

By: Lucio

S.B. No. 1918

A BILL TO BE ENTITLED

AN ACT

relating to the duties of school district peace officers and school resource officers.

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

SECTION 1. Section 37.081, Education Code, is amended by adding Subsections (a-1), (d-5), and (d-6) to read as follows:

(a-1) A memorandum of understanding under Subsection (a) regarding the provision of school resource officers must include a district's use of force policy and an outline of the intended role of school resource officers in the district.

(d-5) Except as provided by Subsection (d-6), a school district peace officer or school resource officer may issue a citation to or make an arrest of a student for conduct described by Section 37.015 only after the officer has determined, in consultation with the school district administrators, that alternative disciplinary measures, including restorative justice practices and school-based disciplinary measures, are not sufficient. If the officer determines that no sufficient alternative disciplinary measures are available, the officer shall prepare and submit a written report to the school district superintendent or the superintendent's designee that includes:

(1) the alternative disciplinary measures considered by the officer; and

(2) an explanation stating why those measures were not

1 sufficient disciplinary alternatives.

2 (d-6) A school district peace officer or school resource
3 officer is not required to make the determination under Subsection
4 (d-5) if the student's conduct poses a threat that requires
5 immediate action by the officer.

6 SECTION 2. This Act applies beginning with the 2021-2022
7 school year.

8 SECTION 3. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2021.