

By: Burrows, King of Uvalde, Moody,  
King of Hemphill, Bonnen, et al.

H.B. No. 3

Substitute the following for H.B. No. 3:

By: Lozano

C.S.H.B. No. 3

A BILL TO BE ENTITLED

AN ACT

relating to the development of, implementation of, and funding for  
public school safety and security requirements.

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

SECTION 1. Section 7.028(a), Education Code, is amended to  
read as follows:

(a) Except as provided by Section 21.006(k), 22.093(l),  
22.096, 28.006, 29.001(5), 29.010(a), 33.006(h), 37.1084, 38.003,  
or 39.003, the agency may monitor compliance with requirements  
applicable to a process or program provided by a school district,  
campus, program, or school granted charters under Chapter 12,  
including the process described by Subchapter F, Chapter 11, or a  
program described by Subchapter B, C, D, E, F, H, or I, Chapter 29,  
or Subchapter A, Chapter 37, only as necessary to ensure:

(1) compliance with federal law and regulations;

(2) financial accountability, including compliance  
with grant requirements;

(3) data integrity for purposes of:

(A) the Public Education Information Management  
System (PEIMS); and

(B) accountability under Chapters 39 and 39A; and

(4) qualification for funding under Chapter 48.

SECTION 2. Section 7.061(c), Education Code, is amended to  
read as follows:

1 (c) Not later than September 1 of each even-numbered year,  
2 the commissioner shall review all rules adopted or amended under  
3 this section and amend the rules as necessary to ensure that  
4 building standards for school district and open-enrollment charter  
5 school facilities continue to provide a secure and safe  
6 environment. In reviewing and amending the rules, the commissioner  
7 shall:

8 (1) in consultation with the Texas School Safety  
9 Center, identify and adopt any changes recommended under Section  
10 37.221; and

11 (2) require that new and, to the extent feasible,  
12 existing school facilities meet or exceed the amended building  
13 standards.

14 SECTION 3. Section 11.201(c), Education Code, is amended to  
15 read as follows:

16 (c) For purposes of this subsection, "severance payment"  
17 means any amount paid by the board of trustees of an independent  
18 school district to or in behalf of a superintendent on early  
19 termination of the superintendent's contract that exceeds the  
20 amount earned by the superintendent under the contract as of the  
21 date of termination, including any amount that exceeds the amount  
22 of earned standard salary and benefits that is paid as a condition  
23 of early termination of the contract. The board of trustees may not  
24 make a severance payment to a superintendent who was terminated as a  
25 result of the district's noncompliance with safety and security  
26 requirements as provided by Section 37.1085. The board of trustees  
27 that makes a severance payment to a superintendent shall report the

1 terms of the severance payment to the commissioner. The  
2 commissioner shall reduce the district's Foundation School Program  
3 funds by any amount that the amount of the severance payment to the  
4 superintendent exceeds an amount equal to one year's salary and  
5 benefits under the superintendent's terminated contract. The  
6 commissioner may adopt rules as necessary to administer this  
7 subsection.

8 SECTION 4. Section 12.104(b), Education Code, as amended by  
9 Chapters 542 (S.B. 168), 887 (S.B. 1697), 915 (H.B. 3607), 974 (S.B.  
10 2081), and 1046 (S.B. 1365), Acts of the 87th Legislature, Regular  
11 Session, 2021, is reenacted and amended to read as follows:

12 (b) An open-enrollment charter school is subject to:

13 (1) a provision of this title establishing a criminal  
14 offense;

15 (2) the provisions in Chapter 554, Government Code;  
16 and

17 (3) a prohibition, restriction, or requirement, as  
18 applicable, imposed by this title or a rule adopted under this  
19 title, relating to:

20 (A) the Public Education Information Management  
21 System (PEIMS) to the extent necessary to monitor compliance with  
22 this subchapter as determined by the commissioner;

23 (B) criminal history records under Subchapter C,  
24 Chapter 22;

25 (C) reading instruments and accelerated reading  
26 instruction programs under Section 28.006;

27 (D) accelerated instruction under Section

- 1 28.0211;
- 2 (E) high school graduation requirements under
- 3 Section 28.025;
- 4 (F) special education programs under Subchapter
- 5 A, Chapter 29;
- 6 (G) bilingual education under Subchapter B,
- 7 Chapter 29;
- 8 (H) prekindergarten programs under Subchapter E
- 9 or E-1, Chapter 29, except class size limits for prekindergarten
- 10 classes imposed under Section 25.112, which do not apply;
- 11 (I) extracurricular activities under Section
- 12 33.081;
- 13 (J) discipline management practices or behavior
- 14 management techniques under Section 37.0021;
- 15 (K) health and safety under Chapter 38;
- 16 (L) the provisions of Subchapter A, Chapter 39;
- 17 (M) public school accountability and special
- 18 investigations under Subchapters A, B, C, D, F, G, and J, Chapter
- 19 39, and Chapter 39A;
- 20 (N) the requirement under Section 21.006 to
- 21 report an educator's misconduct;
- 22 (O) intensive programs of instruction under
- 23 Section 28.0213;
- 24 (P) the right of a school employee to report a
- 25 crime, as provided by Section 37.148;
- 26 (Q) bullying prevention policies and procedures
- 27 under Section 37.0832;

1 (R) the right of a school under Section 37.0052  
2 to place a student who has engaged in certain bullying behavior in a  
3 disciplinary alternative education program or to expel the student;

4 (S) the right under Section 37.0151 to report to  
5 local law enforcement certain conduct constituting assault or  
6 harassment;

7 (T) a parent's right to information regarding the  
8 provision of assistance for learning difficulties to the parent's  
9 child as provided by Sections 26.004(b)(11) and 26.0081(c) and (d);

10 (U) establishment of residency under Section  
11 25.001;

12 (V) school safety requirements under Sections  
13 37.0814, 37.108, 37.1081, 37.1082, 37.1084, 37.1085, 37.109,  
14 37.113, 37.114, 37.1141, 37.115, 37.207, and 37.2071;

15 (W) the early childhood literacy and mathematics  
16 proficiency plans under Section 11.185;

17 (X) the college, career, and military readiness  
18 plans under Section 11.186; and

19 (Y) [~~(X)~~] parental options to retain a student  
20 under Section 28.02124.

21 SECTION 5. Section 29.202(a), Education Code, is amended to  
22 read as follows:

23 (a) A student is eligible to receive a public education  
24 grant or to attend another public school in the district in which  
25 the student resides under this subchapter if the student is  
26 assigned to attend a public school campus:

27 (1) assigned an unacceptable performance rating that

1 is made publicly available under Section [39.054](#); or

2 (2) determined by the commissioner to be noncompliant  
3 with safety and security requirements under Section 37.1085.

4 SECTION 6. Subchapter C, Chapter 37, Education Code, is  
5 amended by adding Section 37.0814 to read as follows:

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

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

12 (1) a school district peace officer;

13 (2) a school resource officer;

14 (3) a commissioned peace officer employed as security  
15 personnel under Section [37.081](#);

16 (4) a school marshal; or

17 (5) a school district employee who:

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

21 (B) carries a handgun on the employee's person  
22 while on school premises in accordance with written regulations or  
23 written authorization of the district under Section  
24 [46.03](#)(a)(1)(A), Penal Code.

25 SECTION 7. Section [37.108](#), Education Code, is amended by  
26 amending Subsections (a) and (b) and adding Subsection (h) to read  
27 as follows:

1           (a) Each school district or public junior college district  
2 shall adopt and implement a multihazard emergency operations plan  
3 for use in the district's facilities. The plan must address  
4 prevention, mitigation, preparedness, response, and recovery as  
5 defined by the Texas School Safety Center in conjunction with the  
6 governor's office of homeland security, ~~and~~ the commissioner of  
7 education, and the ~~or~~ commissioner of higher education~~, as~~  
8 ~~applicable~~. The plan must provide for:

9           (1) training in responding to an emergency for  
10 district employees, including substitute teachers;

11           (2) measures to ensure district employees, including  
12 substitute teachers, have classroom access to a telephone,  
13 including a cellular telephone, or another electronic  
14 communication device allowing for immediate contact with district  
15 emergency services or emergency services agencies, law enforcement  
16 agencies, health departments, and fire departments;

17           (3) measures to ensure district communications  
18 technology and infrastructure are adequate to allow for  
19 communication during an emergency;

20           (4) if the plan applies to a school district,  
21 mandatory school drills and exercises, including drills required  
22 under Section 37.114, to prepare district students and employees  
23 for responding to an emergency;

24           (5) measures to ensure coordination with the  
25 Department of State Health Services and local emergency management  
26 agencies, law enforcement, health departments, and fire  
27 departments in the event of an emergency; ~~and~~

1 (6) the implementation of a safety and security audit  
2 as required by Subsection (b); and

3 (7) any other requirements established by the Texas  
4 School Safety Center in consultation with the agency.

5 (b) At least once every three years, each school district or  
6 public junior college district shall conduct a safety and security  
7 audit of the district's facilities. A ~~[To the extent possible, a]~~  
8 district shall follow safety and security audit procedures  
9 developed by the Texas School Safety Center in coordination with  
10 the commissioner of education or commissioner of higher education,  
11 as applicable, or a person included in the registry established by  
12 the Texas School Safety Center under Section 37.2091.

13 (h) The Texas School Safety Center and the agency shall  
14 provide school safety-related data collected by the center or  
15 agency to each other on request.

16 SECTION 8. Section 37.1081(a), Education Code, is amended  
17 to read as follows:

18 (a) If the board of trustees of a school district receives  
19 notice of noncompliance under Section 37.207(e) or 37.2071(d) or  
20 (g) ~~[37.2071(g)]~~, the board shall hold a public hearing to notify  
21 the public of:

22 (1) the district's failure to:

23 (A) submit or correct deficiencies in a  
24 multihazard emergency operations plan; or

25 (B) report the results of a safety and security  
26 audit to the Texas School Safety Center as required by law;

27 (2) the dates during which the district has not been in



1 compliance; and

2 (3) the names of each member of the board of trustees  
3 and the superintendent serving in that capacity during the dates  
4 the district was not in compliance.

5 SECTION 9. Subchapter D, Chapter 37, Education Code, is  
6 amended by adding Sections 37.1084 and 37.1085 to read as follows:

7 Sec. 37.1084. AGENCY MONITORING OF SCHOOL DISTRICT SAFETY  
8 AND SECURITY REQUIREMENTS. (a) The agency shall monitor school  
9 district compliance with safety and security requirements,  
10 including by annually conducting on-site audits of school  
11 districts. The agency may conduct the on-site audits using a cycle  
12 of random selection. The on-site audits must be conducted in  
13 accordance with criteria developed by the agency in consultation  
14 with the Texas School Safety Center.

15 (b) The monitoring must include intruder detection audits  
16 of each school district to determine whether an intruder could gain  
17 unsecured, unauthorized access to a district campus. The agency  
18 shall ensure that an intruder detection audit is conducted annually  
19 at each school district and that the audit includes an on-site audit  
20 of not less than 25 percent of the district's campuses.

21 (c) The agency may establish an office of school safety and  
22 security within the agency to coordinate the agency's monitoring of  
23 school district compliance with safety and security requirements  
24 under this section. The head of an office of school safety and  
25 security established under this subsection must report directly to  
26 the commissioner.

27 (d) The agency shall, in coordination with the Texas School

1 Safety Center, provide technical assistance to support  
2 implementation of school district multihazard emergency operations  
3 plans and safety and security audits and other school district  
4 safety and security requirements.

5 (e) The agency may use or require the use of third parties to  
6 conduct the monitoring required under this section.

7 (f) The agency and the Texas School Safety Center may  
8 identify, develop, and make available to school districts  
9 information to assist districts in the implementation and operation  
10 of safety and security requirements, including relevant:

- 11 (1) guidelines;
- 12 (2) techniques;
- 13 (3) blueprints;
- 14 (4) best practices; and
- 15 (5) procedures.

16 (g) The agency may require a school district to submit  
17 information necessary for the agency to conduct an on-site audit or  
18 otherwise monitor school district compliance with safety and  
19 security requirements under this section, including:

- 20 (1) notice of an event requiring a district's  
21 emergency response; and
- 22 (2) information regarding the district's response and  
23 use of emergency operations procedures during an event described by  
24 Subdivision (1).

25 (h) The agency may review school district records as  
26 necessary to ensure compliance with this subchapter and Subchapter  
27 G.

1 (i) Any document or information collected, identified,  
2 developed, or produced relating to the monitoring of school  
3 district safety and security requirements under this section is  
4 confidential under Sections 418.177 and 418.181, Government Code,  
5 and not subject to disclosure under Chapter 552, Government Code.

6 (j) The commissioner may adopt rules as necessary to  
7 administer this section.

8 Sec. 37.1085. ACTIONS BASED ON NONCOMPLIANCE WITH SAFETY  
9 AND SECURITY REQUIREMENTS. (a) For purposes of this section, the  
10 commissioner may determine that a school district or a campus of the  
11 district is noncompliant with the safety and security requirements  
12 under Section 37.1084 if the district fails to:

13 (1) submit to the required monitoring under that  
14 section;

15 (2) comply with applicable safety and security  
16 requirements; or

17 (3) address in a reasonable time period, as determined  
18 by commissioner rule, issues raised by the agency's monitoring of  
19 the district under that section.

20 (b) A student enrolled in a school district determined to be  
21 noncompliant under Subsection (a) is eligible to receive a public  
22 education grant to attend a school in a district other than the  
23 district in which the student resides as provided by Subchapter G,  
24 Chapter 29.

25 (c) If the superintendent or an administrator of a school  
26 district is terminated by the board of trustees of the district as a  
27 result of a determination that the district was noncompliant under

1 Subsection (a), the board may not make a severance payment of any  
2 amount to the superintendent or administrator.

3 (d) Notwithstanding any other law, a school district that is  
4 determined to be noncompliant under Subsection (a) is, from the  
5 date of the determination until the date the commissioner  
6 determines that the district is compliant, ineligible to receive  
7 money under any grant program administered by the agency other than  
8 money awarded for purposes of improving school safety and security  
9 in the district.

10 (e) The commissioner may adopt rules as necessary to  
11 implement this section.

12 SECTION 10. Sections 37.2071(b), (c), (d), (f), (g), and  
13 (h), Education Code, are amended to read as follows:

14 (b) A school district or public junior college district  
15 shall submit its multihazard emergency operations plan to the  
16 center:

17 (1) not later than the 30th day after the date [on  
18 request of] the center requests the submission; and

19 (2) in accordance with the center's review cycle  
20 developed under Subsection (a).

21 (c) The center shall review each district's multihazard  
22 emergency operations plan submitted under Subsection (b) and:

23 (1) verify the plan meets the requirements of Section  
24 37.108; or

25 (2) provide the district with written notice:

26 (A) describing the plan's deficiencies; ~~and~~

27 (B) including specific recommendations to

1 correct the deficiencies; and

2 (C) stating that the district must correct the  
3 deficiencies in its plan and resubmit the revised plan to the  
4 center.

5 (d) If a district fails to submit its multihazard emergency  
6 operations plan to the center for review following a notification  
7 by the center that the district has failed to submit the district's  
8 plan, the center shall provide the district with written notice  
9 stating that the district must hold a public hearing under Section  
10 37.1081 [÷

11 ~~[(1) has failed to submit a plan; and~~

12 ~~[(2) must submit a plan to the center for review and~~  
13 ~~verification].~~

14 (f) If one month [~~three months~~] after the date of initial  
15 notification of a plan's deficiencies under Subsection (c)(2) [~~or~~  
16 ~~failure to submit a plan under Subsection (d)~~] a district has not  
17 corrected the plan deficiencies [~~or has failed to submit a plan~~],  
18 the center shall provide written notice to the district and agency  
19 that the district has not complied with the requirements of this  
20 section and must comply immediately.

21 (g) If a school district still has not corrected the plan  
22 deficiencies three [~~or has failed to submit a plan six~~] months after  
23 the date of initial notification under Subsection (c)(2) [~~or (d)~~],  
24 the center shall provide written notice to the school district  
25 stating that the district must hold a public hearing under Section  
26 37.1081.

27 (h) If a school district has failed to submit a plan, the

1 notice required by Subsection (d) [~~(g)~~] must state that the  
2 commissioner is authorized to appoint a conservator under Section  
3 [37.1082](#).

4 SECTION 11. Section [37.2091](#), Education Code, is amended by  
5 adding Subsection (b-1) to read as follows:

6 (b-1) A school district must confirm that a person is  
7 included in the registry established under Subsection (b) before  
8 the district may engage the person to provide school safety or  
9 security consulting services to the district.

10 SECTION 12. Subchapter [G](#), Chapter [37](#), Education Code, is  
11 amended by adding Section 37.221 to read as follows:

12 Sec. 37.221. FACILITIES STANDARDS REVIEW. (a) At least  
13 once every five years, the center shall review the building  
14 standards for instructional facilities adopted under Section [7.061](#)  
15 and make recommendations to the commissioner regarding any changes  
16 necessary to ensure that the building standards reflect best  
17 practices for student safety.

18 (b) The commissioner shall coordinate with municipalities  
19 and counties as necessary to align building code requirements with  
20 building standards recommended under Subsection (a) for purposes of  
21 ensuring compliance with those standards.

22 SECTION 13. Subchapter [E](#), Chapter [45](#), Education Code, is  
23 amended by adding Section 45.1011 to read as follows:

24 Sec. 45.1011. USE OF BOND PROCEEDS FOR SCHOOL SAFETY  
25 COMPLIANCE. (a) The proceeds of bonds issued by school districts  
26 for the construction and equipment of school buildings in the  
27 district and the purchase of the necessary sites for school

1 buildings may be used to pay the costs associated with complying  
2 with school safety and security requirements for school facilities.

3 (b) This subsection applies to a school district that is  
4 determined by the agency, through the agency's monitoring of safety  
5 and security requirements under Section 37.1084, to not be in  
6 compliance with those requirements. Notwithstanding any other law,  
7 a school district to which this subsection applies must use the  
8 proceeds of bonds described by Subsection (a) to achieve compliance  
9 with applicable safety and security requirements before the  
10 district may use those proceeds for any other authorized purpose.

11 SECTION 14. Section 48.115, Education Code, is amended by  
12 amending Subsections (a) and (b) and adding Subsections (b-1) and  
13 (b-2) to read as follows:

14 (a) A [~~From funds appropriated for that purpose, the~~  
15 ~~commissioner shall provide to a~~] school district is entitled to an  
16 annual allotment equal to the sum of the following amounts or a  
17 greater [in the] amount provided by appropriation:

18 (1) \$10 for each student in average daily attendance,  
19 plus \$1 for each student in average daily attendance per every \$50  
20 by which the district's maximum basic allotment under Section  
21 48.051 exceeds \$6,160, prorated as necessary; and

22 (2) \$15,000 per campus.

23 (b) Funds allocated under this section must be used to  
24 improve school safety and security, including costs associated  
25 with:

26 (1) securing school facilities, including:

27 (A) improvements to school infrastructure;

1 (B) the use or installation of physical barriers;

2 and

3 (C) the purchase and maintenance of:

4 (i) security cameras or other security  
5 equipment; and

6 (ii) technology, including communications  
7 systems or devices, that facilitates communication and information  
8 sharing between students, school personnel, and first responders in  
9 an emergency;

10 (2) providing security for the district, including:

11 (A) employing school district peace officers,  
12 private security officers, ~~and~~ school marshals, and other persons  
13 authorized by the board of trustees of the district and permitted by  
14 law to carry a weapon on school campus grounds; and

15 (B) collaborating with local law enforcement  
16 agencies, such as entering into a memorandum of understanding for  
17 the assignment of school resource officers to schools in the  
18 district;

19 (3) school safety and security measures ~~[training and~~  
20 ~~planning]~~, including:

21 (A) active shooter and emergency response  
22 training;

23 (B) prevention and treatment programs relating  
24 to addressing adverse childhood experiences; and

25 (C) the prevention, identification, and  
26 management of emergencies and threats, using evidence-based,  
27 effective prevention practices and including:



1 (i) providing licensed counselors, social  
2 workers, and individuals trained in restorative discipline and  
3 restorative justice practices;

4 (ii) providing mental health personnel and  
5 support;

6 (iii) providing behavioral health  
7 services;

8 (iv) establishing threat reporting  
9 systems; and

10 (v) developing and implementing programs  
11 focused on restorative justice practices, culturally relevant  
12 instruction, and providing mental health support; ~~and~~

13 (4) providing programs related to suicide prevention,  
14 intervention, and postvention; and

15 (5) employing a school safety director and other  
16 personnel to manage and monitor school safety initiatives and the  
17 implementation of school safety requirements for the district.

18 (b-1) The agency and Texas School Safety Center shall  
19 coordinate to designate certain technologies that a school  
20 district, in using funds allocated under this section, may purchase  
21 only from a vendor approved by the agency and center. A school  
22 district may not use funds allocated under this section to purchase  
23 a technology designated under this subsection from a vendor not  
24 approved by the agency and center.

25 (b-2) If the agency, in coordination with the Texas School  
26 Safety Center, determines that entering into a statewide contract  
27 with a vendor for the provision of a technology designated under

1 Subsection (b-1) would result in cost savings to school districts,  
2 the agency may, after receiving approval from the Legislative  
3 Budget Board and office of the governor, enter into a contract with  
4 a vendor to provide the technology to each district that uses funds  
5 allocated under this section to purchase that technology.

6 SECTION 15. Subchapter B, Chapter 85, Local Government  
7 Code, is amended by adding Section 85.024 to read as follows:

8 Sec. 85.024. SCHOOL SAFETY MEETINGS. (a) The sheriff of a  
9 county with a total population of less than 350,000 in which a  
10 public school is located shall call and conduct semiannual meetings  
11 to discuss:

12 (1) school safety;

13 (2) coordinated law enforcement response to school  
14 violence incidents;

15 (3) law enforcement agency capabilities;

16 (4) available resources;

17 (5) emergency radio interoperability;

18 (6) chain of command planning; and

19 (7) other related subjects proposed by a person in  
20 attendance at the meeting.

21 (b) The following persons shall attend a meeting called  
22 under Subsection (a):

23 (1) the sheriff or the sheriff's designee;

24 (2) the police chief of a municipal police department  
25 in the county or the police chief's designee;

26 (3) each elected constable in the county or the  
27 constable's designees;

1           (4) each police chief of a school district's police  
2 department or school district security coordinator from each school  
3 district located in the county;

4           (5) a representative of the Department of Public  
5 Safety assigned to the county;

6           (6) a representative of each other state agency with  
7 commissioned peace officers assigned to the county;

8           (7) a person appointed to a command staff position at  
9 an emergency medical service in the county;

10           (8) a person appointed to a command staff position at a  
11 municipal emergency medical service in the county;

12           (9) a person appointed to a command staff position at a  
13 fire department in the county;

14           (10) the superintendent or the superintendent's  
15 designee of each school district located in the county; and

16           (11) any other person the sheriff considers  
17 appropriate.

18           (c) The sheriff shall invite any federal law enforcement  
19 official serving in the county to attend the meeting.

20           (d) As soon as practicable after a meeting under Subsection  
21 (a), the sheriff shall submit a report to the Texas School Safety  
22 Center identifying the attendees of the meeting and the subjects  
23 discussed. The Texas School Safety Center shall maintain the report  
24 and make it publicly available on the center's Internet website.  
25 The center may not make publicly available and shall redact any  
26 parts of a report that the center determines may expose a safety  
27 vulnerability of a school district facility.

1           SECTION 16. To the extent of any conflict, this Act prevails  
2 over another Act of the 88th Legislature, Regular Session, 2023,  
3 relating to nonsubstantive additions to and corrections in enacted  
4 codes.

5           SECTION 17. Sections 7.028 and 29.202, Education Code, as  
6 amended by this Act, and Chapter 37, Education Code, as amended by  
7 this Act, apply beginning with the 2023-2024 school year.

8           SECTION 18. Section 37.1085(c), Education Code, as added by  
9 this Act, applies only to a superintendent, administrator serving  
10 as educational leader and chief executive officer of a school  
11 district or open-enrollment charter school, or other administrator  
12 of the district or school employed under a contract entered into on  
13 or after the effective date of this Act.

14           SECTION 19. Section 45.1011, Education Code, as added by  
15 this Act, applies only to a bond authorized to be issued at an  
16 election held on or after the effective date of this Act.

17           SECTION 20. (a) Except as provided by Subsection (b) of  
18 this section, this Act takes effect immediately if it receives a  
19 vote of two-thirds of all the members elected to each house, as  
20 provided by Section 39, Article III, Texas Constitution. If this  
21 Act does not receive the vote necessary for immediate effect, this  
22 Act takes effect September 1, 2023.

23           (b) Section 48.115, Education Code, as amended by this Act,  
24 takes effect September 1, 2023.