

By: Creighton, et al.
(Dutton)

S.B. No. 9

Substitute the following for S.B. No. 9:

By: Buckley

C.S.S.B. No. 9

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the rights and certification of public school
3 educators, including financial and other assistance and waivers
4 provided to public schools by the Texas Education Agency related to
5 public school educators, methods of instruction provided in public
6 schools, and certain allotments under the Foundation School
7 Program.

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

9 SECTION 1. Section 11.1513, Education Code, is amended by
10 adding Subsection (1) to read as follows:

11 (1) The employment policy must provide that:

12 (1) before the beginning of each school year, the
13 district shall provide a duty calendar for certain professional
14 staff as required by Section 11.15131; and

15 (2) for purposes of determining the amount of a
16 reduction in the salary of a classroom teacher, full-time
17 counselor, or full-time librarian for unpaid leave, the employee's
18 daily rate of pay is computed by dividing the employee's annual
19 salary by the number of days the employee is expected to work for
20 that school year as provided by the district's duty calendar
21 adopted under Section 11.15131.

22 SECTION 2. Subchapter D, Chapter 11, Education Code, is
23 amended by adding Section 11.15131 to read as follows:

24 Sec. 11.15131. DUTY CALENDAR FOR CERTAIN PROFESSIONAL

1 STAFF. (a) In this section, "supplemental duty" means a duty not
2 assigned under an employee's employment contract, that is expected
3 to be performed on an instructional day and that may be governed by
4 an agreement, other than the employee's employment contract,
5 between the school district and the employee.

6 (b) Not later than the 45th day before the first
7 instructional day of each school year, the board of trustees of a
8 school district shall adopt and provide to each classroom teacher,
9 full-time counselor, and full-time librarian employed by the
10 district a calendar that specifies the days each employee is
11 expected to work during that school year, including each day on
12 which the employee is expected to perform duties for more than 30
13 minutes outside of the instructional day.

14 (c) A school district may not require a classroom teacher,
15 full-time counselor, or full-time librarian to perform any duties
16 for more than 30 minutes outside of the instructional day and on
17 more than two days in each month, unless the district enters a
18 contract or agreement with the teacher, counselor, or librarian,
19 separate from the employee's employment contract and under which
20 the employee receives additional compensation, for the performance
21 of those supplemental duties.

22 (d) A school district may not coerce a classroom teacher,
23 full-time counselor, or full-time librarian to enter into a
24 contract or agreement to perform supplemental duties described by
25 Subsection (c).

26 SECTION 3. Subchapter A, Chapter 21, Education Code, is
27 amended by adding Section 21.010 to read as follows:

1 Sec. 21.010. TEACHER POSITION DATA COLLECTION. The agency
2 shall collect data from school districts and open-enrollment
3 charter schools for the recruitment and retention of classroom
4 teachers, including the classification, grade level, subject area,
5 duration, and other relevant information regarding vacant teaching
6 positions in a district or school. The data may be collected using
7 the Public Education Information Management System (PEIMS) or
8 another reporting mechanism specified by the agency.

9 SECTION 4. Subchapter B, Chapter 21, Education Code, is
10 amended by adding Section 21.0411 to read as follows:

11 Sec. 21.0411. WAIVER OR PAYMENT OF CERTAIN EXAMINATION AND
12 CERTIFICATION FEES. (a) Notwithstanding a rule adopted under
13 Section 21.041(c), the board shall, for a person applying for a
14 certification to teach established under this subchapter, waive:

15 (1) a certification examination fee imposed by the
16 board for the first administration of the examination to the
17 person; and

18 (2) a fee associated with the application for
19 certification by the person.

20 (b) The board shall pay to a vendor that administers a
21 certification examination required for certification to teach
22 under this subchapter a fee assessed by that vendor for the
23 examination of a person applying for a certification to teach
24 established under this subchapter for the first administration of
25 the examination to the person.

26 SECTION 5. Section 21.044, Education Code, is amended by
27 adding Subsection (h) to read as follows:

1 (h) An educator preparation program, including an educator
2 preparation program offered by an institution of higher education,
3 as defined by Section 61.003, may not include instruction that
4 incorporates the method of three-cueing, as defined by Section
5 28.0062(a-1), into foundational skills reading instruction.

6 SECTION 6. Section 21.051, Education Code, is amended by
7 adding Subsections (f-2) and (f-3) to read as follows:

8 (f-2) The board shall propose rules as soon as practicable
9 providing that a candidate for certification enrolled in an
10 educator preparation program is entitled to not fewer than five
11 candidate observations during a school year that fulfill the
12 requirements for field-based experience if the candidate:

13 (1) is employed by a district of innovation with a
14 local innovation plan developed under Section 12A.003 that exempts
15 the district from the requirements of Section 21.003;

16 (2) does not hold a teacher intern certificate or a
17 probationary certificate issued under Section 21.0491; and

18 (3) takes the subject matter examination required
19 under Section 21.048 applicable to the subject area the candidate
20 is teaching not later than six weeks after the date the candidate
21 begins teaching at the district of innovation.

22 (f-3) A candidate for certification who fulfills the
23 requirements for field-based experience in accordance with
24 Subsection (f-2):

25 (1) may be issued a standard certificate if the
26 candidate completes all other eligibility requirements required to
27 receive a standard certification, including passing any

1 examination required for that certification, required by the board,
2 and in accordance with timelines established by board rule; and
3 (2) may not be issued a teacher intern or probationary
4 certificate.

5 SECTION 7. Section 21.105, Education Code, is amended by
6 amending Subsection (c) and adding Subsection (g) to read as
7 follows:

8 (c) Subject to Subsections (e), ~~and~~ (f), and (g), on
9 written complaint by the employing district, the State Board for
10 Educator Certification may impose sanctions against a teacher
11 employed under a probationary contract who:

- 12 (1) resigns;
- 13 (2) fails without good cause to comply with Subsection
14 (a) or (b); and
- 15 (3) fails to perform the contract.

16 (g) The State Board for Educator Certification may not
17 impose a sanction under Subsection (c) against a teacher who
18 relinquishes a position under a probationary contract and leaves
19 the employment of the district after the 45th day before the first
20 day of instruction for the upcoming school year in violation of
21 Subsection (a) and without the consent of the board of trustees
22 under Subsection (b), if the teacher's failure to comply with
23 Subsection (a) was due to:

24 (1) the teacher, or a close family member of the
25 teacher, developing a serious illness or experiencing a significant
26 change in health condition;

27 (2) the teacher relocating because the teacher's

1 spouse or a partner who resides with the teacher changes employers;
2 (3) the needs of the teacher's family changing
3 significantly in a manner that requires the teacher to:
4 (A) relocate; or
5 (B) forgo employment during a period of required
6 employment under the teacher's contract; or
7 (4) the teacher reasonably believing that the teacher
8 received written permission from the school district to resign.

9 SECTION 8. Section 21.160, Education Code, is amended by
10 amending Subsection (c) and adding Subsection (g) to read as
11 follows:

12 (c) Subject to Subsections (e), ~~and~~ (f), and (g), on
13 written complaint by the employing district, the State Board for
14 Educator Certification may impose sanctions against a teacher who
15 is employed under a continuing contract that obligates the district
16 to employ the person for the following school year and who:

- 17 (1) resigns;
18 (2) fails without good cause to comply with Subsection
19 (a) or (b); and
20 (3) fails to perform the contract.

21 (g) The State Board for Educator Certification may not
22 impose a sanction under Subsection (c) against a teacher who
23 relinquishes a position under a continuing contract and leaves the
24 employment of the district after the 45th day before the first day
25 of instruction of the upcoming school year in violation of
26 Subsection (a) and without the consent of the board of trustees
27 under Subsection (b), if the teacher's failure to comply with

1 Subsection (a) was due to:

2 (1) the teacher, or a close family member of the
3 teacher, developing a serious illness or experiencing a significant
4 change in health condition;

5 (2) the teacher relocating because the teacher's
6 spouse or a partner who resides with the teacher changes employers;

7 (3) the needs of the teacher's family changing
8 significantly in a manner that requires the teacher to:

9 (A) relocate; or

10 (B) forgo employment during a period of required
11 employment under the teacher's contract; or

12 (4) the teacher reasonably believing that the teacher
13 received written permission from the school district to resign.

14 SECTION 9. Section [21.210](#), Education Code, is amended by
15 amending Subsection (c) and adding Subsection (g) to read as
16 follows:

17 (c) Subject to Subsections (e), ~~and~~ (f), and (g), on
18 written complaint by the employing district, the State Board for
19 Educator Certification may impose sanctions against a teacher who
20 is employed under a term contract that obligates the district to
21 employ the person for the following school year and who:

22 (1) resigns;

23 (2) fails without good cause to comply with Subsection
24 (a) or (b); and

25 (3) fails to perform the contract.

26 (g) The State Board for Educator Certification may not
27 impose a sanction under Subsection (c) against a teacher who

1 relinquishes a position under a term contract and leaves the
2 employment of the district after the 45th day before the first day
3 of instruction of the upcoming school year in violation of
4 Subsection (a) and without the consent of the board of trustees
5 under Subsection (b), if the teacher's failure to comply with
6 Subsection (a) was due to:

7 (1) the teacher, or a close family member of the
8 teacher, developing a serious illness or experiencing a significant
9 change in health condition;

10 (2) the teacher relocating because the teacher's
11 spouse or a partner who resides with the teacher changes employers;

12 (3) the needs of the teacher's family changing
13 significantly in a manner that requires the teacher to:

14 (A) relocate; or

15 (B) forgo employment during a period of required
16 employment under the teacher's contract; or

17 (4) the teacher reasonably believing that the teacher
18 received written permission from the school district to resign.

19 SECTION 10. Sections 21.3521(a), (c), and (e), Education
20 Code, are amended to read as follows:

21 (a) Subject to Subsection (b), a school district or
22 open-enrollment charter school may designate a classroom teacher as
23 a master, exemplary, ~~or~~ recognized, or acknowledged teacher for a
24 five-year period based on the results from single year or multiyear
25 appraisals that comply with Section 21.351 or 21.352.

26 (c) Notwithstanding performance standards established
27 under Subsection (b), a classroom teacher that holds a National

1 Board Certification issued by the National Board for Professional
2 Teaching Standards may be designated as nationally board certified
3 [~~recognized~~].

4 (e) The agency shall develop and provide technical
5 assistance for school districts and open-enrollment charter
6 schools that request assistance in implementing a local optional
7 teacher designation system, including:

8 (1) providing assistance in prioritizing high needs
9 campuses;

10 (2) providing examples of local optional teacher
11 designation systems;

12 (3) applying the performance and validity standards
13 established by the commissioner under Subsection (b);

14 (4) providing centralized support for the analysis of
15 the results of assessment instruments administered to district or
16 school students; and

17 (5) facilitating effective communication on and
18 promotion of local optional teacher designation systems.

19 SECTION 11. Subchapter H, Chapter 21, Education Code, is
20 amended by adding Section 21.3522 to read as follows:

21 Sec. 21.3522. LOCAL OPTIONAL TEACHER DESIGNATION SYSTEM
22 GRANT PROGRAM. (a) From funds appropriated or otherwise available
23 for the purpose, the agency shall establish and administer a grant
24 program to provide money and technical assistance to:

25 (1) expand implementation of local optional teacher
26 designation systems under Section 21.3521; and

27 (2) increase the number of classroom teachers eligible

1 for a designation under that section.

2 (b) A grant awarded under this section must:

3 (1) meet the needs of individual school districts; and

4 (2) enable regional leadership capacity.

5 (c) The commissioner may adopt rules to establish and
6 administer the grant program under this section.

7 SECTION 12. Subchapter I, Chapter 21, Education Code, is
8 amended by adding Section 21.416 to read as follows:

9 Sec. 21.416. EMPLOYED RETIREE TEACHER REIMBURSEMENT GRANT
10 PROGRAM. (a) From funds appropriated or otherwise available, the
11 commissioner shall establish and administer a grant program to
12 award funds to reimburse a school district or open-enrollment
13 charter school that hires a teacher who retired before September 1,
14 2022, for the increased contributions to the Teacher Retirement
15 System of Texas associated with hiring the retired teacher.

16 (b) In appropriating money for grants awarded under this
17 section, the legislature may provide for, modify, or limit amounts
18 appropriated for that purpose in the General Appropriations Act,
19 including by:

20 (1) providing, notwithstanding Subsection (a), a date
21 or date range other than September 1, 2022, before which a teacher
22 must have retired for a school district or open-enrollment charter
23 school that hires the teacher to be eligible; or

24 (2) limiting eligibility to a school district or
25 open-enrollment charter school that hires a retired teacher:

26 (A) who holds a certain certification;

27 (B) to teach a certain subject or grade;

1 (C) in a certain geographical area; or

2 (D) to provide instruction to certain students,
3 including to students with disabilities.

4 (c) The commissioner shall proportionally reduce the amount
5 of funds awarded to school districts and open-enrollment charter
6 schools under this section if the number of grant applications by
7 eligible districts or schools exceeds the number of grants the
8 commissioner could award with the money appropriated or otherwise
9 available for the purpose.

10 (d) A school district or open-enrollment charter school may
11 use funds received under this section to make required payments
12 under Section 825.4092, Government Code.

13 SECTION 13. Subchapter J, Chapter 21, Education Code, is
14 amended by adding Sections 21.466 and 21.467 to read as follows:

15 Sec. 21.466. TEACHER QUALITY ASSISTANCE. (a) From funds
16 appropriated or otherwise available for the purpose, the agency
17 shall develop training for and provide technical assistance to
18 school districts and open-enrollment charter schools regarding:

19 (1) strategic compensation, staffing, and scheduling
20 efforts that improve professional growth, teacher leadership
21 opportunities, and staff retention;

22 (2) programs that encourage high school students or
23 other members of the community in the area served by the district to
24 become teachers, including available teacher apprenticeship
25 programs; and

26 (3) programs or strategies that school leaders may use
27 to establish clear and attainable behavior expectations while

1 proactively supporting students.

2 (b) From funds appropriated or otherwise available, the
3 agency shall provide grants to school districts and open-enrollment
4 charter schools to implement initiatives developed under this
5 section.

6 Sec. 21.467. TEACHER TIME STUDY. (a) From funds
7 appropriated or otherwise available for the purpose, the agency
8 shall develop and maintain a technical assistance program to
9 support school districts and open-enrollment charter schools in:

10 (1) studying how the district's or school's staff and
11 student schedules, required noninstructional duties for classroom
12 teachers, and professional development requirements for educators
13 are affecting the amount of time classroom teachers work each week;
14 and

15 (2) refining the schedules for students or staff as
16 necessary to ensure teachers have sufficient time during normal
17 work hours to fulfill all job duties, including addressing the
18 needs of students.

19 (b) The agency shall periodically make findings and
20 recommendations for best practices publicly available using
21 information from participating school districts and
22 open-enrollment charter schools.

23 SECTION 14. Chapter 21, Education Code, is amended by
24 adding Subchapter R to read as follows:

25 SUBCHAPTER R. TEXAS TEACHER RESIDENCY PARTNERSHIP PROGRAM

26 Sec. 21.901. DEFINITIONS. In this subchapter:

27 (1) "Board" means the State Board for Educator

1 Certification.

2 (2) "Cooperating teacher" means a classroom teacher
3 who:

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

7 (B) is employed by a school district or
8 open-enrollment charter school participating in a partnership
9 program under this subchapter and paired with a partnership
10 resident at the district or school; and

11 (C) provides coaching to a partnership resident
12 in the teacher's classroom.

13 (3) "Partnership program" means a Texas Teacher
14 Residency Partnership Program established at a school district or
15 open-enrollment charter school in accordance with this subchapter.

16 (4) "Partnership resident" means a person enrolled in
17 a qualified educator preparation program participating in a
18 partnership program as a candidate for educator certification.

19 (5) "Qualified educator preparation program" means an
20 educator preparation program approved in accordance with rules
21 proposed under Section 21.903.

22 Sec. 21.902. ESTABLISHMENT OF PARTNERSHIP PROGRAM. (a)
23 The commissioner shall establish the Texas Teacher Residency
24 Partnership Program to enable qualified educator preparation
25 programs to form partnerships with school districts or
26 open-enrollment charter schools to provide residency positions to
27 partnership residents at the district or school.

1 (b) The partnership program must be designed to:

2 (1) allow partnership residents to receive
3 field-based experience working with cooperating teachers in
4 prekindergarten through grade 12 classrooms; and

5 (2) gradually increase the amount of time a
6 partnership resident spends engaging in instructional
7 responsibilities, including observation, co-teaching, and
8 lead-teaching responsibilities.

9 Sec. 21.903. QUALIFIED EDUCATOR PREPARATION PROGRAMS. The
10 board shall propose rules specifying the requirements for board
11 approval of an educator preparation program as a qualified educator
12 preparation program for purposes of this subchapter. The rules
13 must require an educator preparation program to:

14 (1) use research-based best practices for recruiting
15 and admitting candidates into the educator preparation program to
16 participate in the partnership program;

17 (2) integrate curriculum, classroom practice, and
18 formal observation and feedback;

19 (3) use multiple assessments to measure a partnership
20 resident's progress in the partnership program; and

21 (4) partner with a school district or open-enrollment
22 charter school.

23 Sec. 21.904. REQUIREMENTS FOR PARTICIPATING DISTRICTS AND
24 SCHOOLS. (a) A school district or open-enrollment charter school
25 participating in the partnership program shall:

26 (1) enter into a written agreement with a qualified
27 educator preparation program to:

1 (A) provide a partnership resident with at least
2 one school year of clinical teaching in a residency position at the
3 district or school in the subject area and grade level for which the
4 resident seeks certification; and

5 (B) pair the partnership resident with a
6 cooperating teacher;

7 (2) only use money received under Section 48.157 to:

8 (A) implement the partnership program;

9 (B) provide compensation to:

10 (i) partnership residents in residency
11 positions at the district or school; and

12 (ii) cooperating teachers who are paired
13 with partnership residents at the district or school; and

14 (C) provide an amount equal to at least 10
15 percent of the funding received by the district or school to the
16 qualified educator preparation program with which the district or
17 school partners;

18 (3) pay at least 50 percent of the compensation paid to
19 partnership residents using money other than money received under
20 Section 48.157; and

21 (4) provide any information required by the agency
22 regarding the district's or school's implementation of the program.

23 (b) A school district or open-enrollment charter school may
24 only pair a partnership resident with a cooperating teacher who
25 agrees to participate in that role in a partnership program at the
26 district or school partnership program.

27 (c) A partnership resident may not serve as a teacher of

1 record, as that term is defined by Section 21.051.

2 Sec. 21.905. RESIDENCY EDUCATOR CERTIFICATE. The board
3 shall propose rules specifying the requirements for the issuance of
4 a residency educator certificate to a candidate who has
5 successfully completed a qualified educator preparation program
6 under Section 21.903. The rules may not require the resident to
7 pass a pedagogy examination unless the examination tests
8 subject-specific content appropriate for the grade and subject area
9 for which the candidate seeks certification.

10 Sec. 21.906. AGENCY SUPPORT. The agency shall provide
11 technical assistance, planning, and support to school districts,
12 open-enrollment charter schools, and qualified educator
13 preparation programs, which must include:

14 (1) providing model forms and agreements a district,
15 school, or educator preparation program may use to comply with the
16 requirements of this subchapter; and

17 (2) support for district and school strategic staffing
18 and compensation models to incentivize participation in a
19 partnership program.

20 Sec. 21.907. AUTHORITY TO ACCEPT CERTAIN FUNDS. The
21 commissioner may solicit and accept gifts, grants, and donations
22 from public and private entities to use for the purposes of this
23 subchapter.

24 Sec. 21.908. RULES; NEGOTIATED RULEMAKING COMMITTEE. (a)
25 The board shall propose rules necessary to implement this
26 subchapter, including, subject to Subsection (b), rules under
27 Sections 21.903 and 21.905.

1 (b) In using negotiated rulemaking procedures under Chapter
2 2008, Government Code, for any proposed rule related to the
3 implementation of Section 21.903 or 21.905, the board must appoint
4 to the negotiated rulemaking committee persons representing
5 institutions of higher education, as defined by Section 61.003.

6 (c) The commissioner shall adopt rules as necessary to
7 implement this subchapter after considering the recommendations of
8 the negotiated rulemaking committee appointed under Subsection
9 (b).

10 SECTION 15. Section 28.0062, Education Code, is amended by
11 adding Subsection (a-1) to read as follows:

12 (a-1) In this subsection, "three-cueing" means any model,
13 including the model referred to as meaning, structure, and visual
14 cues (MSV), of teaching a student to read based on meaning,
15 structure and syntax, and visual cues or memory. A school district
16 or open-enrollment charter school may not include any instruction
17 that incorporates three-cueing in the foundational skills reading
18 curriculum for kindergarten through third grade.

19 SECTION 16. Sections 29.054(b) and (c), Education Code, are
20 amended to read as follows:

21 (b) An application for an exception may be filed with the
22 agency when a district is unable to hire a sufficient number of
23 teachers with teaching certificates appropriate for bilingual
24 education instruction to staff the required program. The
25 application must be accompanied by:

26 (1) documentation showing that the district has taken
27 all reasonable affirmative steps to secure teachers with teaching

1 certificates appropriate for bilingual education instruction and
2 has failed;

3 (2) documentation showing that the district has
4 affirmative hiring policies and procedures consistent with the need
5 to serve emergent bilingual students;

6 (3) documentation showing that, on the basis of
7 district records, no teacher having a teaching certificate
8 appropriate for bilingual instruction or emergency credentials has
9 been unjustifiably denied employment by the district within the
10 past 36 [~~12~~] months; and

11 (4) a plan detailing specific measures to be used by
12 the district to eliminate the conditions that created the need for
13 an exception.

14 (c) An exception shall be granted under this section on an
15 individual district basis and is valid for three years [~~only one~~
16 ~~year~~]. Application for an exception for a second or succeeding
17 three-year period: [~~year~~]

18 (1) must be accompanied by the documentation
19 prescribed by Subsection (b); and

20 (2) may be for different teachers than the teachers
21 who were included in an application for an exception for a preceding
22 period.

23 SECTION 17. Section 29.153(b), Education Code, is amended
24 to read as follows:

25 (b) A child is eligible for enrollment in a prekindergarten
26 class under this section if the child is at least three years of age
27 and:

1 (1) is unable to speak and comprehend the English
2 language;

3 (2) is educationally disadvantaged;

4 (3) is homeless, regardless of the residence of the
5 child, of either parent of the child, or of the child's guardian or
6 other person having lawful control of the child;

7 (4) is the child of an active duty member of the armed
8 forces of the United States, including the state military forces or
9 a reserve component of the armed forces, who is ordered to active
10 duty by proper authority;

11 (5) is the child of a member of the armed forces of the
12 United States, including the state military forces or a reserve
13 component of the armed forces, who was injured or killed while
14 serving on active duty;

15 (6) is or ever has been in:

16 (A) the conservatorship of the Department of
17 Family and Protective Services following an adversary hearing held
18 as provided by Section [262.201](#), Family Code; or

19 (B) foster care in another state or territory, if
20 the child resides in this state; ~~[or]~~

21 (7) is the child of a person eligible for the Star of
22 Texas Award as:

23 (A) a peace officer under Section [3106.002](#),
24 Government Code;

25 (B) a firefighter under Section [3106.003](#),
26 Government Code; or

27 (C) an emergency medical first responder under

1 Section 3106.004, Government Code; or

2 (8) is the child of a person employed as a classroom
3 teacher at a public primary or secondary school in the school
4 district that offers a prekindergarten class under this section.

5 SECTION 18. Section 48.108, Education Code, is amended by
6 adding Subsection (a-1) to read as follows:

7 (a-1) For each student in average daily attendance in
8 prekindergarten, a school district is entitled to an annual
9 allotment equal to the basic allotment multiplied by 0.1 if the
10 student is at least four years of age and eligible to enroll in a
11 prekindergarten class under Section 29.153(b).

12 SECTION 19. Sections 48.112(c) and (d), Education Code, are
13 amended to read as follows:

14 (c) For each classroom teacher with a teacher designation
15 under Section 21.3521 employed by a school district, the school
16 district is entitled to an allotment equal to the following
17 applicable base amount increased by the high needs and rural factor
18 as determined under Subsection (d):

19 (1) \$12,000, or an increased amount not to exceed
20 \$36,000 [~~\$32,000~~] as determined under Subsection (d), for each
21 master teacher;

22 (2) \$9,000 [~~\$6,000~~], or an increased amount not to
23 exceed \$25,000 [~~\$18,000~~] as determined under Subsection (d), for
24 each exemplary teacher; ~~and~~

25 (3) \$5,000 [~~\$3,000~~], or an increased amount not to
26 exceed \$15,000 [~~\$9,000~~] as determined under Subsection (d), for
27 each recognized teacher; and

1 (4) \$3,000, or an increased amount not to exceed
2 \$9,000 as determined under Subsection (d), for each:

3 (A) acknowledged teacher; or

4 (B) teacher designated as nationally board
5 certified.

6 (d) The high needs and rural factor is determined by
7 multiplying the following applicable amounts by the average of the
8 point value assigned to each student at a district campus under
9 Subsection (e):

10 (1) \$6,000 [~~\$5,000~~] for each master teacher;

11 (2) \$4,000 [~~\$3,000~~] for each exemplary teacher; [~~and~~]

12 (3) \$2,500 [~~\$1,500~~] for each recognized teacher; and

13 (4) \$1,500 for each:

14 (A) acknowledged teacher; or

15 (B) teacher designated as nationally board
16 certified.

17 SECTION 20. Section 48.114, Education Code, is amended by
18 amending Subsection (a) and adding Subsection (d) to read as
19 follows:

20 (a) A school district [~~that has implemented a mentoring~~
21 ~~program for classroom teachers who have less than two years of~~
22 ~~teaching experience under Section 21.458~~] is entitled to an
23 allotment [~~as determined under Subsection (b)~~] to fund a [the]
24 mentoring program and to provide stipends for mentor teachers if:

25 (1) the district has implemented a mentoring program
26 for classroom teachers under Section 21.458; and

27 (2) the mentor teachers assigned under that program

1 complete a training program that is required or developed by the
2 agency for mentor teachers.

3 (d) A school district is entitled to an allotment of \$2,000
4 for each classroom teacher with less than two years of experience
5 who participates in a mentoring program described by Subsection
6 (a). A district may receive an allotment under this section for no
7 more than 40 teachers during a school year, except that the
8 commissioner may approve an application submitted by the district
9 to receive for a school year additional allotments for additional
10 classroom teachers, if the district has more than 40 classroom
11 teachers who are eligible to participate in the mentoring program
12 described by Subsection (a). In approving applications under this
13 subsection, the commissioner shall ensure the total amount provided
14 in allotments under this section does not exceed the amount
15 appropriated for that purpose for that school year.

16 SECTION 21. Subchapter D, Chapter 48, Education Code, is
17 amended by adding Section 48.157 to read as follows:

18 Sec. 48.157. RESIDENCY PARTNERSHIP ALLOTMENT. (a) In this
19 section:

20 (1) "Partnership program" and "partnership resident"
21 have the meanings assigned by Section 21.901.

22 (2) "Rural campus" has the meaning assigned by Section
23 48.112.

24 (b) For each partnership resident employed at a school
25 district in a residency position under Subchapter R, Chapter 21,
26 the district is entitled to an allotment equal to a base amount of
27 \$22,000 increased by the high needs and rural factor, as determined

1 under Subsection (c), to an amount not to exceed \$42,000.

2 (c) The high needs and rural factor is determined by
3 multiplying \$5,000 by the lesser of:

4 (1) the average of the point value assigned to each
5 student at a district campus under Sections 48.112(e) and (f); or

6 (2) 4.0.

7 (d) In addition to the funding under Subsection (b), a
8 district that qualifies for an allotment under this section is
9 entitled to an additional \$2,000 for each partnership resident
10 employed in a residency position at the district who is a candidate
11 for special education or bilingual education certification.

12 (e) The Texas School for the Deaf and the Texas School for
13 the Blind and Visually Impaired are entitled to an allotment under
14 this section. If the commissioner determines that assigning point
15 values under Subsection (c) to students enrolled in the Texas
16 School for the Deaf or the Texas School for the Blind and Visually
17 Impaired is impractical, the commissioner may use the average point
18 value assigned for those students' home districts for purposes of
19 calculating the high needs and rural factor.

20 SECTION 22. The following provisions are repealed:

21 (1) Section 48.114(b), Education Code;

22 (2) Subchapter Q, Chapter 21, Education Code; and

23 (3) Section 825.4092(f), Government Code, as added by
24 Chapter 546 (S.B. 202), Acts of the 87th Legislature, Regular
25 Session, 2021.

26 SECTION 23. Immediately following the effective date of
27 this Act, a school district or open-enrollment charter school shall

1 redesignate a teacher who holds a designation made under Section
2 21.3521, Education Code, before the effective date of this Act, to
3 reflect the teacher's designation under Section 21.3521, Education
4 Code, as amended by this Act. Funding provided to a school district
5 under Section 48.112, Education Code, for a teacher who held a
6 designation made under Section 21.3521, Education Code, as that
7 section existed immediately before the effective date of this Act,
8 shall be increased to reflect the teacher's redesignation under
9 Section 21.3521, Education Code, as amended by this Act.

10 SECTION 24. Notwithstanding Section 21.903, Education
11 Code, as added by this Act, until the State Board for Educator
12 Certification adopts rules specifying the requirements for
13 approval of an educator preparation program as a qualified educator
14 preparation program as required by that section, the commissioner
15 of education may approve a program as a qualified educator
16 preparation program for purposes of Subchapter R, Chapter 21,
17 Education Code, as added by this Act, if the commissioner
18 determines that the program meets the requirements under Section
19 21.903, Education Code, as added by this Act. An educator
20 preparation program's designation as a qualified educator
21 preparation program by the commissioner under this section remains
22 effective until the first anniversary of the earliest effective
23 date of a rule adopted by the State Board for Educator Certification
24 under Section 21.903, Education Code, as added by this Act.

25 SECTION 25. Sections 29.054(b) and (c), Education Code, as
26 amended by this Act, apply beginning with the 2023-2024 school
27 year.

1 SECTION 26. (a) Except as provided by Subsection (b) of
2 this section, this Act applies beginning with the 2023-2024 school
3 year.

4 (b) Section 48.108(a-1), Education Code, as added by this
5 Act, applies beginning with the 2025-2026 school year.

6 SECTION 27. (a) Except as provided by Subsection (b) of
7 this section, this Act takes effect immediately if this Act
8 receives a vote of two-thirds of all the members elected to each
9 house, as provided by Section 39, Article III, Texas Constitution.
10 If this Act does not receive the vote necessary for immediate
11 effect, the entirety of this Act takes effect September 1, 2023.

12 (b) Sections 48.112(c) and (d) and 48.114, Education Code,
13 as amended by this Act, and Sections 48.108(a-1) and 48.157,
14 Education Code, as added by this Act, take effect September 1, 2023.