECTION 7. Sections 21.4553(a) and (b), Education Code, are  
9 amended to read as follows:

10 (a) The commissioner shall develop and make available  
11 mathematics achievement academies for teachers who provide  
12 mathematics instruction to students at any grade level [~~the~~  
13 ~~kindergarten or first, second, or third grade level~~].

14 (b) A mathematics achievement academy developed under this  
15 section must, if appropriate for the grade level at which the  
16 teacher provides instruction, include training in:

17 (1) effective and systematic instructional practices  
18 in mathematics, including problem solving, the place value system,  
19 whole number operations, and fractions;

20 (2) the underlying mathematical skills required to be  
21 taught; and

22 (3) mathematical instruction techniques that, through  
23 scientific testing, have been proven effective.

24 SECTION 8. Subchapter J, Chapter 21, Education Code, is  
25 amended by adding Section 21.4571 to read as follows:

26 Sec. 21.4571. TEXAS ENGLISH LANGUAGE PROFICIENCY  
27 ASSESSMENT SYSTEM TRAINING. (a) The commissioner may not require a

1 school district employee to repeat training the employee has  
2 previously successfully completed related to administering the  
3 Texas English Language Proficiency Assessment System, except that  
4 the commissioner may require the employee to complete training  
5 consisting of online calibration activities if the administration  
6 of or assessment using the Texas English Language Proficiency  
7 Assessment System has changed since the employee completed the  
8 training.

9 (b) The school district employee assigned to oversee the  
10 administration of the Texas English Language Proficiency  
11 Assessment System at a district campus may, with discretion,  
12 require other district employees involved in administering the  
13 Texas English Language Proficiency Assessment System to complete  
14 training described by Subsection (a).

15 (c) A school district employee may not be required to  
16 complete a training described by Subsection (a) in one sitting.

17 SECTION 9. Sections 21.458(b) and (b-1), Education Code,  
18 are amended to read as follows:

19 (b) The commissioner shall adopt rules necessary to  
20 administer this section, including rules concerning the duties and  
21 qualifications of a teacher who serves as a mentor and the number of  
22 classroom teachers that may be assigned to a mentor. The rules  
23 concerning qualifications must require that to serve as a mentor a  
24 teacher must:

25 (1) complete a research-based mentor and induction  
26 training program approved by the commissioner;

27 (2) complete a mentor training program provided by the

1 district, which the district may allow to be satisfied by  
2 completing the training program described by Subdivision (1);

3 (3) have at least three complete years of teaching  
4 experience with a superior record of assisting students, as a  
5 whole, in achieving improvement in student performance; and

6 (4) demonstrate interpersonal skills, instructional  
7 effectiveness, and leadership skills.

8 (b-1) A school district must provide training as described  
9 by Subsection (b)(2) to mentor teachers and any appropriate  
10 district and campus employees who work with the classroom teacher  
11 or supervise the classroom teacher. A district may allow a training  
12 program approved by the commissioner under Subsection (b)(1) to  
13 qualify for the training required by this section. The training  
14 must be completed by the mentor teacher and the district and campus  
15 employees before the beginning of the school year. The district  
16 shall also provide supplemental training to mentor teachers and  
17 employees during the school year. The training must include  
18 content related to best mentorship practices.

19 SECTION 10. Section 22.902, Education Code, is amended by  
20 amending Subsection (a) and adding Subsection (c-1) to read as  
21 follows:

22 (a) A school district shall [~~annually~~] make available to  
23 district employees and volunteers instruction in the principles and  
24 techniques of cardiopulmonary resuscitation and the use of an  
25 automated external defibrillator, as defined by Section 779.001,  
26 Health and Safety Code.

27 (c-1) Each school district shall adopt procedures for each

1 person required to be certified under Subsection (c) to submit  
2 proof of current certification. Procedures adopted by a district  
3 under this section must include the time and manner in which proof  
4 of current certification must be submitted.

5 SECTION 11. Section 28.006(g-1), Education Code, is amended  
6 to read as follows:

7 (g-1) A school district shall provide additional reading  
8 instruction and intervention to each student in seventh grade  
9 assessed under Subsection (c-1), as appropriate to improve the  
10 student's reading skills in the relevant areas identified through  
11 the assessment instrument. Training and support for activities  
12 required by this subsection shall be provided by regional education  
13 service centers and teacher literacy achievement [~~reading~~]  
14 academies established under Section 21.4552 [~~21.4551~~], and may be  
15 provided by other public and private providers.

16 SECTION 12. Section 28.0062(a), Education Code, is amended  
17 to read as follows:

18 (a) Each school district and open-enrollment charter school  
19 shall:

20 (1) provide for the use of a phonics curriculum that  
21 uses systematic direct instruction in kindergarten through third  
22 grade to ensure all students obtain necessary early literacy  
23 skills;

24 (2) ensure that:

25 (A) not later than the 2022-2023 [~~2021-2022~~]  
26 school year, each classroom teacher in kindergarten or first,  
27 second, or third grade and each principal at a campus with

1 kindergarten or first, second, or third grade has attended a  
2 teacher literacy achievement academy developed under Section  
3 21.4552; and

4 (B) each classroom teacher and each principal  
5 initially employed in a grade level or at a campus described by  
6 Paragraph (A) for the 2022-2023 [~~2021-2022~~] school year or a  
7 subsequent school year has attended a teacher literacy achievement  
8 academy developed under Section 21.4552 before the teacher's or  
9 principal's first year of placement in that grade level or campus;  
10 and

11 (3) certify to the agency that the district or school:

12 (A) prioritizes placement of highly effective  
13 teachers in kindergarten through second grade; and

14 (B) has integrated reading instruments used to  
15 diagnose reading development and comprehension to support each  
16 student in prekindergarten through third grade.

17 SECTION 13. Section 29.063, Education Code, is amended by  
18 adding Subsection (e) to read as follows:

19 (e) The agency may not require members of a language  
20 proficiency assessment committee to complete training to serve on  
21 that committee.

22 SECTION 14. Sections 33.202(b) and (c), Education Code, are  
23 amended to read as follows:

24 (b) The following persons must satisfactorily complete the  
25 safety training program in accordance with the frequency  
26 requirement adopted under Section 21.4515:

27 (1) a coach, trainer, or sponsor for an



1 extracurricular athletic activity; and

2 (2) [~~except as provided by Subsection (f), a physician~~  
3 ~~who is employed by a school or school district or who volunteers to~~  
4 ~~assist with an extracurricular athletic activity; and~~

5 [~~3~~] a director responsible for a school marching  
6 band.

7 (c) The safety training program must include:

8 (1) certification of participants by the American Red  
9 Cross, the American Heart Association, or a similar organization or  
10 by the University Interscholastic League;

11 (2) current training in:

12 (A) emergency action planning;

13 (B) [~~cardiopulmonary resuscitation if the person~~  
14 ~~is not required to obtain certification under Section 33.086;~~

15 [~~C~~] communicating effectively with 9-1-1  
16 emergency service operators and other emergency personnel; and

17 (C) [~~D~~] recognizing symptoms of potentially  
18 catastrophic injuries, including head and neck injuries,  
19 concussions, injuries related to second impact syndrome, asthma  
20 attacks, heatstroke, cardiac arrest, and injuries requiring use of  
21 a defibrillator; and

22 (3) [~~at least once each school year,~~] a safety drill  
23 that incorporates the training described by Subdivision (2) and  
24 simulates various injuries described by Subdivision (2)(C)  
25 [~~(2)(D)~~].

26 SECTION 15. Section 37.0831(b), Education Code, is amended  
27 to read as follows:

1 (b) A dating violence policy must:

2 (1) include a definition of dating violence that  
3 includes the intentional use of physical, sexual, verbal, or  
4 emotional abuse by a person to harm, threaten, intimidate, or  
5 control another person in a dating relationship, as defined by  
6 Section 71.0021, Family Code; and

7 (2) address safety planning, enforcement of  
8 protective orders, school-based alternatives to protective orders,  
9 training for teachers and administrators at each district campus  
10 that instructs students in grade six or higher, counseling for  
11 affected students, and awareness education for students and  
12 parents.

13 SECTION 16. Sections 38.0041(c) and (d), Education Code,  
14 are amended to read as follows:

15 (c) The methods under Subsection (b)(1) for increasing  
16 awareness of issues regarding sexual abuse, sex trafficking, and  
17 other maltreatment of children must include training, as provided  
18 by this subsection, concerning prevention techniques for and  
19 recognition of sexual abuse, sex trafficking, and all other  
20 maltreatment of children, including the sexual abuse, sex  
21 trafficking, and other maltreatment of children with significant  
22 cognitive disabilities. The training:

23 (1) must be provided in accordance with the frequency  
24 requirement adopted for the training under Section 21.4515 [~~as~~  
25 ~~part of a new employee orientation, to all new school district and~~  
26 ~~open-enrollment charter school employees and to existing district~~  
27 ~~and open-enrollment charter school employees on a schedule adopted~~

1 ~~by the agency by rule until all district and open-enrollment~~  
2 ~~charter school employees have taken the training]; and~~

3 (2) must include training concerning:

4 (A) factors indicating a child is at risk for  
5 sexual abuse, sex trafficking, or other maltreatment;

6 (B) likely warning signs indicating a child may  
7 be a victim of sexual abuse, sex trafficking, or other  
8 maltreatment;

9 (C) internal procedures for seeking assistance  
10 for a child who is at risk for sexual abuse, sex trafficking, or  
11 other maltreatment, including referral to a school counselor, a  
12 social worker, or another mental health professional;

13 (D) techniques for reducing a child's risk of  
14 sexual abuse, sex trafficking, or other maltreatment; and

15 (E) community organizations that have relevant  
16 existing research-based programs that are able to provide training  
17 or other education for school district or open-enrollment charter  
18 school staff members, students, and parents.

19 (d) For any training under Subsection (c), each school  
20 district and open-enrollment charter school shall maintain records  
21 that include the number ~~[name]~~ of ~~[each]~~ district or charter school  
22 staff members ~~[member]~~ who participated in the training.

23 SECTION 17. Section 38.030(g), Education Code, is amended  
24 to read as follows:

25 (g) The course of instruction for training described under  
26 Subsection (f) may ~~[not]~~ be provided as an online course. The  
27 course of instruction must use nationally recognized,

1 evidence-based guidelines for bleeding control and must  
2 incorporate instruction on the psychomotor skills necessary to use  
3 a bleeding control station in the event of an injury to another  
4 person, including instruction on proper chest seal placement.

5 SECTION 18. Section 38.036, Education Code, is amended by  
6 amending Subsections (c) and (d) and adding Subsection (c-1) to  
7 read as follows:

8 (c) The methods under Subsection (b)(1) for increasing  
9 awareness and implementation of trauma-informed care must include  
10 training as provided by this subsection. The training must:

11 (1) be provided:

12 (A) ~~[(1)]~~ through a program selected from the  
13 list of recommended best practice-based programs and  
14 research-based practices established under Section 38.351  
15 ~~[161.325, Health and Safety Code]~~; and

16 (B) in accordance with the frequency requirement  
17 adopted for the training under Section 21.4515 ~~[(2) as part of any~~  
18 ~~new employee orientation for all new school district educators]~~;  
19 and

20 (2) address how grief and trauma affect student  
21 learning and behavior and how evidence-based, grief-informed, and  
22 trauma-informed strategies support the academic success of  
23 students affected by grief and trauma

24 ~~[(3) to existing school district educators on a~~  
25 ~~schedule adopted by the agency by rule that requires educators to be~~  
26 ~~trained at intervals necessary to keep educators informed of~~  
27 ~~developments in the field].~~

1        (c-1) The training under Subsection (c) may include two or  
2 more listed topics together.

3        (d) For any training under Subsection (c), each school  
4 district shall maintain records that include the number [~~name~~] of  
5 [~~each~~] district staff members [~~member~~] who participated in the  
6 training.

7        SECTION 19. Section 38.210(b), Education Code, is amended  
8 to read as follows:

9        (b) Training required under this section must:

10        (1) include information on:

11                (A) recognizing the signs and symptoms of  
12 anaphylaxis;

13                (B) administering an epinephrine auto-injector;

14                (C) implementing emergency procedures, if  
15 necessary, after administering an epinephrine auto-injector; and

16                (D) properly disposing of used or expired  
17 epinephrine auto-injectors; [~~and~~]

18        (2) be provided in a formal training session or  
19 through online education; and

20        (3) be provided before the beginning of the school  
21 year or as soon as practicable following:

22                (A) the enrollment of a student with a diagnosed  
23 food allergy at risk for anaphylaxis at a campus that previously had  
24 no students with a diagnosed food allergy at risk for anaphylaxis;  
25 or

26                (B) a diagnosis of a student with a food allergy  
27 that makes the student at risk for anaphylaxis at a campus that

1 previously had no students with a diagnosed food allergy at risk for  
2 anaphylaxis [~~and be completed annually~~].

3 SECTION 20. Section 38.351(h), Education Code, is amended  
4 to read as follows:

5 (h) If a school district provides the training under  
6 Subsection (g), the school district shall:

7 (1) require completion of the training in accordance  
8 with the frequency requirement established for that training under  
9 Section 21.4515 [~~a school district employee described under that~~  
10 ~~subsection must participate in the training at least one time~~]; and

11 (2) [~~the school district shall~~] maintain records that  
12 include the number of [~~name of each~~] district employees [~~employee~~]  
13 who participated in the training.

14 SECTION 21. Section 39.0304, Education Code, is amended by  
15 amending Subsection (a) and adding Subsections (b-1) and (b-2) to  
16 read as follows:

17 (a) To ensure that each administration of assessment  
18 instruments under Section 39.023 is valid, reliable, and in  
19 compliance with the requirements of this subchapter, the  
20 commissioner may require training for school district employees  
21 involved in the administration of the assessment instruments,  
22 subject to Subsection (b-1).

23 (b-1) The commissioner may only require the employee at each  
24 district campus who oversees the administration of the assessment  
25 instruments to annually receive the training required under  
26 Subsection (a).

27 (b-2) The school district employee who oversees test

1 administration on a district campus may, with discretion, require  
2 other district employees involved in the administration of  
3 assessment instruments to repeat the training under Subsection (a).

4 SECTION 22. Section 39.408, Education Code, is amended to  
5 read as follows:

6 Sec. 39.408. ELIGIBILITY CRITERIA FOR CERTAIN GRANT  
7 PROGRAMS. A school district or campus is eligible to participate in  
8 programs under Sections [~~21.4541~~] 29.095[~~7~~] and 29.096 if the  
9 district or campus exhibited during each of the three preceding  
10 school years characteristics that strongly correlate with high  
11 dropout rates.

12 SECTION 23. The following provisions of the Education Code  
13 are repealed:

14 (1) Section 21.054(d-2), as amended by Chapter 464  
15 (S.B. 11) and Chapter 352 (H.B. 18), Acts of the 86th Legislature,  
16 Regular Session, 2019;

17 (2) Section 21.054(e-2);

18 (3) Section 21.454;

19 (4) Section 21.4541;

20 (5) Section 21.455;

21 (6) Section 21.4551;

22 (7) Section 21.4554;

23 (8) Section 21.457;

24 (9) Section 28.013(d);

25 (10) Section 33.086;

26 (11) Sections 33.202(d), (e), and (f);

27 (12) Section 34.0021; and

1           (13) Section 38.036(e).

2           SECTION 24. To the extent of any conflict, this Act prevails  
3 over another Act of the 87th Legislature, Regular Session, 2021,  
4 relating to nonsubstantive additions to and corrections in enacted  
5 codes.

6           SECTION 25. (a) Not later than June 1, 2022, the State  
7 Board for Educator Certification shall develop the continuing  
8 education and training clearinghouse required by Section 21.4514,  
9 Education Code, as added by this Act.

10          (b) Not later than August 1, 2022, each school district  
11 shall establish frequency requirements for continuing education  
12 and training for district personnel in accordance with Section  
13 21.4515, Education Code, as added by this Act. District personnel  
14 who are required to complete continuing education or training that  
15 is subject to Section 21.4515, Education Code, as added by this Act,  
16 must complete the continuing education or training in accordance  
17 with the frequency requirement established under Section 21.4515,  
18 Education Code, as added by this Act, beginning with the 2022-2023  
19 school year.

20          (c) Except as provided by Subsection (b) of this section,  
21 this Act applies beginning with the 2021-2022 school year.

22           SECTION 26. This Act takes effect immediately if it  
23 receives a vote of two-thirds of all the members elected to each  
24 house, as provided by Section 39, Article III, Texas Constitution.  
25 If this Act does not receive the vote necessary for immediate  
26 effect, this Act takes effect September 1, 2021.