

1-1 By: Nichols, et al. S.B. No. 11
1-2 (In the Senate - Filed March 3, 2023; March 7, 2023, read
1-3 first time and referred to Committee on Education; April 17, 2023,
1-4 reported adversely, with favorable Committee Substitute by the
1-5 following vote: Yeas 11, Nays 0; April 17, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11			X	
1-12	X			
1-13			X	
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			
1-20	X			

1-21 COMMITTEE SUBSTITUTE FOR S.B. No. 11 By: Paxton

1-22 A BILL TO BE ENTITLED
1-23 AN ACT

1-24 relating to measures for ensuring safety and security in public
1-25 schools, including measures related to certain student records and
1-26 truant conduct and active shooter training for certain peace
1-27 officers.

1-28 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-29 SECTION 1. Section 7.028(a), Education Code, is amended to
1-30 read as follows:

1-31 (a) Except as provided by Section 21.006(k), 22.093(1),
1-32 22.096, 28.006, 29.001(5), 29.010(a), 33.006(h), 37.1083, 37.1084,
1-33 38.003, or 39.003, the agency may monitor compliance with
1-34 requirements applicable to a process or program provided by a
1-35 school district, campus, program, or school granted charters under
1-36 Chapter 12, including the process described by Subchapter F,
1-37 Chapter 11, or a program described by Subchapter B, C, D, E, F, H, or
1-38 I, Chapter 29, or Subchapter A, Chapter 37, only as necessary to
1-39 ensure:

- 1-40 (1) compliance with federal law and regulations;
- 1-41 (2) financial accountability, including compliance
1-42 with grant requirements;
- 1-43 (3) data integrity for purposes of:
 - 1-44 (A) the Public Education Information Management
1-45 System (PEIMS); and
 - 1-46 (B) accountability under Chapters 39 and 39A; and
- 1-47 (4) qualification for funding under Chapter 48.

1-48 SECTION 2. Subchapter B, Chapter 8, Education Code, is
1-49 amended by adding Section 8.064 to read as follows:

1-50 Sec. 8.064. SCHOOL SAFETY SUPPORT. (a) A regional
1-51 education service center shall act as a school safety resource for
1-52 school districts and open-enrollment charter schools in the region
1-53 served by the center. The center may assist a school district or
1-54 open-enrollment charter school directly or in collaboration with
1-55 the Texas School Safety Center, as applicable:

- 1-56 (1) in developing and implementing a multihazard
1-57 emergency operations plan under Section 37.108;
- 1-58 (2) in establishing a school safety and security
1-59 committee under Section 37.109;
- 1-60 (3) in conducting emergency school drills and

2-1 exercises;
2-2 (4) in addressing deficiencies in campus security
2-3 identified by a school safety review team under Section 37.1084;
2-4 and
2-5 (5) by providing guidance on any other matter relating
2-6 to school safety and security.
2-7 (b) A regional education service center shall provide
2-8 assistance as necessary to the region's school safety review team
2-9 established under Section 37.1084.
2-10 SECTION 3. Section 12.104(b), Education Code, as amended by
2-11 Chapters 542 (S.B. 168), 887 (S.B. 1697), 915 (H.B. 3607), 974 (S.B.
2-12 2081), and 1046 (S.B. 1365), Acts of the 87th Legislature, Regular
2-13 Session, 2021, is reenacted and amended to read as follows:
2-14 (b) An open-enrollment charter school is subject to:
2-15 (1) a provision of this title establishing a criminal
2-16 offense;
2-17 (2) the provisions in Chapter 554, Government Code;
2-18 and
2-19 (3) a prohibition, restriction, or requirement, as
2-20 applicable, imposed by this title or a rule adopted under this
2-21 title, relating to:
2-22 (A) the Public Education Information Management
2-23 System (PEIMS) to the extent necessary to monitor compliance with
2-24 this subchapter as determined by the commissioner;
2-25 (B) criminal history records under Subchapter C,
2-26 Chapter 22;
2-27 (C) reading instruments and accelerated reading
2-28 instruction programs under Section 28.006;
2-29 (D) accelerated instruction under Section
2-30 28.0211;
2-31 (E) high school graduation requirements under
2-32 Section 28.025;
2-33 (F) special education programs under Subchapter
2-34 A, Chapter 29;
2-35 (G) bilingual education under Subchapter B,
2-36 Chapter 29;
2-37 (H) prekindergarten programs under Subchapter E
2-38 or E-1, Chapter 29, except class size limits for prekindergarten
2-39 classes imposed under Section 25.112, which do not apply;
2-40 (I) extracurricular activities under Section
2-41 33.081;
2-42 (J) discipline management practices or behavior
2-43 management techniques under Section 37.0021;
2-44 (K) health and safety under Chapter 38;
2-45 (L) the provisions of Subchapter A, Chapter 39;
2-46 (M) public school accountability and special
2-47 investigations under Subchapters A, B, C, D, F, G, and J, Chapter
2-48 39, and Chapter 39A;
2-49 (N) the requirement under Section 21.006 to
2-50 report an educator's misconduct;
2-51 (O) intensive programs of instruction under
2-52 Section 28.0213;
2-53 (P) the right of a school employee to report a
2-54 crime, as provided by Section 37.148;
2-55 (Q) bullying prevention policies and procedures
2-56 under Section 37.0832;
2-57 (R) the right of a school under Section 37.0052
2-58 to place a student who has engaged in certain bullying behavior in a
2-59 disciplinary alternative education program or to expel the student;
2-60 (S) the right under Section 37.0151 to report to
2-61 local law enforcement certain conduct constituting assault or
2-62 harassment;
2-63 (T) a parent's right to information regarding the
2-64 provision of assistance for learning difficulties to the parent's
2-65 child as provided by Sections 26.004(b)(11) and 26.0081(c) and (d);
2-66 (U) establishment of residency under Section
2-67 25.001;
2-68 (V) school safety requirements under Sections
2-69 37.108, 37.1081, 37.1082, 37.1083, 37.1084, 37.1085, 37.109,

3-1 37.113, 37.114, 37.1141, 37.115, 37.207, and 37.2071;

3-2 (W) the early childhood literacy and mathematics
3-3 proficiency plans under Section 11.185;

3-4 (X) the college, career, and military readiness
3-5 plans under Section 11.186; and

3-6 (Y) [~~(X)~~] parental options to retain a student
3-7 under Section 28.02124.

3-8 SECTION 4. Section 25.002(a), Education Code, is amended to
3-9 read as follows:

3-10 (a) If a parent or other person with legal control of a child
3-11 under a court order enrolls the child in a public school, the parent
3-12 or other person or the school district in which the child most
3-13 recently attended school shall furnish to the school district:

3-14 (1) the child's birth certificate or another document
3-15 suitable as proof of the child's identity;

3-16 (2) a copy of the child's records from the school the
3-17 child most recently attended if the child has been previously
3-18 enrolled in a school in this state or another state, including for a
3-19 child who most recently attended a public school in this state, a
3-20 copy of the child's disciplinary record and any threat assessment
3-21 involving the child's behavior conducted under Section 37.115; and

3-22 (3) a record showing that the child has the
3-23 immunizations as required under Section 38.001, in the case of a
3-24 child required under that section to be immunized, proof as
3-25 required by that section showing that the child is not required to
3-26 be immunized, or proof that the child is entitled to provisional
3-27 admission under that section and under rules adopted under that
3-28 section.

3-29 SECTION 5. Section 25.036, Education Code, is amended by
3-30 adding Subsection (c) to read as follows:

3-31 (c) In the case of a transfer under this section, a child's
3-32 school district of residence shall provide the receiving district
3-33 with the child's disciplinary record and any threat assessment
3-34 involving the child's behavior conducted under Section 37.115.

3-35 SECTION 6. Section 25.095(a), Education Code, is amended to
3-36 read as follows:

3-37 (a) A school district or open-enrollment charter school
3-38 shall notify a student's parent in writing at the beginning of the
3-39 school year that if the student is absent from school, without
3-40 excuse under Section 25.087, on six [10] or more days or parts of
3-41 days within an eight-week [a six-month] period in the same school
3-42 year:

3-43 (1) the student's parent is subject to prosecution
3-44 under Section 25.093; and

3-45 (2) the student is subject to referral to a truancy
3-46 court for truant conduct under Section 65.003(a), Family Code.

3-47 SECTION 7. Section 25.0951(a), Education Code, is amended
3-48 to read as follows:

3-49 (a) If a student fails to attend school without excuse on
3-50 six [10] or more days or parts of days within an eight-week [a
3-51 six-month] period in the same school year, a school district shall
3-52 within 10 school days of the student's sixth [10th] absence refer
3-53 the student to a truancy court for truant conduct under Section
3-54 65.003(a), Family Code.

3-55 SECTION 8. Section 37.108, Education Code, is amended by
3-56 amending Subsections (a) and (b) and adding Subsection (h) to read
3-57 as follows:

3-58 (a) Each school district or public junior college district
3-59 shall adopt and implement a multihazard emergency operations plan
3-60 for use in the district's facilities. The plan must address
3-61 prevention, mitigation, preparedness, response, and recovery as
3-62 defined by the Texas School Safety Center in conjunction with the
3-63 governor's office of homeland security, ~~and~~ the commissioner of
3-64 education, and the [or] commissioner of higher education[~~as~~
3-65 applicable]. The plan must provide for:

3-66 (1) training in responding to an emergency for
3-67 district employees, including substitute teachers;

3-68 (2) measures to ensure district employees, including
3-69 substitute teachers, have classroom access to a telephone,

4-1 including a cellular telephone, or another electronic
 4-2 communication device allowing for immediate contact with district
 4-3 emergency services or emergency services agencies, law enforcement
 4-4 agencies, health departments, and fire departments;

4-5 (3) measures to ensure district communications
 4-6 technology and infrastructure are adequate to allow for
 4-7 communication during an emergency;

4-8 (4) if the plan applies to a school district,
 4-9 mandatory school drills and exercises, including drills required
 4-10 under Section 37.114, to prepare district students and employees
 4-11 for responding to an emergency;

4-12 (5) measures to ensure coordination with the
 4-13 Department of State Health Services and local emergency management
 4-14 agencies, law enforcement, health departments, and fire
 4-15 departments in the event of an emergency; ~~and~~

4-16 (6) the implementation of a safety and security audit
 4-17 as required by Subsection (b); and

4-18 (7) any other requirements established by the Texas
 4-19 School Safety Center in consultation with the agency.

4-20 (b) At least once every three years, each school district or
 4-21 public junior college district shall conduct a safety and security
 4-22 audit of the district's facilities. ~~A [To the extent possible, a]~~
 4-23 district shall follow safety and security audit procedures
 4-24 developed by the Texas School Safety Center in coordination with
 4-25 the commissioner of education or commissioner of higher education,
 4-26 as applicable, or a person included in the registry established by
 4-27 the Texas School Safety Center under Section 37.2091.

4-28 (h) The Texas School Safety Center and the agency shall
 4-29 provide school safety-related data collected by the center or
 4-30 agency to each other on request.

4-31 SECTION 9. Section 37.1081(a), Education Code, is amended
 4-32 to read as follows:

4-33 (a) If the board of trustees of a school district receives
 4-34 notice of noncompliance under Section 37.207(e) or 37.2071(d) or
 4-35 (g) [~~37.2071(g)~~], the board shall hold a public hearing to notify
 4-36 the public of:

4-37 (1) the district's failure to:
 4-38 (A) submit or correct deficiencies in a
 4-39 multihazard emergency operations plan; or

4-40 (B) report the results of a safety and security
 4-41 audit to the Texas School Safety Center as required by law;

4-42 (2) the dates during which the district has not been in
 4-43 compliance; and

4-44 (3) the names of each member of the board of trustees
 4-45 and the superintendent serving in that capacity during the dates
 4-46 the district was not in compliance.

4-47 SECTION 10. Subchapter D, Chapter 37, Education Code, is
 4-48 amended by adding Sections 37.1083, 37.1084, and 37.1085 to read as
 4-49 follows:

4-50 Sec. 37.1083. AGENCY MONITORING OF SCHOOL DISTRICT SAFETY
 4-51 AND SECURITY REQUIREMENTS. (a) The agency shall monitor the
 4-52 implementation and operation of requirements related to school
 4-53 district safety and security, including school district:

4-54 (1) multihazard emergency operations plans; and

4-55 (2) safety and security audits.

4-56 (b) The agency shall establish an office of school safety
 4-57 and security within the agency that consists of individuals with
 4-58 substantial expertise and experience in school or law enforcement
 4-59 safety and security operations and oversight at the local, state,
 4-60 or federal level to coordinate the agency's monitoring of school
 4-61 district safety and security requirements under this section. The
 4-62 director of the office is appointed by the governor and confirmed by
 4-63 the senate and must report directly to the commissioner.

4-64 (c) The agency shall, in coordination with the Texas School
 4-65 Safety Center, provide technical assistance to school districts to
 4-66 support the implementation and operation of safety and security
 4-67 requirements.

4-68 (d) As part of the technical assistance provided under
 4-69 Subsection (c), the agency shall conduct a detailed vulnerability

5-1 assessment of each school district on a random basis determined by
5-2 the agency once every four years. The assessment must:
5-3 (1) assess facility access controls, emergency
5-4 operations procedures, and other school safety requirements; and
5-5 (2) to the greatest extent practicable, coincide with
5-6 the safety and security audit required under Section 37.108.
5-7 (e) The agency shall use a rubric developed by the office of
5-8 school safety and security in collaboration with the Texas School
5-9 Safety Center to conduct a vulnerability assessment of a school
5-10 district under Subsection (d).
5-11 (f) On completion of a vulnerability assessment under
5-12 Subsection (d), the agency shall provide to the superintendent and
5-13 school safety and security committee established under Section
5-14 37.109 for the applicable school district a report on the results of
5-15 the assessment that includes recommendations and required
5-16 corrective actions to address any deficiencies in campus security
5-17 identified by the agency.
5-18 (g) The agency may engage a third party as necessary to
5-19 enable the agency to monitor the implementation and operation of
5-20 school district safety and security requirements under this
5-21 section.
5-22 (h) The agency may require a school district to submit
5-23 information necessary for the agency to monitor the implementation
5-24 and operation of school district safety and security requirements
5-25 under this section, including:
5-26 (1) notice of an event requiring a district's
5-27 emergency response including the discovery of a firearm on a
5-28 campus; and
5-29 (2) information regarding the district's response and
5-30 use of emergency operations procedures during an event described by
5-31 Subdivision (1).
5-32 (i) The agency may review school district records as
5-33 necessary to ensure compliance with this subchapter and Subchapter
5-34 G.
5-35 (j) Any document or information collected, identified,
5-36 developed, or produced relating to the monitoring of school
5-37 district safety and security requirements under this section is
5-38 confidential under Sections 418.177 and 418.181, Government Code,
5-39 and not subject to disclosure under Chapter 552, Government Code.
5-40 (k) The commissioner may adopt rules as necessary to
5-41 administer this section.
5-42 Sec. 37.1084. REGIONAL SCHOOL SAFETY REVIEW TEAMS. (a) In
5-43 this section:
5-44 (1) "Office" means the office of school safety and
5-45 security established under Section 37.1083.
5-46 (2) "Team" means a school safety review team
5-47 established under this section.
5-48 (b) The office shall establish a school safety review team
5-49 in each region served by a regional education service center. A
5-50 team shall annually conduct on-site general intruder detection
5-51 audits of school district campuses in the team's region. In
5-52 conducting an intruder detection audit, a team must:
5-53 (1) use a rubric developed by the office in
5-54 consultation with the Texas School Safety Center;
5-55 (2) not later than the seventh day before the date of a
5-56 scheduled audit, notify the superintendent of the school district
5-57 in which the campus being audited is located; and
5-58 (3) on completion of the audit, provide to the
5-59 superintendent and school safety and security committee
5-60 established under Section 37.109 for the school district in which
5-61 the campus is located a report on the results of the audit that
5-62 includes recommendations and required corrective actions to
5-63 address any deficiencies in campus security identified by the team.
5-64 (c) A regional education service center shall provide
5-65 support as necessary to assist the region's team in conducting
5-66 intruder detection audits under this section.
5-67 (d) A report produced by a team under this section is
5-68 confidential and not subject to disclosure under Chapter 552,
5-69 Government Code.

6-1 Sec. 37.1085. ASSIGNMENT OF CONSERVATOR FOR NONCOMPLIANCE
6-2 WITH SCHOOL SAFETY AND SECURITY REQUIREMENTS. (a) The
6-3 commissioner may assign a conservator under Chapter 39A if a school
6-4 district fails to:

6-5 (1) submit to any required monitoring, assessment, or
6-6 audit under Section 37.1083 or 37.1084;

6-7 (2) comply with applicable safety and security
6-8 requirements; or

6-9 (3) address in a reasonable time period, as determined
6-10 by commissioner rule, issues raised by the agency's monitoring,
6-11 assessment, or audit of the district under Section 37.1083 or
6-12 37.1084.

6-13 (b) A conservator assigned to a district under this section
6-14 may exercise the powers and duties of a conservator under Section
6-15 39A.003 only to correct a failure identified under Subsection (a).

6-16 SECTION 11. Subchapter D, Chapter 37, Education Code, is
6-17 amended by adding Section 37.1131 to read as follows:

6-18 Sec. 37.1131. NOTIFICATION REGARDING VIOLENT ACTIVITY. (a)
6-19 The agency shall develop model standards for providing notice
6-20 regarding violent activity that has occurred or is being
6-21 investigated at a school district campus or other district facility
6-22 or at a district-sponsored activity to parents, guardians, and
6-23 other persons standing in parental relation to students who are
6-24 assigned to the campus, regularly use the facility, or are
6-25 attending the activity, as applicable. The standards must:

6-26 (1) include electronic notification through text
6-27 messaging and e-mail;

6-28 (2) provide an option for real-time notification; and

6-29 (3) protect student privacy.

6-30 (b) Each school district shall adopt a policy for providing
6-31 notice described by Subsection (a) in a manner that meets the
6-32 standards adopted under that subsection.

6-33 SECTION 12. Sections 37.2071(b), (c), (d), (f), (g), and
6-34 (h), Education Code, are amended to read as follows:

6-35 (b) A school district or public junior college district
6-36 shall submit its multihazard emergency operations plan to the
6-37 center:

6-38 (1) not later than the 30th day after the date [on
6-39 request of] the center requests the submission; and

6-40 (2) in accordance with the center's review cycle
6-41 developed under Subsection (a).

6-42 (c) The center shall review each district's multihazard
6-43 emergency operations plan submitted under Subsection (b) and:

6-44 (1) verify the plan meets the requirements of Section
6-45 37.108; or

6-46 (2) provide the district with written notice:

6-47 (A) describing the plan's deficiencies; [and]

6-48 (B) including specific recommendations to
6-49 correct the deficiencies; and

6-50 (C) stating that the district must correct the
6-51 deficiencies in its plan and resubmit the revised plan to the
6-52 center.

6-53 (d) If a district fails to submit its multihazard emergency
6-54 operations plan to the center for review following a notification
6-55 by the center that the district has failed to submit the district's
6-56 plan, the center shall provide the district with written notice
6-57 stating that the district must hold a public hearing under Section
6-58 37.1081[+]

6-59 [~~(1) has failed to submit a plan, and~~

6-60 [~~(2) must submit a plan to the center for review and~~
6-61 verification].

6-62 (f) If one month [~~three months~~] after the date of initial
6-63 notification of a plan's deficiencies under Subsection (c)(2) [~~or~~
6-64 failure to submit a plan under Subsection (d)] a district has not
6-65 corrected the plan deficiencies [~~or has failed to submit a plan~~],
6-66 the center shall provide written notice to the district and agency
6-67 that the district has not complied with the requirements of this
6-68 section and must comply immediately.

6-69 (g) If a school district still has not corrected the plan

7-1 deficiencies three [~~or has failed to submit a plan six~~] months after
7-2 the date of initial notification under Subsection (c)(2) [~~or (d)~~],
7-3 the center shall provide written notice to the school district
7-4 stating that the district must hold a public hearing under Section
7-5 37.1081.

7-6 (h) If a school district has failed to submit a plan, the
7-7 notice required by Subsection (d) [~~(g)~~] must state that the
7-8 commissioner is authorized to appoint a conservator under Section
7-9 37.1082.

7-10 SECTION 13. Section 37.2091, Education Code, is amended by
7-11 adding Subsection (b-1) to read as follows:

7-12 (b-1) A school district must confirm that a person is
7-13 included in the registry established under Subsection (b) before
7-14 the district may engage the person to provide school safety or
7-15 security consulting services to the district.

7-16 SECTION 14. Section 48.115, Education Code, is amended by
7-17 amending Subsections (a) and (b) and adding Subsections (a-1) and
7-18 (b-1) to read as follows:

7-19 (a) Except as provided by Subsection (a-1), [From funds
7-20 appropriated for that purpose, the commissioner shall provide to] a
7-21 school district is entitled to an annual allotment equal to the sum
7-22 of the following amounts or a greater [in the] amount provided by
7-23 appropriation:

7-24 (1) \$16,800 for each campus with 1,100 or more
7-25 enrolled students;

7-26 (2) \$16,000 for each campus with 600 to 1,099 enrolled
7-27 students;

7-28 (3) \$15,500 for each campus with 350 to 599 enrolled
7-29 students; and

7-30 (4) \$15,000 for each campus with 349 or fewer enrolled
7-31 students [for each student in average daily attendance].

7-32 (a-1) A school district campus that provides only virtual
7-33 instruction or utilizes only facilities not subject to the
7-34 district's control is not included for purposes of determining a
7-35 school district's allotment under Subsection (a).

7-36 (b) Funds allocated under this section must be used to
7-37 improve school safety and security, including costs associated
7-38 with:

7-39 (1) securing school facilities, including:
7-40 (A) improvements to school infrastructure;
7-41 (B) the use or installation of physical barriers;

7-42 and
7-43 (C) the purchase and maintenance of:
7-44 (i) security cameras or other security
7-45 equipment; and

7-46 (ii) technology, including communications
7-47 systems or devices, that facilitates communication and information
7-48 sharing between students, school personnel, and first responders in
7-49 an emergency;

7-50 (2) providing security for the district, including:
7-51 (A) employing school district peace officers,
7-52 private security officers, and school marshals; and
7-53 (B) collaborating with local law enforcement
7-54 agencies, such as entering into a memorandum of understanding for
7-55 the assignment of school resource officers to schools in the
7-56 district;

7-57 (3) school safety and security measures [~~training and~~
7-58 ~~planning~~], including:

7-59 (A) active shooter and emergency response
7-60 training;

7-61 (B) prevention and treatment programs relating
7-62 to addressing adverse childhood experiences; and

7-63 (C) the prevention, identification, and
7-64 management of emergencies and threats, using evidence-based,
7-65 effective prevention practices and including:

7-66 (i) providing licensed counselors, social
7-67 workers, and individuals trained in restorative discipline and
7-68 restorative justice practices;

7-69 (ii) providing mental health personnel and

8-1 support;
 8-2 (iii) providing behavioral health
 8-3 services;
 8-4 (iv) establishing threat reporting
 8-5 systems; and
 8-6 (v) developing and implementing programs
 8-7 focused on restorative justice practices, culturally relevant
 8-8 instruction, and providing mental health support; and
 8-9 (4) providing programs related to suicide prevention,
 8-10 intervention, and postvention.

8-11 (b-1) The agency may designate certain technologies that a
 8-12 school district, in using funds allocated under this section, may
 8-13 purchase only from a vendor approved by the agency.

8-14 SECTION 15. Section 65.003(a), Family Code, is amended to
 8-15 read as follows:

8-16 (a) A child engages in truant conduct if the child is
 8-17 required to attend school under Section 25.085, Education Code, and
 8-18 fails to attend school on six [~~10~~] or more days or parts of days
 8-19 within an eight-week [~~a six-month~~] period in the same school year.

8-20 SECTION 16. Section 1701.253, Occupations Code, is amended
 8-21 by adding Subsection (q) to read as follows:

8-22 (q) As part of the minimum curriculum requirements, the
 8-23 commission shall require an officer to complete a training program
 8-24 on responding to an active shooter as provided by the Advanced Law
 8-25 Enforcement Rapid Response Training Center at Texas State
 8-26 University--San Marcos, or a similar organization approved by the
 8-27 commission. An officer shall complete the program not later than
 8-28 the second anniversary of the date the officer is licensed under
 8-29 this chapter unless the officer completes the program as part of the
 8-30 officer's basic training course. Completion of a training program
 8-31 under this subsection satisfies any other requirement for the
 8-32 officer to complete a training program on responding to active
 8-33 shooters, including under Section 37.0812(a), Education Code.

8-34 SECTION 17. Subchapter F, Chapter 1701, Occupations Code,
 8-35 is amended by adding Section 1701.2635 to read as follows:

8-36 Sec. 1701.2635. ACTIVE SHOOTER TRAINING FOR OFFICERS AT
 8-37 PUBLIC SCHOOLS. (a) This section applies to a:

8-38 (1) school district peace officer as defined by
 8-39 Section 1701.262; and

8-40 (2) school resource officer as defined by Section
 8-41 1701.601.

8-42 (b) An officer to whom this section applies shall complete a
 8-43 one-time training program on responding to an active shooter as
 8-44 provided by the Advanced Law Enforcement Rapid Response Training
 8-45 Center at Texas State University--San Marcos, or a similar
 8-46 organization approved by the commission, before or within two years
 8-47 of beginning to provide law enforcement services at a public
 8-48 primary or secondary school.

8-49 (c) Completion of a training program under this section
 8-50 satisfies any other requirement that the officer complete a
 8-51 training program on responding to active shooters, including under
 8-52 Section 37.0812(a), Education Code.

8-53 SECTION 18. (a) As soon as practicable after the effective
 8-54 date of this Act, the Texas Education Agency shall establish the
 8-55 office of school safety and security and the governor shall appoint
 8-56 the director of that office as required by Section 37.1083,
 8-57 Education Code, as added by this Act.

8-58 (b) As soon as practicable after the office of school safety
 8-59 and security has been established, the office shall establish
 8-60 school safety review teams in each region served by a regional
 8-61 education service center as required by Section 37.1084, Education
 8-62 Code, as added by this Act.

8-63 SECTION 19. (a) As soon as practicable after the effective
 8-64 date of this Act, the Texas Commission on Law Enforcement shall
 8-65 adopt rules to implement Sections 1701.253(q) and 1701.2635,
 8-66 Occupations Code, as added by this Act.

8-67 (b) The minimum curriculum requirements under Section
 8-68 1701.253(q), Occupations Code, as added by this Act, apply only to
 8-69 an officer who first begins to satisfy those requirements on or

9-1 after January 1, 2024.

9-2 (c) Notwithstanding Section 1701.2635, Occupations Code, as
9-3 added by this Act, an officer who holds a license under Chapter
9-4 1701, Occupations Code, on September 1, 2023, and to whom that
9-5 section applies shall complete the training program required by
9-6 that section not later than September 1, 2025.

9-7 SECTION 20. To the extent of any conflict, this Act prevails
9-8 over another Act of the 88th Legislature, Regular Session, 2023,
9-9 relating to nonsubstantive additions to and corrections in enacted
9-10 codes.

9-11 SECTION 21. Sections 7.028, 25.095, and 25.0951, Education
9-12 Code, as amended by this Act, Chapter 37, Education Code, as amended
9-13 by this Act, and Section 65.003, Family Code, as amended by this
9-14 Act, apply beginning with the 2023-2024 school year.

9-15 SECTION 22. (a) Except as provided by Subsection (b) of
9-16 this section, this Act takes effect immediately if it receives a
9-17 vote of two-thirds of all the members elected to each house, as
9-18 provided by Section 39, Article III, Texas Constitution. If this
9-19 Act does not receive the vote necessary for immediate effect, this
9-20 Act takes effect September 1, 2023.

9-21 (b) Section 48.115, Education Code, as amended by this Act,
9-22 takes effect September 1, 2023.

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