

By: Guillen

H.B. No. 110

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the school safety allotment under the public school
3 finance system; making an appropriation.

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

5 SECTION 1. Section 37.0814, Education Code, is amended by
6 amending Subsection (b) to read as follows:

7 Sec. 37.0814. ARMED SECURITY OFFICER REQUIRED. (a) The
8 board of trustees of each school district shall determine the
9 appropriate number of armed security officers for each district
10 campus. The board must ensure that at least one armed security
11 officer is present during regular school hours at each district
12 campus.

13 (b) A security officer described by Subsection (a) must be:

- 14 (1) a school district peace officer;
15 (2) a school resource officer; ~~or~~
16 (3) a commissioned peace officer employed as security
17 personnel under Section 37.081; or
18 (4) a canine unit as defined by Section 108.001,
19 Business and Commerce Code.

20 (c) If the board of trustees of a school district is unable
21 to comply with this section, the board may claim a good cause
22 exception from the requirement to comply with this section if the
23 district's noncompliance is due to the availability of:

- 24 (1) funding; or

1 (2) personnel who qualify to serve as a security
2 officer described by Subsection (a).

3 (d) The board of trustees of a school district that claims a
4 good cause exception under Subsection (c) must develop an
5 alternative standard with which the district is able to comply,
6 which may include providing a person to act as a security officer
7 who is:

8 (1) a school marshal; or

9 (2) a school district employee or a person with whom
10 the district contracts who:

11 (A) has completed school safety training
12 provided by a qualified handgun instructor certified in school
13 safety under Section [411.1901](#), Government Code; and

14 (B) carries a handgun on school premises in
15 accordance with written regulations or written authorization of the
16 district under Section [46.03\(a\)\(1\)\(A\)](#), Penal Code.

17 (e) The board of trustees of a school district must develop
18 and maintain documentation of the district's implementation of and
19 compliance with this section, including documentation related to a
20 good cause exception claimed under Subsection (c), and shall, if
21 requested by the agency, provide that documentation to the agency
22 in the manner prescribed by the agency.

23 SECTION 2. Section [48.115](#), Education Code, is amended by
24 amending Subsection (a) and adding Subsection (a-2) to read as
25 follows:

26 Sec. 48.115. SCHOOL SAFETY ALLOTMENT. (a) Except as
27 provided by Subsections (a-1) and (a-2), a school district is

1 entitled to an annual allotment equal to the sum of the following
2 amounts or a greater amount provided by appropriation:

3 (1) \$100 [~~\$10~~] for each student in average daily
4 attendance, plus \$1 for each student in average daily attendance
5 per every \$50 by which the district's maximum basic allotment under
6 Section 48.051 exceeds \$6,160, prorated as necessary; and

7 (2) \$100,000 [~~\$15,000~~] per campus.

8 (a-1) A school district campus that provides only virtual
9 instruction or utilizes only facilities not subject to the
10 district's control is not included for purposes of determining a
11 school district's allotment under Subsection (a).

12 (a-2) Beginning with the 2024-2025 school year, to be
13 eligible to receive an allotment under Subsection (a), a school
14 district must ensure that:

15 (1) during regular school hours at least one security
16 officer armed with a firearm is present at each district campus.

17 For purposes of this subsection, a security officer must be:

18 (A) a school district peace officer;

19 (B) a school resource officer;

20 (C) a commissioned peace officer employed as
21 security personnel under Section 37.081; or

22 (D) a canine unit as defined by Section 108.001,
23 Business and Commerce Code; and

24 (2) at least one school marshal, school resource
25 officer, commissioned peace officer, school district peace
26 officer, or canine unit, armed with a firearm and who has at
27 minimum received training comparable to section 1701.260(c),

1 Occupations Code, is appointed, assigned, or employed for every 200
2 enrolled students.

3 SECTION 3. Section 18.78, Article IX, Chapter 1170 (H.B.
4 1), Acts of the 88th Legislature, Regular Session, 2023 (the
5 General Appropriations Act), is amended by adding Subsections (m)
6 and (n) to read as follows:

7 (m) It is the intent of the legislature that money
8 appropriated under Subsection (c) of this section be expended
9 equally in each year of the 2024-25 fiscal biennium, not including
10 any supplemental funds appropriated in 2025 for the same or a
11 similar purpose.

12 (n) In addition to amounts appropriated elsewhere in this
13 Act, TEA is appropriated \$2,000,000,000 from general revenue to
14 implement the provisions of H.B.____, Acts of the 88th Legislature,
15 4th Called Session, 2023.

16 SECTION 4. This Act takes effect immediately if it receives
17 a vote of two-thirds of all the members elected to each house, as
18 provided by Section 39, Article III, Texas Constitution. If this
19 Act does not receive the vote necessary for immediate effect, this
20 Act takes effect on the 91st day after the last day of the
21 legislative session.