

SENATE AMENDMENTS

2nd Printing

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

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(1),
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. Section 37.081, Education Code, is amended by
5 amending Subsection (a) and adding Subsections (a-1), (a-2), and
6 (a-3) to read as follows:

7 (a) The board of trustees of any school district may employ
8 or contract with security personnel, enter into a memorandum of
9 understanding with a local law enforcement agency or a county or
10 municipality that is the employing political subdivision of
11 commissioned peace officers for the provision of school resource
12 officers, contract with a security services contractor licensed
13 under Chapter 1702, Occupations Code, for the provision of a level
14 two or three commissioned security officer, as defined by Section
15 1702.002, Occupations Code, and commission peace officers to carry
16 out this subchapter. [~~If a board of trustees authorizes a person~~
17 ~~employed as security personnel to carry a weapon, the person must be~~
18 ~~a commissioned peace officer.~~] The jurisdiction of a peace
19 officer, a school resource officer, or security personnel under
20 this section shall be determined by the board of trustees and may
21 include all territory in the boundaries of the school district and
22 all property outside the boundaries of the district that is owned,
23 leased, or rented by or otherwise under the control of the school
24 district and the board of trustees that employ the peace officer or
25 security personnel or that enter into a memorandum of understanding
26 for the provision of a school resource officer.

27 (a-1) A memorandum of understanding for the provision of

1 school resource officers entered into under Subsection (a) must:

2 (1) be in the form of an interlocal contract under
3 Chapter 791, Government Code; and

4 (2) use a proportionate cost allocation methodology to
5 address any costs or fees incurred by the school district or the
6 local law enforcement agency, county, or municipality, as
7 applicable.

8 (a-2) The cost allocation methodology used under Subsection
9 (a-1)(2) may allow a local law enforcement agency, county, or
10 municipality, as applicable, to recoup direct costs incurred as a
11 result of the contract but may not allow the agency, county, or
12 municipality to profit under the contract.

13 (a-3) A school district, local law enforcement agency,
14 county, or municipality that enters into a memorandum of
15 understanding under Subsection (a) may seek funding from federal,
16 state, and private sources to support the cost of providing school
17 resource officers under this section.

18 SECTION 7. Subchapter C, Chapter 37, Education Code, is
19 amended by adding Section 37.0814 to read as follows:

20 Sec. 37.0814. ARMED SECURITY OFFICER REQUIRED. (a) The
21 board of trustees of each school district shall determine the
22 appropriate number of armed security officers for each district
23 campus. The board must ensure at least one armed security officer
24 is present during regular school hours at each district campus.

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

26 (1) a school district peace officer;

27 (2) a school resource officer;

1 (3) a commissioned peace officer employed as security
2 personnel under Section 37.081;

3 (4) an individual who holds a level 3 license issued
4 under Chapter 1702, Occupations Code;

5 (5) a school marshal; or

6 (6) a school district employee or a person with whom
7 the district contracts who:

8 (A) has completed school safety training
9 provided by a qualified handgun instructor certified in school
10 safety under Section 411.1901, Government Code; and

11 (B) carries a handgun on his or her person while
12 on school premises in accordance with written regulations or
13 written authorization of the district under Section
14 46.03(a)(1)(A), Penal Code.

15 (c) Subject to Subsection (d), a security officer described
16 by Subsection (a) may not perform the routine law enforcement
17 duties of a peace officer, including making arrests, unless the
18 duty is performed in response to an emergency that poses a threat of
19 death or serious bodily injury to a student, school district
20 employee, or other individual at the district campus.

21 (d) Subsection (c) does not apply to a commissioned peace
22 officer who is assigned law enforcement duties that are included in
23 campus and district documents describing the role of peace officers
24 in the district as required by Section 37.081(d) but who is also
25 fulfilling the role of armed security officer at the district under
26 this section.

27 (e) A local law enforcement agency must apply the same

1 policies, procedures, and fee structures to each memorandum of
2 understanding entered into by the law enforcement agency with a
3 school district for the provision of a school resource officer to
4 act as an armed security officer in accordance with this section.

5 SECTION 8. Section 37.108, Education Code, is amended by
6 amending Subsections (a) and (b) and adding Subsection (h) to read
7 as follows:

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

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

18 (2) measures to ensure district employees, including
19 substitute teachers, have classroom access to a telephone,
20 including a cellular telephone, or another electronic
21 communication device allowing for immediate contact with district
22 emergency services or emergency services agencies, law enforcement
23 agencies, health departments, and fire departments;

24 (3) measures to ensure district communications
25 technology and infrastructure are adequate to allow for
26 communication during an emergency;

27 (4) if the plan applies to a school district,

1 mandatory school drills and exercises, including drills required
2 under Section 37.114, to prepare district students and employees
3 for responding to an emergency;

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

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

10 (7) evidence-based strategies to create positive and
11 safe school environments, including:

12 (A) family engagement programs;

13 (B) employee trainings on multi-tiered systems
14 of support for academic and behavioral success;

15 (C) efforts to respond to chronic absenteeism;

16 (D) trauma-informed practices as defined in
17 Section 38.036; and

18 (E) opportunities for community feedback on the
19 implementation of the measures required by this subdivision; and

20 (8) any other requirements established by the Texas
21 School Safety Center in consultation with the agency.

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

1 as applicable, or a person included in the registry established by
2 the Texas School Safety Center under Section 37.2091.

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

6 SECTION 9. Section 37.1081(a), Education Code, is amended
7 to read as follows:

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

- 12 (1) the district's failure to:
- 13 (A) submit or correct deficiencies in a
 - 14 multihazard emergency operations plan; or
 - 15 (B) report the results of a safety and security
 - 16 audit to the Texas School Safety Center as required by law;
- 17 (2) the dates during which the district has not been in
18 compliance; and
- 19 (3) the names of each member of the board of trustees
20 and the superintendent serving in that capacity during the dates
21 the district was not in compliance.

22 SECTION 10. The heading to Section 37.1082, Education Code,
23 is amended to read as follows:

24 Sec. 37.1082. MULTHAZARD EMERGENCY OPERATIONS PLAN
25 NONCOMPLIANCE; APPOINTMENT OF AGENCY MONITOR, CONSERVATOR, OR
26 BOARD OF MANAGERS.

27 SECTION 11. Sections 37.1082(a) and (b), Education Code,

1 are amended to read as follows:

2 (a) If the agency receives notice from the Texas School
 3 Safety Center of a school district's failure to submit a
 4 multihazard emergency operations plan, the commissioner may
 5 appoint an agency monitor [~~a conservator~~] for the district under
 6 Chapter 39A. The agency monitor [~~conservator~~] may participate in
 7 and report to the agency on the district's adoption,
 8 implementation, and submission of [~~order the district to adopt,~~
 9 ~~implement, and submit~~] a multihazard emergency operations plan.

10 (b) If a district fails to comply with an agency monitor's
 11 requests regarding the district's adoption, implementation, and
 12 submission of [~~a conservator's order to adopt, implement, and~~
 13 ~~submit~~] a multihazard emergency operations plan within the time
 14 frame imposed by the commissioner, the commissioner may appoint a
 15 conservator or board of managers under Chapter 39A to oversee the
 16 operations of the district.

17 SECTION 12. Subchapter D, Chapter 37, Education Code, is
 18 amended by adding Sections 37.1084 and 37.1085 to read as follows:

19 Sec. 37.1084. AGENCY MONITORING OF SCHOOL DISTRICT SAFETY
 20 AND SECURITY REQUIREMENTS. (a) The agency shall monitor school
 21 district compliance with safety and security requirements,
 22 including by annually conducting on-site audits of school
 23 districts. The agency may conduct the on-site audits using a cycle
 24 of random selection. The on-site audits must be conducted in
 25 accordance with criteria developed by the agency in consultation
 26 with the Texas School Safety Center.

27 (b) The monitoring must include intruder detection audits

1 of each school district to determine whether an intruder could gain
2 unsecured, unauthorized access to a district campus. The agency
3 shall ensure that an intruder detection audit is conducted annually
4 at each school district and that the audit includes an on-site audit
5 of not less than 25 percent of the district's campuses.

6 (c) The agency may establish an office of school safety and
7 security within the agency to coordinate the agency's monitoring of
8 school district compliance with safety and security requirements
9 under this section. The head of an office of school safety and
10 security established under this subsection must report directly to
11 the commissioner.

12 (d) The agency shall, in coordination with the Texas School
13 Safety Center, provide technical assistance to support
14 implementation of school district multihazard emergency operations
15 plans and safety and security audits and other school district
16 safety and security requirements.

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

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

- 23 (1) guidelines;
- 24 (2) techniques;
- 25 (3) blueprints;
- 26 (4) best practices; and
- 27 (5) procedures.

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

5 (1) notice of an event requiring a district's
6 emergency response; and

7 (2) information regarding the district's response and
8 use of emergency operations procedures during an event described by
9 Subdivision (1).

10 (h) The agency may review school district records as
11 necessary to ensure compliance with this subchapter and Subchapter
12 G.

13 (i) Any document or information collected, identified,
14 developed, or produced relating to the monitoring of school
15 district safety and security requirements under this section is
16 confidential under Sections 418.177 and 418.181, Government Code,
17 and not subject to disclosure under Chapter 552, Government Code.

18 (j) The commissioner may adopt rules as necessary to
19 administer this section.

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

25 (1) submit to the required monitoring under that
26 section;

27 (2) comply with applicable safety and security

1 requirements; or

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

5 (b) A student enrolled in a school district determined to be
6 noncompliant under Subsection (a) is eligible to receive a public
7 education grant to attend a school in a district other than the
8 district in which the student resides as provided by Subchapter G,
9 Chapter 29.

10 (c) If the superintendent or an administrator of a school
11 district is terminated by the board of trustees of the district as a
12 result of a determination that the district was noncompliant under
13 Subsection (a), the board may not make a severance payment of any
14 amount to the superintendent or administrator.

15 (d) The commissioner may adopt rules as necessary to
16 implement this section.

17 SECTION 13. Section 37.115, Education Code, is amended by
18 adding Subsections (j-1) and (j-2) to read as follows:

19 (j-1) Materials and information provided to or produced by a
20 team during a threat assessment of a student under this section must
21 be maintained in the student's school record until the student's
22 24th birthday.

23 (j-2) If a person destroys material or information
24 described by Subsection (j-1) before the period of maintenance
25 required under that subsection has expired, the board of trustees
26 of a school district may not renew the person's employment contract
27 with the school district.

1 SECTION 14. Subchapter D, Chapter 37, Education Code, is
2 amended by adding Section 37.119 to read as follows:

3 Sec. 37.119. STATEWIDE SCHOOL SAFETY COOPERATIVE CONTRACT
4 PROGRAM FOR DESIGNATED TECHNOLOGIES; GRANTS. (a) The Department
5 of Information Resources, in consultation with the agency and the
6 Texas School Safety Center, shall develop a statewide school safety
7 cooperative contract program under which the department:

8 (1) designates certain school safety technologies
9 that a school district or open-enrollment charter school
10 participating in the program may procure only under a designated
11 statewide school safety cooperative contract approved under this
12 section; and

13 (2) approves statewide school safety cooperative
14 contracts with vendors to provide each technology designated under
15 Subdivision (1).

16 (b) In designating technologies for purposes of this
17 section, the Department of Information Resources:

18 (1) shall include school security solutions
19 technologies that consist primarily of software applications and
20 are typically sold on a recurring basis by a vendor of that
21 technology, including:

22 (A) software-based access control solutions;

23 (B) software-based emergency mass notification
24 solutions;

25 (C) video management or monitoring services;

26 (D) video-analytic firearm detection and
27 alerting systems; and

- 1 (E) automated emergency response solutions; and
2 (2) may not designate:
3 (A) physical security threat assessments;
4 (B) hardware products, including security
5 cameras that are sold as a one-time, fixed-cost product;
6 (C) physical security hardening products,
7 including fencing, ballistic glass, door reinforcements, and
8 similar products;
9 (D) radios and other general communication
10 devices; or
11 (E) enhanced mapping products that are sold as a
12 one-time cost product with a minimal recurring annual fee.

13 (c) Before approving and entering into a statewide school
14 safety cooperative contract with a vendor to provide a designated
15 technology under this section, the Department of Information
16 Resources, in consultation with the agency and the Texas School
17 Safety Center, shall:

- 18 (1) ensure the technology contracted for meets the
19 required specifications under Subsection (d);
20 (2) consider the purchase price of that technology
21 compared to the price provided by other vendors or for similar
22 technologies; and
23 (3) consider any other relevant factors.

24 (d) In selecting a vendor of a designated technology for a
25 statewide school safety cooperative contract, the Department of
26 Information Resources shall:

- 27 (1) ensure that the technology provided by that

1 vendor:

2 (A) is capable of being fully integrated into a
3 statewide system for which the vendor provides continuous uptime
4 remote monitoring and auditing functionality;

5 (B) is developed in the United States without the
6 use of any third-party or open-source data;

7 (C) is compliant with any applicable
8 requirements under the National Defense Authorization Act (10
9 U.S.C. Section 2679); and

10 (D) if the technology uses software, has an
11 application programming interface that is accessible to enable
12 integration with other software; and

13 (2) to the extent possible, prioritize technologies:

14 (A) designated as qualified technology under the
15 federal SAFETY Act (6 U.S.C. Section 441 et seq.); and

16 (B) provided by a vendor that:

17 (i) is financially stable;

18 (ii) has demonstrated capability and
19 responsibility through a sustained history of successful
20 deployments of the technology at schools; and

21 (iii) is able to provide reliable
22 maintenance and support.

23 (e) A school district or open-enrollment charter school
24 that enters an agreement to participate in the statewide school
25 safety cooperative contract program under this section may not
26 purchase a technology designated under this section except under
27 the applicable approved cooperative contract.

1 (f) From funds appropriated for the purpose, the agency
2 shall provide to school districts and open-enrollment charter
3 schools that participate in the statewide school safety cooperative
4 contract program grants for the purchase of designated technologies
5 under an applicable approved cooperative contract.

6 (g) The Department of Information Resources and the
7 commissioner may adopt rules as necessary to implement this
8 section.

9 SECTION 15. Sections 37.2071(b), (c), (d), (f), (g), and
10 (h), Education Code, are amended to read as follows:

11 (b) A school district or public junior college district
12 shall submit its multihazard emergency operations plan to the
13 center:

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

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

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

20 (1) verify the plan meets the requirements of Section
21 37.108; or

22 (2) provide the district with written notice:
23 (A) describing the plan's deficiencies; ~~and~~
24 (B) including specific recommendations to
25 correct the deficiencies; and

26 (C) stating that the district must correct the
27 deficiencies in its plan and resubmit the revised plan to the

1 center.

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

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

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

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

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

24 (h) If a school district has failed to submit a plan, the
25 notice required by Subsection (d) ~~[(g)]~~ must state that the
26 commissioner is authorized to appoint an agency monitor ~~[a~~
27 ~~conservator]~~ under Section 37.1082.

1 SECTION 16. Section 37.2091, Education Code, is amended by
2 adding Subsection (b-1) to read as follows:

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

7 SECTION 17. Subchapter G, Chapter 37, Education Code, is
8 amended by adding Sections 37.221 and 37.222 to read as follows:

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

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

19 Sec. 37.222. RESOURCES ON SAFE FIREARM STORAGE. (a) The
20 center, in collaboration with the Department of Public Safety,
21 shall provide to each school district and open-enrollment charter
22 school information and other resources regarding the safe storage
23 of firearms for distribution by the district or school under
24 Subsection (b), including information on:

- 25 (1) the offense under Section 46.13, Penal Code; and
26 (2) ways in which parents and guardians can
27 effectively prevent children from accessing firearms.

1 (b) Each school district and open-enrollment charter school
2 shall provide the information and other resources described under
3 Subsection (a) to the parent or guardian of each student enrolled in
4 the district or school.

5 SECTION 18. Subchapter E, Chapter 45, Education Code, is
6 amended by adding Section 45.1011 to read as follows:

7 Sec. 45.1011. USE OF BOND PROCEEDS FOR SCHOOL SAFETY
8 COMPLIANCE. (a) The proceeds of bonds issued by school districts
9 for the construction and equipment of school buildings in the
10 district and the purchase of the necessary sites for school
11 buildings may be used to pay the costs associated with complying
12 with school safety and security requirements for school facilities.

13 (b) This subsection applies to a school district that is
14 determined by the agency, through the agency's monitoring of safety
15 and security requirements under Section 37.1084, to not be in
16 compliance with those requirements. Notwithstanding any other law,
17 a school district to which this subsection applies must use the
18 proceeds of bonds described by Subsection (a) to achieve compliance
19 with applicable safety and security requirements before the
20 district may use those proceeds for any other authorized purpose.

21 SECTION 19. Section 48.115, Education Code, is amended by
22 amending Subsections (a) and (b) and adding Subsections (a-1) and
23 (e) to read as follows:

24 (a) Subject to Subsection (a-1), a [~~From funds appropriated~~
25 ~~for that purpose, the commissioner shall provide to a~~] school
26 district is entitled to an annual allotment equal to the sum of the
27 following amounts or a greater [~~in the~~] amount provided by

1 appropriation:

2 (1) \$100 for each student in average daily attendance,
3 plus \$1 for each student in average daily attendance per every \$50
4 by which the district's maximum basic allotment under Section
5 48.051 exceeds \$6,160, prorated as necessary; and

6 (2) \$15,000 per campus.

7 (a-1) A school district may not receive an allotment under
8 Subsection (a) unless the district enters into an agreement with
9 the Department of Information Resources, the agency, and the Texas
10 School Safety Center to participate in the statewide school safety
11 cooperative contract program developed under Section 37.119 for the
12 purchase of designated technologies.

13 (b) Funds allocated under this section must be used to
14 improve school safety and security, including costs associated
15 with:

16 (1) securing school facilities, including:

17 (A) improvements to school infrastructure;

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

19 and

20 (C) the purchase and maintenance of:

21 (i) security cameras or other security
22 equipment; and

23 (ii) technology, including communications
24 systems or devices, that facilitates communication and information
25 sharing between students, school personnel, and first responders in
26 an emergency;

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

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

5 (B) collaborating with local law enforcement
6 agencies, such as entering into a memorandum of understanding for
7 the assignment of school resource officers to schools in the
8 district;

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

11 (A) active shooter and emergency response
12 training;

13 (B) prevention and treatment programs relating
14 to addressing adverse childhood experiences; and

15 (C) the prevention, identification, and
16 management of emergencies and threats, using evidence-based,
17 effective prevention practices and including:

18 (i) providing licensed counselors, social
19 workers, and individuals trained in restorative discipline and
20 restorative justice practices;

21 (ii) providing mental health personnel and
22 support;

23 (iii) providing behavioral health
24 services;

25 (iv) establishing threat reporting
26 systems; and

27 (v) developing and implementing programs

1 focused on restorative justice practices, culturally relevant
2 instruction, and providing mental health support; ~~and~~

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

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

8 (e) Notwithstanding any other law, a school district may use
9 funds allocated under this section to provide training to an armed
10 security officer employed by the district in accordance with
11 Section 37.0814 to prepare the officer to provide instruction to
12 students in the district on personal safety and related subjects.

13 SECTION 20. Subchapter B, Chapter 85, Local Government
14 Code, is amended by adding Section 85.024 to read as follows:

15 Sec. 85.024. SCHOOL SAFETY MEETINGS. (a) The sheriff of a
16 county in which a public school is located shall call and conduct
17 semiannual meetings to discuss:

18 (1) school safety;

19 (2) coordinated law enforcement response to school
20 violence incidents;

21 (3) law enforcement agency capabilities;

22 (4) available resources;

23 (5) emergency radio interoperability;

24 (6) chain of command planning; and

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

27 (b) The sheriff of a county in which more than one school

1 district or open-enrollment charter school is located is only
2 required to hold one semiannual meeting described by Subsection
3 (a); however districts and schools located within the same county
4 may adopt different school safety policies.

5 (c) The following persons shall attend a meeting called
6 under Subsection (a):

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

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

10 (3) each elected constable in the county or the
11 constable's designees;

12 (4) each police chief of a school district's police
13 department or school district security coordinator from each school
14 district located in the county;

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

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

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

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

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

25 (10) the superintendent or the superintendent's
26 designee of each school district located in the county;

27 (11) the person who serves the function of

1 superintendent, or that person's designee, in each open-enrollment
2 charter school located in the county; and

3 (12) any other person the sheriff considers
4 appropriate.

5 (d) The sheriff shall invite any federal law enforcement
6 official serving in the county to attend the meeting.

7 (e) As soon as practicable after a meeting under Subsection
8 (a), the sheriff shall submit a report to the Texas School Safety
9 Center identifying the attendees of the meeting and the subjects
10 discussed. The Texas School Safety Center shall maintain the report
11 and make it publicly available on the center's Internet website.
12 The center may not make publicly available and shall redact any
13 parts of a report that the center determines may expose a safety
14 vulnerability of a school district facility.

15 SECTION 21. To the extent of any conflict, this Act prevails
16 over another Act of the 88th Legislature, Regular Session, 2023,
17 relating to nonsubstantive additions to and corrections in enacted
18 codes.

19 SECTION 22. Sections 7.028 and 29.202, Education Code, as
20 amended by this Act, and Chapter 37, Education Code, as amended by
21 this Act, apply beginning with the 2023-2024 school year.

22 SECTION 23. The change in law made by this Act to Section
23 37.081, Education Code, applies only to a memorandum of
24 understanding under that section that is entered into on or after
25 September 1, 2023.

26 SECTION 24. Section 37.1085(c), Education Code, as added by
27 this Act, applies only to a superintendent, administrator serving

1 as educational leader and chief executive officer of a school
2 district or open-enrollment charter school, or other administrator
3 of the district or school employed under a contract entered into on
4 or after the effective date of this Act.

5 SECTION 25. Section 45.1011, Education Code, as added by
6 this Act, applies only to a bond authorized to be issued at an
7 election held on or after the effective date of this Act.

8 SECTION 26. (a) Except as provided by Subsection (b) of
9 this section, this Act takes effect immediately if it receives a
10 vote of two-thirds of all the members elected to each house, as
11 provided by Section 39, Article III, Texas Constitution. If this
12 Act does not receive the vote necessary for immediate effect, this
13 Act takes effect September 1, 2023.

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

By: Nichols (Burrows)

Substitute the following for ___ .B. No. ___

By: [Signature]

ADOPTED

H. B. No. 3

MAY 21 2023

H. B. No. 3

Lacey Daw
Secretary of the Senate

A BILL TO BE ENTITLED

AN ACT

1
2 relating to measures for ensuring public school safety, including
3 the development of, implementation of, and funding for public
4 school safety and security requirements and the provision of
5 safety-related resources.

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

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

9 (a) Except as provided by Section 21.006(k), 22.093(1),
10 22.096, 28.006, 29.001(5), 29.010(a), 33.006(h), 37.1083, 37.1084,
11 38.003, or 39.003, the agency may monitor compliance with
12 requirements applicable to a process or program provided by a
13 school district, campus, program, or school granted charters under
14 Chapter 12, including the process described by Subchapter F,
15 Chapter 11, or a program described by Subchapter B, C, D, E, F, H, or
16 I, Chapter 29, or Subchapter A, Chapter 37, only as necessary to
17 ensure:

- 18 (1) compliance with federal law and regulations;
- 19 (2) financial accountability, including compliance
20 with grant requirements;
- 21 (3) data integrity for purposes of:
 - 22 (A) the Public Education Information Management
23 System (PEIMS); and
 - 24 (B) accountability under Chapters 39 and 39A; and

1 (4) qualification for funding under Chapter 48.

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

4 Sec. 8.064. SCHOOL SAFETY SUPPORT. (a) A regional
5 education service center shall act as a school safety resource for
6 school districts and open-enrollment charter schools in the region
7 served by the center. The center may assist a school district or
8 open-enrollment charter school directly or in collaboration with
9 the Texas School Safety Center and local law enforcement agencies,
10 as applicable:

11 (1) in developing and implementing a multihazard
12 emergency operations plan under Section 37.108;

13 (2) in establishing a school safety and security
14 committee under Section 37.109;

15 (3) in conducting emergency school drills and
16 exercises;

17 (4) in addressing deficiencies in campus security
18 identified by a school safety review team under Section 37.1084;
19 and

20 (5) by providing guidance on any other matter relating
21 to school safety and security.

22 (b) A regional education service center shall provide
23 assistance as necessary to the region's school safety review team
24 established under Section 37.1084.

25 SECTION 3. Section 12.104(b), Education Code, as amended by
26 Chapters 542 (S.B. 168), 887 (S.B. 1697), 915 (H.B. 3607), 974 (S.B.
27 2081), and 1046 (S.B. 1365), Acts of the 87th Legislature, Regular

1 Session, 2021, is reenacted and amended to read as follows:

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

3 (1) a provision of this title establishing a criminal
4 offense;

5 (2) the provisions in Chapter 554, Government Code;
6 and

7 (3) a prohibition, restriction, or requirement, as
8 applicable, imposed by this title or a rule adopted under this
9 title, relating to:

10 (A) the Public Education Information Management
11 System (PEIMS) to the extent necessary to monitor compliance with
12 this subchapter as determined by the commissioner;

13 (B) criminal history records under Subchapter C,
14 Chapter 22;

15 (C) reading instruments and accelerated reading
16 instruction programs under Section 28.006;

17 (D) accelerated instruction under Section
18 28.0211;

19 (E) high school graduation requirements under
20 Section 28.025;

21 (F) special education programs under Subchapter
22 A, Chapter 29;

23 (G) bilingual education under Subchapter B,
24 Chapter 29;

25 (H) prekindergarten programs under Subchapter E
26 or E-1, Chapter 29, except class size limits for prekindergarten
27 classes imposed under Section 25.112, which do not apply;

- 1 (I) extracurricular activities under Section
2 33.081;
- 3 (J) discipline management practices or behavior
4 management techniques under Section 37.0021;
- 5 (K) health and safety under Chapter 38;
- 6 (L) the provisions of Subchapter A, Chapter 39;
- 7 (M) public school accountability and special
8 investigations under Subchapters A, B, C, D, F, G, and J, Chapter
9 39, and Chapter 39A;
- 10 (N) the requirement under Section 21.006 to
11 report an educator's misconduct;
- 12 (O) intensive programs of instruction under
13 Section 28.0213;
- 14 (P) the right of a school employee to report a
15 crime, as provided by Section 37.148;
- 16 (Q) bullying prevention policies and procedures
17 under Section 37.0832;
- 18 (R) the right of a school under Section 37.0052
19 to place a student who has engaged in certain bullying behavior in a
20 disciplinary alternative education program or to expel the student;
- 21 (S) the right under Section 37.0151 to report to
22 local law enforcement certain conduct constituting assault or
23 harassment;
- 24 (T) a parent's right to information regarding the
25 provision of assistance for learning difficulties to the parent's
26 child as provided by Sections 26.004(b)(11) and 26.0081(c) and (d);
- 27 (U) establishment of residency under Section

1 25.001;

2 (V) school safety requirements under Sections
3 37.108, 37.1081, 37.1082, 37.1083, 37.1084, 37.1085, 37.109,
4 37.113, 37.114, 37.1141, 37.115, 37.207, and 37.2071;

5 (W) the early childhood literacy and mathematics
6 proficiency plans under Section 11.185;

7 (X) the college, career, and military readiness
8 plans under Section 11.186; and

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

11 SECTION 4. Subchapter Z, Chapter 22, Education Code, is
12 amended by adding Section 22.904 to read as follows:

13 Sec. 22.904. MENTAL HEALTH FIRST AID TRAINING. (a) Except
14 as otherwise provided by this section, a school district shall
15 require each district employee who regularly interacts with
16 students enrolled at the district to complete an evidence-based
17 mental health first aid training program designed to provide
18 instruction to participants regarding the recognition and support
19 of children and youth who experience a mental health or substance
20 use issue that may pose a threat to school safety.

21 (b) A school district may not require a district employee
22 who has previously completed mental health first aid training
23 offered by a local mental health authority under Section 1001.203,
24 Health and Safety Code, to complete the training required by this
25 section.

26 (c) The agency shall provide an allotment to each school
27 district equal to the sum of the amount district employees spent on

1 travel and training fees and the product of each employee's hourly
2 salary multiplied by the number of hours that employee spent
3 completing the training in accordance with commissioner rule to
4 comply with this section. An allotment provided to a district under
5 this section must be used to reimburse the employee for the cost of
6 travel and training fees and to compensate the employee for the time
7 spent completing the training required by this section.

8 (d) The State Board for Educator Certification shall
9 propose rules allowing an educator to receive credit toward the
10 educator's continuing education requirements under Section
11 21.054(g) for the educator's participation in mental health first
12 aid training under this section.

13 (e) The commissioner shall adopt rules to implement this
14 section, including rules specifying the training fees and travel
15 expenses subject to reimbursement under Subsection (c).

16 SECTION 5. Section 25.002(a), Education Code, is amended to
17 read as follows:

18 (a) If a parent or other person with legal control of a child
19 under a court order enrolls the child in a public school, the parent
20 or other person or the school district in which the child most
21 recently attended school shall furnish to the school district:

22 (1) the child's birth certificate or another document
23 suitable as proof of the child's identity;

24 (2) a copy of the child's records from the school the
25 child most recently attended if the child has been previously
26 enrolled in a school in this state or another state, including for a
27 child who most recently attended a public school in this state, a

1 copy of the child's disciplinary record and any threat assessment
2 involving the child's behavior conducted under Section 37.115; and

3 (3) a record showing that the child has the
4 immunizations as required under Section 38.001, in the case of a
5 child required under that section to be immunized, proof as
6 required by that section showing that the child is not required to
7 be immunized, or proof that the child is entitled to provisional
8 admission under that section and under rules adopted under that
9 section.

10 SECTION 6. Section 25.036, Education Code, is amended by
11 adding Subsection (c) to read as follows:

12 (c) In the case of a transfer under this section, a child's
13 school district of residence shall provide the receiving district
14 with the child's disciplinary record and any threat assessment
15 involving the child's behavior conducted under Section 37.115.

16 SECTION 7. Section 37.081, Education Code, is amended by
17 amending Subsection (a) and adding Subsections (a-1), (a-2), (a-3),
18 and (a-4) to read as follows:

19 (a) The board of trustees of any school district may:

20 (1) employ or contract with security personnel;

21 (2) [] enter into a memorandum of understanding with
22 a local law enforcement agency or a county or municipality that is
23 the employing political subdivision of commissioned peace officers
24 for the provision of school resource officers;

25 (3) for the purposes of providing security personnel,
26 contract with a security services contractor licensed under Chapter
27 1702, Occupations Code, for the provision of a commissioned

1 security officer, as defined by Section 1702.002, Occupations Code,
2 who has completed the Level II or III training course required by
3 the Department of Public Safety; [7] and

4 (4) commission peace officers to carry out this
5 subchapter.

6 (a-1) ~~[If a board of trustees authorizes a person employed~~
7 ~~as security personnel to carry a weapon, the person must be a~~
8 ~~commissioned peace officer.]~~ The jurisdiction of a peace officer,
9 a school resource officer, or security personnel under this section
10 shall be determined by the board of trustees and may include all
11 territory in the boundaries of the school district and all property
12 outside the boundaries of the district that is owned, leased, or
13 rented by or otherwise under the control of the school district and
14 the board of trustees that employ or contract with, as applicable,
15 the peace officer or security personnel or that enter into a
16 memorandum of understanding for the provision of a school resource
17 officer.

18 (a-2) A memorandum of understanding for the provision of
19 school resource officers entered into under Subsection (a) must:

20 (1) be in the form of an interlocal contract under
21 Chapter 791, Government Code; and

22 (2) use a proportionate cost allocation methodology to
23 address any costs or fees incurred by the school district or the
24 local law enforcement agency, county, or municipality, as
25 applicable.

26 (a-3) The cost allocation methodology used under Subsection
27 (a-2)(2) may allow a local law enforcement agency, county, or

1 municipality, as applicable, to recoup direct costs incurred as a
2 result of the contract but may not allow the agency, county, or
3 municipality to profit under the contract.

4 (a-4) A school district, local law enforcement agency,
5 county, or municipality that enters into a memorandum of
6 understanding under Subsection (a) may seek funding from federal,
7 state, and private sources to support the cost of providing school
8 resource officers under this section.

9 SECTION 8. Section 37.0812(a), Education Code, is amended
10 to read as follows:

11 (a) A school district peace officer or school resource
12 officer shall complete an active shooter response training program
13 approved by the Texas Commission on Law Enforcement at least once in
14 each four-year period.

15 SECTION 9. Subchapter C, Chapter 37, Education Code, is
16 amended by adding Section 37.089 to read as follows:

17 Sec. 37.089. ROLE OF PERSONS CARRYING A FIREARM ON SCHOOL
18 GROUNDS. (a) Subject to Subsection (b), a person permitted to carry
19 a firearm on the campus of a school district may not perform the
20 routine law enforcement duties of a peace officer, including making
21 arrests, unless the duty is performed in response to an emergency
22 that poses a threat of death or serious bodily injury to a student,
23 school district employee, or other individual at the district
24 campus.

25 (b) Subsection (a) does not apply to a commissioned peace
26 officer who is assigned law enforcement duties that are included in
27 campus and district documents describing the role of peace officers

1 in the district as required by Section 37.081(d).

2 SECTION 10. Section 37.108, Education Code, is amended by
3 amending Subsections (a), (b), and (f) and adding Subsection (h) to
4 read as follows:

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

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

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

21 (3) measures to ensure district communications
22 technology and infrastructure are adequate to allow for
23 communication during an emergency;

24 (4) if the plan applies to a school district,
25 mandatory school drills and exercises, including drills required
26 under Section 37.114, to prepare district students and employees
27 for responding to an emergency;

1 (5) measures to ensure coordination with the
2 Department of State Health Services and local emergency management
3 agencies, law enforcement, health departments, and fire
4 departments in the event of an emergency; ~~and~~

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

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

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

17 (f) A school district shall include in its multihazard
18 emergency operations plan:

19 (1) a chain of command that designates the individual
20 responsible for making final decisions during a disaster or
21 emergency situation and identifies other individuals responsible
22 for making those decisions if the designated person is unavailable;

23 (2) provisions that address physical and
24 psychological safety for responding to a natural disaster, active
25 shooter, and any other dangerous scenario identified for purposes
26 of this section by the agency or the Texas School Safety Center;

27 (3) provisions for ensuring the safety of students in

1 portable buildings;

2 (4) provisions for ensuring that students and district
3 personnel with disabilities are provided equal access to safety
4 during a disaster or emergency situation;

5 (5) provisions for providing immediate notification
6 to parents, guardians, and other persons standing in parental
7 relation in circumstances involving a significant threat to the
8 health or safety of students, including identification of the
9 individual with responsibility for overseeing the notification;

10 (6) provisions for supporting the psychological
11 safety of students, district personnel, and the community during
12 the response and recovery phase following a disaster or emergency
13 situation that:

14 (A) are aligned with best practice-based
15 programs and research-based practices recommended under Section
16 38.351;

17 (B) include strategies for ensuring any required
18 professional development training for suicide prevention and
19 grief-informed and trauma-informed care is provided to appropriate
20 school personnel;

21 (C) include training on integrating
22 psychological safety and suicide prevention strategies into the
23 district's plan, such as psychological first aid for schools
24 training, from an approved list of recommended training established
25 by the commissioner and Texas School Safety Center for:

26 (i) members of the district's school safety
27 and security committee under Section 37.109;

1 (ii) district school counselors and mental
2 health professionals; and

3 (iii) educators and other district
4 personnel as determined by the district;

5 (D) include strategies and procedures for
6 integrating and supporting physical and psychological safety that
7 align with the provisions described by Subdivision (2); and

8 (E) implement trauma-informed policies;

9 (7) a policy for providing a substitute teacher access
10 to school campus buildings and materials necessary for the
11 substitute teacher to carry out the duties of a district employee
12 during an emergency or a mandatory emergency drill; ~~and~~

13 (8) the name of each individual on the district's
14 school safety and security committee established under Section
15 37.109 and the date of each committee meeting during the preceding
16 year; and

17 (9) certification that the district is in compliance
18 with Section 37.116, requiring the district to provide the
19 Department of Public Safety, local law enforcement agencies, and
20 emergency first responders with an accurate map for all district
21 campuses and school buildings.

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

25 SECTION 11. Section 37.1081(a), Education Code, is amended
26 to read as follows:

27 (a) If the board of trustees of a school district receives

1 notice of noncompliance under Section 37.207(e) or 37.2071(d) or
2 (g) [37.2071(g)], the board shall hold a public hearing to notify
3 the public of:

4 (1) the district's failure to:

5 (A) submit or correct deficiencies in a
6 multihazard emergency operations plan; or

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

9 (2) the dates during which the district has not been in
10 compliance; and

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

14 SECTION 12. Subchapter D, Chapter 37, Education Code, is
15 amended by adding Sections 37.1083, 37.1084, 37.1085, and 37.1131
16 to read as follows:

17 Sec. 37.1083. AGENCY MONITORING OF SCHOOL DISTRICT SAFETY
18 AND SECURITY REQUIREMENTS. (a) The agency shall monitor the
19 implementation and operation of requirements related to school
20 district safety and security, including school district:

21 (1) multihazard emergency operations plans; and

22 (2) safety and security audits.

23 (b) The agency shall establish an office of school safety
24 and security within the agency that consists of individuals with
25 substantial expertise and experience in school or law enforcement
26 safety and security operations and oversight at the local, state,
27 or federal level to coordinate the agency's monitoring of school

1 district safety and security requirements under this section. The
2 director of the office is appointed by the governor and confirmed by
3 the senate and must report directly to the commissioner.

4 (c) The agency shall, in coordination with the Texas School
5 Safety Center, provide technical assistance to school districts to
6 support the implementation and operation of safety and security
7 requirements.

8 (d) As part of the technical assistance provided under
9 Subsection (c), the agency shall conduct a detailed vulnerability
10 assessment of each school district on a random basis determined by
11 the agency once every four years. The assessment must:

12 (1) assess facility access controls, emergency
13 operations procedures, and other school safety requirements; and

14 (2) to the greatest extent practicable, coincide with
15 the safety and security audit required under Section 37.108.

16 (e) The agency shall use a rubric developed by the office of
17 school safety and security in collaboration with the Texas School
18 Safety Center to conduct a vulnerability assessment of a school
19 district under Subsection (d).

20 (f) On completion of a vulnerability assessment under
21 Subsection (d), the agency shall provide to the superintendent and
22 school safety and security committee established under Section
23 37.109 for the applicable school district a report on the results of
24 the assessment that includes recommendations and required
25 corrective actions to address any deficiencies in campus security
26 identified by the agency.

27 (g) The agency may engage a third party as necessary to

1 enable the agency to monitor the implementation and operation of
2 school district safety and security requirements under this
3 section.

4 (h) The agency may require a school district to submit
5 information necessary for the agency to monitor the implementation
6 and operation of school district safety and security requirements
7 under this section, including:

8 (1) notice of an event requiring a district's
9 emergency response including the discovery of a firearm on a
10 campus; and

11 (2) information regarding the district's response and
12 use of emergency operations procedures during an event described by
13 Subdivision (1).

14 (i) The agency may review school district records as
15 necessary to ensure compliance with this subchapter and Subchapter
16 G.

17 (j) Any document or information collected, identified,
18 developed, or produced relating to the monitoring of school
19 district safety and security requirements under this section is
20 confidential under Sections 418.177 and 418.181, Government Code,
21 and not subject to disclosure under Chapter 552, Government Code.

22 (k) The commissioner may adopt rules as necessary to
23 administer this section.

24 Sec. 37.1084. REGIONAL SCHOOL SAFETY REVIEW TEAMS. (a) In
25 this section:

26 (1) "Office" means the office of school safety and
27 security established under Section 37.1083.

1 (2) "Team" means a school safety review team
2 established under this section.

3 (b) The office shall establish a school safety review team
4 in each region served by a regional education service center. A
5 team shall annually conduct on-site general intruder detection
6 audits of school district campuses in the team's region. In
7 conducting an intruder detection audit, a team must:

8 (1) use a rubric developed by the office in
9 consultation with the Texas School Safety Center;

10 (2) not later than the seventh day before the date of a
11 scheduled audit, notify the superintendent of the school district
12 in which the campus being audited is located; and

13 (3) on completion of the audit, provide to the
14 superintendent and school safety and security committee
15 established under Section 37.109 for the school district in which
16 the campus is located a report on the results of the audit that
17 includes recommendations and required corrective actions to
18 address any deficiencies in campus security identified by the team.

19 (c) A regional education service center shall provide
20 support as necessary to assist the region's team in conducting
21 intruder detection audits under this section.

22 (d) A report produced by a team under this section is
23 confidential and not subject to disclosure under Chapter 552,
24 Government Code.

25 Sec. 37.1085. ASSIGNMENT OF CONSERVATOR FOR NONCOMPLIANCE
26 WITH SCHOOL SAFETY AND SECURITY REQUIREMENTS. (a) The
27 commissioner may assign a conservator under Chapter 39A if a school

1 district fails to:

2 (1) submit to any required monitoring, assessment, or
3 audit under Section 37.1083 or 37.1084;

4 (2) comply with applicable safety and security
5 requirements; or

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

10 (b) A conservator assigned to a district under this section
11 may exercise the powers and duties of a conservator under Section
12 39A.003 only to correct a failure identified under Subsection (a).

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

21 (1) include electronic notification through text
22 messaging and e-mail;

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

24 (3) protect student privacy.

25 (b) Each school district shall adopt a policy for providing
26 notice described by Subsection (a) in a manner that meets the
27 standards adopted under that subsection.

1 SECTION 13. Section 37.115, Education Code, is amended by
2 amending Subsection (c) and adding Subsection (j-1) to read as
3 follows:

4 (c) The board of trustees of each school district shall
5 establish a threat assessment and safe and supportive school team
6 to serve at each campus of the district and shall adopt policies and
7 procedures for the teams. The team is responsible for developing
8 and implementing the safe and supportive school program under
9 Subsection (b) at the district campus served by the team. The
10 policies and procedures adopted under this section must:

11 (1) be consistent with the model policies and
12 procedures developed by the Texas School Safety Center;

13 (2) require each team to complete training provided by
14 the Texas School Safety Center or a regional education service
15 center regarding evidence-based threat assessment programs; ~~and~~

16 (3) require each team established under this section
17 to report the information required under Subsection (k) regarding
18 the team's activities to the agency; and

19 (4) require each district campus to establish a clear
20 procedure for a student to report concerning behavior exhibited by
21 another student for assessment by the team or other appropriate
22 school employee.

23 (j-1) Materials and information provided to or produced by a
24 team during a threat assessment of a student under this section must
25 be maintained in the student's school record until the student's
26 24th birthday.

27 SECTION 14. Subchapter D, Chapter 37, Education Code, is

1 amended by adding Section 37.116 to read as follows:

2 Sec. 37.116. EMERGENCY RESPONSE MAP. Each school district
3 and open-enrollment charter school shall provide to the Department
4 of Public Safety and all appropriate local law enforcement agencies
5 and emergency first responders an accurate map of each district
6 campus and school building.

7 SECTION 15. Sections 37.2071(b), (c), (d), (f), (g), and
8 (h), Education Code, are amended to read as follows:

9 (b) A school district or public junior college district
10 shall submit its multihazard emergency operations plan to the
11 center:

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

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

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

18 (1) verify the plan meets the requirements of Section
19 37.108; or

20 (2) provide the district with written notice:

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

22 (B) including specific recommendations to
23 correct the deficiencies; and

24 (C) stating that the district must correct the
25 deficiencies in its plan and resubmit the revised plan to the
26 center.

27 (d) If a district fails to submit its multihazard emergency

1 operations plan to the center for review following a notification
2 by the center that the district has failed to submit the district's
3 plan, the center shall provide the district with written notice
4 stating that the district must hold a public hearing under Section
5 37.1081[+

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

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

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

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

22 (h) If a school district has failed to submit a plan, the
23 notice required by Subsection (d) [~~(g)~~] must state that the
24 commissioner is authorized to appoint a conservator under Section
25 37.1082.

26 SECTION 16. Section 37.2091, Education Code, is amended by
27 adding Subsection (b-1) to read as follows:

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

5 SECTION 17. Subchapter G, Chapter 37, Education Code, is
6 amended by adding Sections 37.221 and 37.222 to read as follows:

7 Sec. 37.221. FACILITIES STANDARDS REVIEW. (a) At least
8 once every five years, the center shall review the building
9 standards for instructional facilities adopted under Section 7.061
10 and make recommendations to the commissioner regarding any changes
11 necessary to ensure that the building standards reflect best
12 practices for student safety.

13 (b) The commissioner shall coordinate with municipalities
14 and counties as necessary to align building code requirements with
15 building standards recommended under Subsection (a) for purposes of
16 ensuring compliance with those standards.

17 Sec. 37.222. RESOURCES ON SAFE FIREARM STORAGE. (a) The
18 center, in collaboration with the Department of Public Safety,
19 shall provide to each school district and open-enrollment charter
20 school information and other resources regarding the safe storage
21 of firearms for distribution by the district or school under
22 Subsection (b), including information on:

23 (1) the offense under Section 46.13, Penal Code; and
24 (2) ways in which parents and guardians can
25 effectively prevent children from accessing firearms.

26 (b) Each school district and open-enrollment charter school
27 shall provide the information and other resources described under

1 Subsection (a) to the parent or guardian of each student enrolled in
2 the district or school.

3 SECTION 18. Section 38.022, Education Code, is amended by
4 amending Subsection (a) and adding Subsection (a-1) to read as
5 follows:

6 (a) A school district may require a person who enters
7 property under the district's control [~~a district campus~~] to
8 display the person's driver's license, [~~or~~] another form of
9 identification containing the person's photograph issued by a
10 governmental entity, or, if applicable, the person's district
11 employee or student identification card. The person must provide
12 the identification on request.

13 (a-1) A school district may eject a person from district
14 property if:

15 (1) the person refuses or fails to provide on request
16 identification described by Subsection (a); and

17 (2) it reasonably appears that the person has no
18 legitimate reason to be on district property.

19 SECTION 19. Subchapter E, Chapter 45, Education Code, is
20 amended by adding Section 45.1011 to read as follows:

21 Sec. 45.1011. USE OF BOND PROCEEDS FOR SCHOOL SAFETY
22 COMPLIANCE. (a) The proceeds of bonds issued by school districts
23 for the construction and equipment of school buildings in the
24 district and the purchase of the necessary sites for school
25 buildings may be used to pay the costs associated with complying
26 with school safety and security requirements for school facilities.

27 (b) This subsection applies to a school district that is

1 determined by the agency, through the agency's monitoring of safety
2 and security requirements under Section 37.1083, to not be in
3 compliance with those requirements. Notwithstanding any other law,
4 a school district to which this subsection applies must use the
5 proceeds of bonds described by Subsection (a) to achieve compliance
6 with applicable safety and security requirements before the
7 district may use those proceeds for any other authorized purpose.

8 SECTION 20. Section 48.115, Education Code, is amended by
9 amending Subsections (a) and (b) and adding Subsections (a-1),
10 (b-1), (c-1), and (e) to read as follows:

11 (a) Except as provided by Subsection (a-1), [~~From funds~~
12 ~~appropriated for that purpose, the commissioner shall provide to~~] a
13 school district is entitled to an annual allotment equal to the sum
14 of the following amounts or a greater [~~in the~~] amount provided by
15 appropriation:

16 (1) \$10 for each student in average daily attendance,
17 plus \$1 for each student in average daily attendance per every \$50
18 by which the district's maximum basic allotment under Section
19 48.051 exceeds \$6,160, prorated as necessary; and

20 (2) \$15,000 per campus.

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

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

- 1 (1) securing school facilities, including:
- 2 (A) improvements to school infrastructure;
- 3 (B) the use or installation of physical barriers;
- 4 and
- 5 (C) the purchase and maintenance of:
- 6 (i) security cameras or other security
- 7 equipment; and
- 8 (ii) technology, including communications
- 9 systems or devices, that facilitates communication and information
- 10 sharing between students, school personnel, and first responders in
- 11 an emergency;
- 12 (2) providing security for the district, including:
- 13 (A) employing school district peace officers,
- 14 private security officers, and school marshals; 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 may designate certain technologies that a
19 school district, in using funds allocated under this section, may
20 purchase only from a vendor approved by the agency.

21 (c-1) The agency, or if designated by the agency, the Texas
22 School Safety Center, shall establish and publish a directory of
23 approved vendors of school safety technology and equipment a school
24 district may select from when using funds allocated under this
25 section. If a school district uses funds allocated under this
26 section to purchase technology or equipment from a vendor that is
27 not included in the directory, the district must solicit bids from

1 at least three vendors before completing the purchase.

2 (e) Notwithstanding any other law, a school district may use
3 funds allocated under this section to provide training to a person
4 authorized by the district to carry a firearm on a district campus.

5 SECTION 21. Subchapter B, Chapter 85, Local Government
6 Code, is amended by adding Section 85.024 to read as follows:

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

11 (1) school safety;

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

14 (3) law enforcement agency capabilities;

15 (4) available resources;

16 (5) emergency radio interoperability;

17 (6) chain of command planning; and

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

20 (b) The sheriff of a county to which this section applies in
21 which more than one public school is located is only required to
22 hold one semiannual meeting described by Subsection (a). This
23 subsection does not require public schools located within the same
24 county to adopt the same school safety policies.

25 (c) The following persons shall attend a meeting called
26 under Subsection (a):

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

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

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

5 (4) each police chief of a school district's police
6 department or school district security coordinator from each school
7 district located in the county;

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

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

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

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

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

18 (10) the superintendent or the superintendent's
19 designee of each school district located in the county;

20 (11) the person who serves the function of
21 superintendent, or that person's designee, in each open-enrollment
22 charter school located in the county; and

23 (12) any other person the sheriff considers
24 appropriate.

25 (d) The sheriff shall invite any federal law enforcement
26 official serving in the county to attend the meeting.

27 (e) As soon as practicable after a meeting under Subsection

1 (a), the sheriff shall submit a report to the Texas School Safety
2 Center identifying the attendees of the meeting and the subjects
3 discussed. The Texas School Safety Center shall maintain the report
4 and make it publicly available on the center's Internet website.
5 The center may not make publicly available and shall redact any
6 parts of a report that the center determines may expose a safety
7 vulnerability of a school district facility.

8 SECTION 22. (a) As soon as practicable after the effective
9 date of this Act, the Texas Education Agency shall establish the
10 office of school safety and security and the governor shall appoint
11 the director of that office as required by Section 37.1083,
12 Education Code, as added by this Act.

13 (b) As soon as practicable after the office of school safety
14 and security has been established, the office shall establish
15 school safety review teams in each region served by a regional
16 education service center as required by Section 37.1084, Education
17 Code, as added by this Act.

18 SECTION 23. Section 45.1011, Education Code, as added by
19 this Act, applies only to a bond authorized to be issued at an
20 election held on or after the effective date of this Act.

21 SECTION 24. To the extent of any conflict, this Act prevails
22 over another Act of the 88th Legislature, Regular Session, 2023,
23 relating to nonsubstantive additions to and corrections in enacted
24 codes.

25 SECTION 25. (a) Section 7.028 and Chapter 37, Education
26 Code, as amended by this Act, apply beginning with the 2023-2024
27 school year.

1 (b) Notwithstanding Section 22.904, Education Code, as
2 added by this Act, a school district must require the district's
3 employees to complete the mental health first aid training required
4 under that section as follows:

5 (1) at least 25 percent of the applicable district
6 employees before the beginning of the 2025-2026 school year;

7 (2) at least 50 percent of the applicable district
8 employees before the beginning of the 2026-2027 school year;

9 (3) at least 75 percent of the applicable district
10 employees before the beginning of the 2027-2028 school year; and

11 (4) 100 percent of the applicable district employees
12 before the beginning of the 2028-2029 school year.

13 SECTION 26. (a) Except as provided by Subsection (b) of
14 this section, this Act takes effect immediately if it receives a
15 vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2023.

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

ADOPTED

MAY 21 2023

FLOOR AMENDMENT NO. 1

BY: *Lately Spade*
Secretary of the Senate

Robert Lee Nichols

1 Amend C.S.H.B. No. 3 (senate committee report) as follows:

2 (1) In SECTION 2 of the bill, in added Section 8.064(a),
3 Education Code (page 1, line 52), between "resource" and "for",
4 insert ", using materials and resources developed by the Texas
5 School Safety Center or the agency in accordance with Chapter 37,".

6 (2) In SECTION 2 of the bill, strike added Section 8.064(b),
7 Education Code (page 2, lines 9 through 11), and substitute the
8 following:

9 (b) A regional education service center:

10 (1) shall provide assistance as necessary to the
11 region's school safety review team established under Section
12 37.1084; and

13 (2) may provide assistance as necessary to school
14 districts and open-enrollment charter schools in the region served
15 by the center through the direct provision of positive behavioral
16 interventions and supports to a student enrolled in one of those
17 districts or schools to mitigate or prevent future harmful,
18 threatening, or violent behavior by the student.

19 (3) In SECTION 3 of the bill, in amended Section
20 12.104(b)(3)(V), Education Code (page 3, line 2), between
21 "37.1085," and "37.109,", insert "37.1086,".

22 (4) In SECTION 3 of the bill, in amended Section
23 12.104(b)(3)(V), Education Code (page 3, line 3), between "37.2071"
24 and the semicolon, insert "and Subchapter J, Chapter 37".

25 (5) In SECTION 4 of the bill, in the heading to added Section
26 22.904, Education Code (page 3, line 12), strike "FIRST AID".

27 (6) In SECTION 4 of the bill, in added Section 22.904,
28 Education Code (page 3, lines 16, 21, and 37 through 38), strike
29 "first aid" in each instance that it appears.

1 (7) In SECTION 10 of the bill, in Section 37.108(a)(2),
2 Education Code (page 5, line 15), strike "or" and substitute "and
3 [~~or~~]".

4 (8) In SECTION 10 of the bill, in amended Section
5 37.108(a)(6), Education Code (page 5, line 29), strike "and".

6 (9) In SECTION 10 of the bill, in amended Section 37.108(a),
7 Education Code (page 5, lines 30 and 31), strike added Subdivision
8 (7) and substitute the following:

9 (7) documentation related to the district's compliance
10 with safety and security facility standards, including:

11 (A) implementation efforts;

12 (B) campus site plans;

13 (C) documentation of exterior door numbering and
14 access control for each campus;

15 (D) any good cause exceptions claimed by the
16 district under Section 37.353; and

17 (E) information on state funds received by the
18 district for the purposes of complying with safety and security
19 facility standards; and

20 (8) any other requirements established by the Texas
21 School Safety Center in consultation with the agency and local law
22 enforcement agencies.

23 (10) In SECTION 10 of the bill, in amended Section
24 37.108(b), Education Code (page 5, line 35), between "district" and
25 "shall", insert ", or a person included in the registry established
26 by the Texas School Safety Center under Section 37.2091 who is
27 engaged by the district to conduct a safety and security audit,".

28 (11) In SECTION 10 of the bill, in amended Section
29 37.108(b), Education Code (page 5, lines 38 and 39), strike "as
30 applicable, or a person included in the registry established by the
31 Texas School Safety Center under Section 37.2091" and substitute

1 "as applicable [or a person included in the registry established by
2 the Texas School Safety Center under Section 37.2091]".

3 (12) In SECTION 10 of the bill, in amended Section
4 37.108(f)(9), Education Code (page 6, lines 26 through 29), strike
5 "Section 37.116, requiring the district to provide the Department
6 of Public Safety, local law enforcement agencies, and emergency
7 first responders with an accurate map for all district campuses and
8 school buildings" and substitute "Section 37.117".

9 (13) In the recital to SECTION 12 of the bill (page 6, line
10 50), between "37.1085," and "and 37.1131" insert "37.1086,".

11 (14) In SECTION 12 of the bill, in added Section 37.1083(c),
12 Education Code (page 6, line 67), between "Center" and the
13 underlined comma, insert "and local law enforcement agencies".

14 (15) In SECTION 12 of the bill, immediately following added
15 Section 37.1085, Education Code (page 8, between lines 17 and 18),
16 insert the following:

17 Sec. 37.1086. GUIDELINES FOR MULTHAZARD EMERGENCY
18 OPERATIONS PLAN PROVISIONS FOR INDIVIDUALS WITH DISABILITIES OR
19 IMPAIRMENTS. (a) The agency shall establish guidelines for the
20 provisions in a school district's multihazard emergency operations
21 plan under Section 37.108(f)(4) to ensure the safety of students
22 and district personnel with disabilities or impairments during a
23 disaster or emergency situation, in consultation with:

24 (1) the Texas School Safety Center;

25 (2) regional education service centers;

26 (3) public school educators who work with students
27 with disabilities or impairments; and

28 (4) advocacy groups representing individuals with
29 disabilities or impairments.

30 (b) A school district must follow the guidelines
31 established by the agency under Subsection (a) in adopting and

1 implementing the district's multihazard emergency operations plan
2 under Section 37.108.

3 (16) Strike SECTION 14 of the bill, adding Section 37.116,
4 Education Code (page 8, lines 59 through 65), and substitute the
5 following appropriately numbered SECTION:

6 SECTION _____. Subchapter D, Chapter 37, Education Code, is
7 amended by adding Section 37.117 to read as follows:

8 Sec. 37.117. EMERGENCY RESPONSE MAP AND WALK-THROUGH. Each
9 school district and open-enrollment charter school shall provide to
10 the Department of Public Safety and all appropriate local law
11 enforcement agencies and emergency first responders:

12 (1) an accurate map of each district campus and school
13 building that is developed and documented in accordance with the
14 standards described by Section 37.351 related to developing site
15 and floor plans, access control, and exterior door numbering; and

16 (2) an opportunity to conduct a walk-through of each
17 district campus and school building using the map described by
18 Subdivision (1).

19 (17) In SECTION 17 of the bill, strike added Section 37.221,
20 Education Code (page 9, lines 51 through 60), and substitute the
21 following:

22 Sec. 37.221. FACILITIES STANDARDS REVIEW. (a) At least
23 once every five years, the center shall review the facilities
24 standards for instructional facilities adopted under Section 7.061
25 and make recommendations to the commissioner regarding any changes
26 necessary to ensure that the facilities standards:

27 (1) reflect best practices for improving school safety
28 through the design and construction of school facilities; and

29 (2) are consistent with standards adopted under
30 Chapter 469, Government Code, regarding the elimination of
31 architectural barriers.

1 (b) The center and commissioner may consult with
2 stakeholders with relevant expertise regarding whether any updates
3 to requirements for the use of funds granted or allocated to school
4 districts for purposes of improving the safety and security of
5 school facilities are necessary to align with best practices.

6 (c) In updating facilities standards, the commissioner
7 shall:

8 (1) incorporate input from the center and stakeholders
9 with relevant expertise regarding best practices for standards
10 applicable to the design and construction of school facilities; and

11 (2) ensure the standards are updated as necessary to
12 ensure compliance with any changes to state law and local building
13 codes.

14 (18) In SECTION 19 of the bill, in added Section 45.1011(a),
15 Education Code (page 10, line 24), strike "by school districts" and
16 substitute "by a school district".

17 (19) In SECTION 19 of the bill, in added Section 45.1011(a),
18 Education Code (page 10, line 28), between "facilities" and the
19 underlined period, insert "in accordance with Section 37.351".

20 (20) In SECTION 19 of the bill, in added Section 45.1011(b),
21 Education Code (page 10, line 29), strike "is" and substitute "has
22 been".

23 (21) In SECTION 19 of the bill, in added Section 45.1011(b),
24 Education Code (page 10, line 35), between "requirements" and
25 "before", insert "in accordance with Section 37.151".

26 (22) In SECTION 20 of the bill, strike Section 48.115(b)(1),
27 Education Code (page 10, lines 57 through 67), and substitute the
28 following:

29 (1) securing school facilities in accordance with the
30 requirements of Section 37.354, including:

31 (A) improvements to school infrastructure;

1 (B) the use or installation of perimeter security
2 fencing conducive to a public school learning environment or
3 physical barriers, which may not include razor wire; [and]

4 (C) exterior door and window safety and security
5 upgrades, including exterior door numbering and locking systems and
6 security film that provides resistance to a forced entry; and

7 (D) the purchase and maintenance of:

8 (i) security cameras and, if the district
9 has already installed security cameras, [or] other security
10 equipment, including video surveillance as provided by Section
11 29.022; and

12 (ii) technology, including communications
13 systems or devices, such as silent panic alert devices, two-way
14 radios, or wireless Internet booster equipment, that facilitates
15 communication and information sharing between students, school
16 personnel, and first responders in an emergency;

17 (23) In SECTION 25(b) of the bill, providing for the dates
18 by which a school district must require a district employee to
19 complete certain training (page 12, line 56), strike "first aid".

20 (24) Add the following appropriately numbered SECTIONS to
21 the bill and renumber subsequent SECTIONS of the bill accordingly:

22 SECTION _____. Sections 7.061(b) and (c), Education Code,
23 are amended to read as follows:

24 (b) The commissioner shall adopt or amend rules as necessary
25 to ensure that facilities [building] standards for new and existing
26 instructional facilities and other school district and
27 open-enrollment charter school facilities, including construction
28 quality, performance, operational, and other standards related to
29 the safety and security of school facilities, provide a secure and
30 safe environment. In adopting or amending rules under this
31 section, the commissioner shall include the use of best practices

1 for:

- 2 (1) the design and construction of new facilities; and
3 (2) the improvement, renovation, and retrofitting of
4 existing facilities.

5 (c) Not later than September 1 of each even-numbered year,
6 the commissioner shall review all rules adopted or amended under
7 this section and amend the rules as necessary to ensure that
8 facilities [~~building~~] standards for school district and
9 open-enrollment charter school facilities continue to provide a
10 secure and safe environment. The commissioner shall, in
11 consultation with the Texas School Safety Center, identify and
12 adopt any changes recommended under Section 37.221.

13 SECTION _____. Chapter 37, Education Code, is amended by
14 adding Subchapter J to read as follows:

15 SUBCHAPTER J. SAFETY AND SECURITY REQUIREMENTS FOR FACILITIES

16 Sec. 37.351. FACILITIES STANDARDS COMPLIANCE. (a) A school
17 district must ensure that each district facility complies with each
18 school facilities standard, including performance standards and
19 operational requirements, related to safety and security adopted
20 under Section 7.061 or provided by other law or agency rule.

21 (b) A school district must develop and maintain
22 documentation of the district's implementation of and compliance
23 with school safety and security facilities standards for each
24 district facility, including a good cause exception claimed under
25 Section 37.353, and shall, if requested by the agency, provide that
26 documentation to the agency in the manner prescribed by the agency.

27 Sec. 37.352. PURCHASING REQUIREMENTS. A school district
28 shall comply with all applicable state laws and rules relating to
29 procurement for district purchases relating to achieving
30 compliance with the facilities standards adopted under Section
31 7.061 or provided by other law or agency rule.

1 Sec. 37.353. GOOD CAUSE EXCEPTION. (a) If a school
2 district is unable to bring a district facility into compliance
3 with a school facilities standard related to safety and security,
4 the district may claim a good cause exception from the requirement
5 to comply with that standard, including for a reason related to:

6 (1) the age, physical design, or location of the
7 noncompliant facility;

8 (2) the projected remaining use or functional life of
9 the noncompliant facility;

10 (3) availability of funding; or

11 (4) supply chain obstacles.

12 (b) A school district that claims a good cause exception
13 under Subsection (a) must develop an alternative performance
14 standard with which the district is able to comply.

15 Sec. 37.354. FUNDING FOR FACILITIES STANDARDS COMPLIANCE.

16 (a) The commissioner may authorize a school district to use money
17 provided to the district for the purpose of improving school safety
18 and security, including the school safety allotment under Section
19 48.115 or any other funding or grant money available to the district
20 for that purpose, to comply with the requirements of this
21 subchapter.

22 (b) The commissioner may adopt rules regarding safety and
23 security requirements with which a school district must comply to
24 receive funding or grant money available for the purpose of
25 improving school safety and security.

ADOPTED

MAY 21 2023

Latey Spaw
Secretary of the Senate

Chris Perry

FLOOR AMENDMENT NO. 3

1 Amend C.S.H.B. No. 3 (senate committee report) by adding the
2 following appropriately numbered SECTION to the bill and
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION _____. Subchapter Z, Chapter 411, Government Code,
5 is amended by adding Section 411.951 to read as follows:

6 Sec. 411.951. CONFIDENTIALITY OF IWATCHTEXAS COMMUNITY
7 REPORTING SYSTEM REPORTS. All suspicious activity reports and
8 school safety reports included in the iWatchTexas community
9 reporting system operated by the department are confidential and
10 not subject to disclosure under Chapter 552.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 23, 2023

TO: Honorable Dade Phelan, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3 by Burrows (Relating to measures for ensuring public school safety, including the development of, implementation of, and funding for public school safety and security requirements and the provision of safety-related resources.), **As Passed 2nd House**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3, As Passed 2nd House : a negative impact of (\$327,811,956) through the biennium ending August 31, 2025.

Cost estimates below do not include the cost of mental health training grants under the bill, which cannot be determined at this time.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five- Year Impact:

<i>Fiscal Year</i>	<i>Probable Net Positive/(Negative) Impact to General Revenue Related Funds</i>
2024	(\$165,115,479)
2025	(\$162,696,477)
2026	(\$161,910,521)
2027	(\$161,048,009)
2028	(\$159,914,569)

All Funds, Five-Year Impact:

<i>Fiscal Year</i>	<i>Probable Savings/(Cost) from Foundation School Fund 193</i>	<i>Probable Savings/(Cost) from Recapture Payments Atten Crdts 8905</i>	<i>Probable (Cost) from General Revenue Fund 1</i>	<i>Change in Number of State Employees from FY 2023</i>
2024	(\$152,839,911)	\$26,652,267	(\$12,275,568)	47.0
2025	(\$153,503,751)	\$27,878,721	(\$9,192,726)	47.0
2026	(\$152,717,795)	\$27,631,739	(\$9,192,726)	47.0
2027	(\$151,855,283)	\$29,368,677	(\$9,192,726)	47.0
2028	(\$150,364,343)	\$29,989,190	(\$9,550,226)	47.0

Fiscal Analysis

Regional education service centers (ESC) would serve as resources for school districts and open-enrollment charters for safety and security and provide assistance to school safety review teams. ESCs, directly or in collaboration with the Texas School Safety Center (TxSSC) and local law enforcement agencies, would assist

schools with certain safety plans and requirements.

The bill would require the Texas Education Agency (TEA) to provide an allotment to each school that equals the amount spent by employees on travel and training for certain mental health training. The bill allows for a phase in of this requirement, and the commissioner would be required to adopt rules for implementation.

TEA would establish an office of school safety and security within the agency to coordinate the agency's monitoring of school district safety and security requirements, including multihazard emergency operations plans (EOPs) and safety and security audits (SSAs). The office would establish regional school safety review teams. The agency, in coordination with the TxSSC, would provide technical assistance to support the implementation and operation of safety and security requirements. As part of the technical assistance, the agency would be required to conduct certain vulnerability assessments and onsite general intruder detection audits.

TEA would require a school district to submit information necessary for the agency to monitor the implementation and operation of school district safety and security requirements. TEA would review school district records as necessary to ensure compliance, and ensure collected information is kept confidential.

Any proceeds from bonds would be used by certain school districts to come into compliance with safety standards before other bond proceeds could be spent.

The bill would require twice annual meetings of school officials and law enforcement in certain counties coordinated by the sheriff. The sheriffs would be required to submit related reports to the TxSSC, and TxSSC would maintain the reports and make them publicly available on its website.

TEA, or if designated by TEA, the TxSSC, would establish and publish a directory of approved vendors of school safety technology and equipment.

The bill would require that, at least once every five years, TxSSC would review the facilities standards for instructional facilities and make recommendations to the commissioner regarding any changes necessary to ensure that the building standards reflect best practices for student safety. The commissioner would coordinate with municipalities and counties to align building code requirements with safety and security requirements.

TxSSC, in collaboration with the Department of Public Safety (DPS), would be required to provide resources to assist schools with safe firearm storage. Districts would also be required to provide DPS and other responders with an accurate map of district campuses and school buildings and an opportunity to conduct a walk-through.

The bill would amend the School Safety Allotment under the Foundation School Program (FSP). Under the provisions on the bill, a school district would be entitled to \$15,000 per campus and \$10 per student in average daily attendance plus \$1 per student in average daily attendance for every \$50 basic allotment increase.

Methodology

The Texas Education Agency (TEA) assumes that provisions of the bill would impact the agency's staffing of school safety and security. This analysis assumes that implementation of the bill's monitoring and technical assistance provisions would require 45.0 additional full-time-equivalent positions (FTEs) for operational, technology-related, and administrative staff to support new school safety teams. This analysis assumes that the office would consist of individuals with substantial expertise and experience in school or law enforcement safety and security operations and oversight. The total cost for these office of school safety FTEs, including salaries, benefits, setup costs, and operating costs would be \$6.2 million in fiscal year 2024 and \$6.4 million in fiscal years 2025-2028.

This analysis assumes TEA would incur additional costs for the development of the office of school safety related to travel, professional development, fieldwork technology, training equipment and supports, and the purchase and maintenance of approximately 30 vehicles. These costs would total \$3.8 million in fiscal year 2024 and \$2.4 million for fiscal years 2025-27. Due to vehicle replacement costs assumed for fiscal year 2028, the total costs in that year would be \$2.8 million.

The cost of the mental health training allotment could be significant; however, it cannot be determined at this time. This analysis assumes the staff resources needed to implement the mental health training program to be 2.0 FTEs for the Supportive Schools Division; total fiscal impact across these two positions is estimated to be \$243,500 in fiscal year 2024 and \$238,300 in each year thereafter, including salaries, operating cost, and benefits.

This analysis assumes costs to public junior colleges to implement updates to EOPs could be absorbed with existing resources. Public junior colleges with early college high school campuses may be required to update safety standards.

This analysis assumes the costs of implementation for TxSSC and DPS would be able to be absorbed with existing resources.

The estimated state cost of amending the School Safety Allotment under the FSP would be \$152.8 million in fiscal year 2024, \$153.5 million in fiscal year 2025, and \$150.4 million in fiscal year 2028. The cost to the FSP includes estimated decreases in Recapture Payments Attendance Credits of \$26.7 million in fiscal year 2024, \$27.9 million in fiscal year 2025, increasing to \$30.0 million in fiscal year 2028 as a result of school district entitlement increases. The decrease in recapture is reflected as a savings in the table above because recapture is appropriated as a method of finance for the FSP in the General Appropriations Act. Because the bill would not require an increase to the basic allotment, this analysis does not include a cost for this provision.

Technology

TEA assumes that provisions of the bill would require the development and implementation of a new application for school audit data and modifications to the existing FSP application.

The cost estimate to develop and implement the requirements in a new application would be \$1,631,386 for initial development. Technology costs related to implementation of provisions of the bill would also include onetime Data Center Service (DCS) costs of \$11,532 for hardware and software and an ongoing annual DCS cost of \$160,756.

TEA assumes the estimated cost to develop and implement the requirements in the FSP application would be \$271,729 for initial development.

Additionally, this analysis assumes five FTEs, included in total FTEs and personnel costs in the above methodology section, would be needed to provide ongoing support and maintenance.

Local Government Impact

This analysis assumes that districts may experience a fiscal impact implementing provisions of the bill. This impact, while potentially significant, cannot be determined. Districts may incur significant costs to ensure new, and to the extent feasible, existing instructional facilities meet or exceed the amended building standards.

District may also incur costs related to implementation of provisions of the bill that would update safety and security requirements, including updates or modifications to EOPs plans and related procedures and training, certain data collection and compliance documentation, acquisition of technology from approved vendors, addressing audit deficits, and physical security upgrades.

The bill would provide schools with additional per campus and per student safety funding to implement provisions.

Source Agencies: 313 Department of Information Resources, 405 Department of Public Safety, 701 Texas Education Agency, 758 Texas State University System, 978 San Jacinto College

LBB Staff: JMc, CMA, ASA, ENA, KSk, NPe, SL, MJe

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 18, 2023

TO: Honorable Brandon Creighton, Chair, Senate Committee on Education

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3 by Burrows (relating to measures for ensuring public school safety, including the development of, implementation of, and funding for public school safety and security requirements and the provision of safety-related resources.), **Committee Report 2nd House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3, Committee Report 2nd House, Substituted : a negative impact of (\$327,811,956) through the biennium ending August 31, 2025.

Cost estimates below do not include the cost of Mental Health First Aid grants under the bill, which cannot be determined at this time.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five- Year Impact:

<i>Fiscal Year</i>	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2024	(\$165,115,479)
2025	(\$162,696,477)
2026	(\$161,910,521)
2027	(\$161,048,009)
2028	(\$159,914,569)

All Funds, Five-Year Impact:

<i>Fiscal Year</i>	Probable Savings/(Cost) from Foundation School Fund 193	Probable Savings/(Cost) from Recapture Payments Atten Crdts 8905	Probable (Cost) from General Revenue Fund 1	Change in Number of State Employees from FY 2023
2024	(\$152,839,911)	\$26,652,267	(\$12,275,568)	47.0
2025	(\$153,503,751)	\$27,878,721	(\$9,192,726)	47.0
2026	(\$152,717,795)	\$27,631,739	(\$9,192,726)	47.0
2027	(\$151,855,283)	\$29,368,677	(\$9,192,726)	47.0
2028	(\$150,364,343)	\$29,989,190	(\$9,550,226)	47.0

Fiscal Analysis

Regional education service centers (ESC) would serve as resources for school districts and open-enrollment charters for safety and security. ESCs, directly or in collaboration with the Texas School Safety Center (TxSSC) and local law enforcement agencies, would assist schools with certain safety plans and requirements.

The bill would require the Texas Education Agency (TEA) to provide an allotment to each school that equals the amount spent by employees on travel and training for the Mental Health First Aid (MHFA) training. The bill allows for a phase in of this requirement, and the commissioner would be required to adopt rules for implementation.

TEA would establish an office of school safety and security within the agency to coordinate the agency's monitoring of school district safety and security requirements, including multihazard emergency operations plans (EOPs) and safety and security audits (SSAs). The office would establish regional school safety review teams. The agency, in coordination with the TxSSC, would provide technical assistance to support the implementation and operation of safety and security requirements. As part of the technical assistance, the agency would be required to conduct certain vulnerability assessments and onsite general intruder detection audits.

TEA would require a school district to submit information necessary for the agency to monitor the implementation and operation of school district safety and security requirements. TEA would review school district records as necessary to ensure compliance, and ensure collected information is kept confidential.

Any proceeds from bonds would be used by certain school districts to come into compliance with safety standards before other bond proceeds could be spent.

The bill would require twice annual meetings of school officials and law enforcement in certain counties coordinated by the sheriff. The sheriffs would be required to submit related reports to the TxSSC, and TxSSC would maintain the reports and make them publicly available on its website.

TEA, or if designated by TEA, the TxSSC, would establish and publish a directory of approved vendors of school safety technology and equipment.

The bill would require that, at least once every five years, TxSSC would review the building standards for instructional facilities and make recommendations to the commissioner regarding any changes necessary to ensure that the building standards reflect best practices for student safety. The commissioner would coordinate with municipalities and counties to align building code requirements with safety and security requirements.

TxSSC, in collaboration with the Department of Public Safety (DPS), would be required to provide resources to assist schools with safe firearm storage. Districts would also be required to provide DPS and other responders with an accurate map of district campuses and school buildings.

The bill would amend the School Safety Allotment under the Foundation School Program (FSP). Under the provisions on the bill, a school district would be entitled to \$15,000 per campus and \$10 per student in average daily attendance plus \$1 per student in average daily attendance for every \$50 basic allotment increase.

Methodology

The Texas Education Agency (TEA) assumes that provisions of the bill would impact the agency's staffing of school safety and security. This analysis assumes that implementation of the bill's monitoring and technical assistance provisions would require 45.0 additional full-time-equivalent positions (FTEs) for operational, technology-related, and administrative staff to support new school safety teams. This analysis assumes that the office would consist of individuals with substantial expertise and experience in school or law enforcement safety and security operations and oversight. The total cost for these office of school safety FTEs, including salaries, benefits, setup costs, and operating costs would be \$6.2 million in fiscal year 2024 and \$6.4 million in fiscal years 2025-2028.

This analysis assumes TEA would incur additional costs for the development of the office of school safety related to travel, professional development, fieldwork technology, training equipment and supports, and the purchase and maintenance of approximately 30 vehicles. These costs would total \$3.8 million in fiscal year 2024 and \$2.4 million for fiscal years 2025-27. Due to vehicle replacement costs assumed for fiscal year 2028, the total costs in that year would be \$2.8 million.

The cost of the MHFA training allotment could be significant; however, it cannot be determined at this time. This analysis assumes the staff resources needed to implement the MHFA program to be 2.0 FTEs for the Supportive Schools Division; total fiscal impact across these two positions is estimated to be \$243,500 in fiscal year 2024 and \$238,300 in each year thereafter, including salaries, operating cost, and benefits.

This analysis assumes costs to public junior colleges to implement updates to EOPs could be absorbed with existing resources. Public junior colleges with early college high school campuses may be required to update safety standards.

This analysis assumes the costs of implementation for TxSSC and DPS would be able to be absorbed with existing resources.

The estimated state cost of amending the School Safety Allotment under the FSP would be \$152.8 million in fiscal year 2024, \$153.5 million in fiscal year 2025, and \$150.4 million in fiscal year 2028. The cost to the FSP includes estimated decreases in Recapture Payments Attendance Credits of \$26.7 million in fiscal year 2024, \$27.9 million in fiscal year 2025, increasing to \$30.0 million in fiscal year 2028 as a result of school district entitlement increases. The decrease in recapture is reflected as a savings in the table above because recapture is appropriated as a method of finance for the FSP in the General Appropriations Act. Because the bill would not require an increase to the basic allotment, this analysis does not include a cost for this provision.

Technology

TEA assumes that provisions of the bill would require the development and implementation of a new application for school audit data and modifications to the existing FSP application.

The cost estimate to develop and implement the requirements in a new application would be \$1,631,386 for initial development. Technology costs related to implementation of provisions of the bill would also include onetime Data Center Service (DCS) costs of \$11,532 for hardware and software and an ongoing annual DCS cost of \$160,756.

TEA assumes the estimated cost to develop and implement the requirements in the FSP application would be \$271,729 for initial development.

Additionally, this analysis assumes five FTEs, included in total FTEs and personnel costs in the above methodology section, would be needed to provide ongoing support and maintenance.

Local Government Impact

This analysis assumes that districts may experience a fiscal impact implementing provisions of the bill. This impact, while potentially significant, cannot be determined. Districts may incur significant costs to ensure new, and to the extent feasible, existing instructional facilities meet or exceed the amended building standards.

District may also incur costs related to implementation of provisions of the bill that would update safety and security requirements, including updates or modifications to EOPs plans and related procedures and training, acquisition of technology from approved vendors, addressing audit deficits, and physical security upgrades.

The bill would provide schools with additional per campus and per student safety funding to implement provisions.

Source Agencies: 313 Department of Information Resources, 405 Department of Public Safety, 701 Texas Education Agency, 758 Texas State University System, 978 San Jacinto College

LBB Staff: JMc, KSk, ASA, ENA, NPe, SL, MJe

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 11, 2023

TO: Honorable Brandon Creighton, Chair, Senate Committee on Education

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3 by Burrows (Relating to the development of, implementation of, and funding for public school safety and security requirements.), **As Engrossed**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3, As Engrossed : a negative impact of (\$1,256,878,834) through the biennium ending August 31, 2025.

Costs of the school safety cooperative contract grant program cannot be determined.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five- Year Impact:

<i>Fiscal Year</i>	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2024	(\$684,812,685)
2025	(\$682,808,131)
2026	(\$682,614,675)
2027	(\$683,345,168)
2028	(\$680,717,052)

All Funds, Five-Year Impact:

<i>Fiscal Year</i>	Probable Savings/(Cost) from Foundation School Fund 193	Probable Savings/(Cost) from Recapture Payments Atten Crdts 8905	Probable (Cost) from General Revenue Fund 1	Change in Number of State Employees from FY 2023
2024	(\$672,083,733)	\$117,709,544	(\$12,728,952)	46.0
2025	(\$675,662,523)	\$120,952,028	(\$7,145,608)	46.0
2026	(\$675,469,067)	\$118,250,012	(\$7,145,608)	46.0
2027	(\$676,199,560)	\$126,263,316	(\$7,145,608)	46.0
2028	(\$673,571,444)	\$126,867,232	(\$7,145,608)	46.0

Fiscal Analysis

The bill would require the commissioner of education to review and amend rules necessary to ensure that district and charter building standards continue to provide a secure and safe environment. The commissioner would adopt rules from proposals of the Texas School Safety Center (TxSSC) regarding requirements for school district multi-hazard emergency operations plans (EOP) and safety and security audits (SSAs). The Texas Education Agency (TEA) would monitor the implementation and operation of plans, audits, and other

related requirements. Monitoring would include intruder detection audits of each school district.

The commissioner would consult with the TxSSC to identify and adopt changes, and would require that new and, to the extent feasible, existing school facilities at least meet amended building standards.

The bill would require school district boards to determine the appropriate number of armed security officers for each campus; ensuring at least one armed security officer at each school campus.

Each school district and public junior college district would adopt and implement a multi-hazard emergency operations plan for use in the district's facilities.

A school district would follow SSA procedures adopted by the commissioner and, unless a district employee conducts the audit, engage a person approved by the commissioner and included in the registry established by the TxSSC to conduct the audit. A public junior college district would, to the extent possible, follow safety and security audit procedures developed by the TxSSC.

TEA would monitor the implementation and operation of EOPs, SSAs and other school district safety and security requirements. Monitoring would include at least one intruder detection audit of each school. Each school district would have at least one Intruder Detection Audit per year, with at least 25.0 percent of the campuses being physically audited.

TEA would establish an office of school safety and security within the agency to coordinate the agency's monitoring of school district safety and security requirements. The agency would provide technical assistance to support implementation of EOPs and SSAs and other school district safety and security requirements.

TEA would require a school district to submit information necessary for the agency to monitor the implementation and operation of school district safety and security requirements. TEA would review school district records as necessary to ensure compliance, and ensure collected information is kept confidential.

Any proceeds from bonds would be used by certain school districts to come into compliance with safety standards before other bond proceeds could be spent.

The bill would require twice annual meetings of school officials and law enforcement in each county coordinated by the sheriff. The sheriffs would be required to submit related reports to the TxSSC, and TxSSC would maintain the reports and make them publicly available on its website.

The bill would require the TxSSC to review and verify school district and public junior college district EOPs.

The bill would require certain monitoring of safety and security requirements by the TxSSC, or for school districts, the center and TEA.

The bill would require TxSSC to receive TEA approval before adding to the registry a person providing school safety or security consulting services to school districts.

The bill would require that, at least once every five years, TxSSC would review the building standards for instructional facilities and make recommendations to the commissioner regarding any changes necessary to ensure that the building standards reflect best practices for student safety. The commissioner would coordinate with municipalities and counties to align building code requirements with safety and security requirements.

TxSSC, in collaboration with the Department of Public Safety (DPS), would be required to provide resources to assist schools with safe firearm storage.

The Department of Information Resources (DIR), in consultation with TxSSC and TEA, would be required to develop a statewide school safety cooperative contract program. TEA would provide grants to participating schools for the purchase of designated technologies under an applicable approved cooperative contract.

The bill would amend the School Safety Allotment under the Foundation School Program (FSP). Under the provisions on the bill, a school district would be entitled to \$15,000 per campus and \$100 per student in

average daily attendance plus \$1 per student in average daily attendance for every \$50 basic allotment increase. The bill would require that a district enter into an agreement with the Department of Information Resources, TEA, and the Texas School Safety Center to receive the allotment under this section.

Methodology

TEA assumes that provisions of the bill would impact the agency's staffing of school safety and security. This analysis assumes that implementation of the bill's monitoring and technical assistance provisions would require 45.0 additional full-time-equivalent positions (FTEs) for operational, technology-related, and administrative staff to support new school safety teams. This analysis assumes that the total cost for these office of school safety FTEs, including salaries, benefits, setup costs, and operating costs would be \$4.4 million per fiscal year.

This analysis assumes TEA would incur additional costs related travel and the purchase and maintenance of approximately 30 vehicles and, training equipment and supports. These costs would total \$3.8 million in fiscal year 2024 and \$2.4 million for fiscal years 2025-27.

This analysis assumes costs to public junior colleges to implement updates to multi-hazard operations plans could be absorbed with existing resources. Public junior colleges with early college high school campuses may be required to update safety standards.

This analysis assumes the costs of implementation for TxSSC and DPS would be able to be absorbed with existing resources.

DIR assumes that 1.0 FTE would be needed to oversee the implementation of a school safety cooperative contracts program. Additionally, the agency assumes independent contracting would be needed to develop an interface for the new system as well as to designate and procure the contracting needs of the program. According to the agency, the All Funds cost to develop and implement the program, including all staffing costs and ongoing management would be \$2.4 million for the 2024-25 biennium. TEA did not provide estimates of grant costs for the school safety cooperative contracts program; therefore, the cost cannot be determined at this time.

The estimated state cost of amending the School Safety Allotment under the FSP would be \$672.1 million in fiscal year 2024, \$675.7 million in fiscal year 2025, and \$673.6 million in fiscal year 2028. The cost to the FSP includes estimated decreases in Recapture Payments - Attendance Credits of \$117.7 million in fiscal year 2024, \$121.0 million in fiscal year 2025, increasing to \$126.9 million in fiscal year 2028. The decrease in recapture is reflected as a savings in the table above because recapture is appropriated as a method of finance for the FSP in the General Appropriations Act. Because the bill would not require an increase to the basic allotment, this analysis does not include a cost for this provision.

Technology

TEA assumes that provisions of the bill would require the development and implementation of a new application for school audit data and modifications to the existing FSP application.

The cost estimate to develop and implement the requirements in a new application would be \$1,631,386 for initial development. Technology costs related to implementation of provisions of the bill would also include onetime Data Center Service (DCS) costs of \$193,532 for hardware and software and an ongoing annual DCS cost of \$160,756.

TEA assumes the estimated cost to develop and implement the requirements in the FSP application would be \$271,729 for initial development.

Additionally, this analysis assumes five FTEs, included in total FTEs and personnel costs in the above methodology section, would be needed to provide ongoing support and maintenance.

Local Government Impact

This analysis assumes that districts may experience a fiscal impact implementing provisions of the bill requiring certain security staffing. This impact, while potentially significant, cannot be determined as the bill would require district boards of trustees to determine the appropriate number of armed security officers for each campus; however, they shall ensure an armed security officer is present during regular school hours at each district campus. Districts may also incur significant costs to ensure new, and to the extent feasible, existing instructional facilities meet or exceed the amended building standards.

District may also incur costs related to implementation of provisions of the bill that would update safety and security requirements, including updates or modifications to multi-hazard emergency operations plans and related procedures and training, acquisition of technology from approved vendors, and physical security upgrades.

The bill would provide schools with additional per campus and per student safety funding to implement provisions. Districts would not receive an allotment unless they entered into an agreement with DIR, TEA, and the TxSSC to participate in the statewide school safety cooperative contract program for the purchase of designated technologies.

Source Agencies: 313 Department of Information Resources, 405 Department of Public Safety, 701 Texas Education Agency, 758 Texas State University System, 978 San Jacinto College

LBB Staff: JMc, KSk, ASA, ENA, NPe, SL, MJe

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

April 13, 2023

TO: Honorable Senfronia Thompson, Chair, House Committee on Youth Health & Safety, Select

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3 by Burrows (relating to the development of, implementation of, and funding for public school safety and security requirements.), **Committee Report 1st House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3, Committee Report 1st House, Substituted : a negative impact of (\$292,978,263) through the biennium ending August 31, 2025.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five- Year Impact:

<i>Fiscal Year</i>	<i>Probable Net Positive/(Negative) Impact to General Revenue Related Funds</i>
2024	(\$163,294,033)
2025	(\$160,517,529)
2026	(\$159,731,573)
2027	(\$158,869,061)
2028	(\$157,735,621)

All Funds, Five-Year Impact:

<i>Fiscal Year</i>	<i>Probable Savings/(Cost) from Foundation School Fund 193</i>	<i>Probable Savings/(Cost) from Recapture Payments Atten Crdts 8905</i>	<i>Probable (Cost) from General Revenue Fund 1</i>	<i>Change in Number of State Employees from FY 2023</i>
2024	(\$152,839,911)	\$26,652,267	(\$10,454,122)	45.0
2025	(\$153,503,751)	\$27,878,721	(\$7,013,778)	45.0
2026	(\$152,717,795)	\$27,631,739	(\$7,013,778)	45.0
2027	(\$151,855,283)	\$29,368,677	(\$7,013,778)	45.0
2028	(\$150,364,343)	\$29,989,190	(\$7,371,278)	45.0

Fiscal Analysis

The bill would require the commissioner of education to review and amend rules necessary to ensure that district and charter building standards continue to provide a secure and safe environment. The commissioner would adopt rules from proposals of the Texas School Safety Center (TxSSC) regarding requirements for school district multi-hazard emergency operations plans (EOP) and safety and security audits (SSAs). The Texas Education Agency (TEA) would monitor the implementation and operation of plans, audits, and other related requirements. Monitoring would include intruder detection audits of each school district.

The commissioner would consult with the TxSSC to identify and adopt changes, and would require that new and, to the extent feasible, existing school facilities at least meet amended building standards.

The bill would require school district boards to determine the appropriate number of armed security officers for each campus; ensuring at least one armed security officer at each school campus.

Each school district and public junior college district would adopt and implement a multi-hazard emergency operations plan for use in the district's facilities.

A school district would follow SSA procedures adopted by the commissioner and, unless a district employee conducts the audit, engage a person approved by the commissioner and included in the registry established by the TxSSC to conduct the audit. A public junior college district would, to the extent possible, follow safety and security audit procedures developed by the TxSSC.

TEA would monitor the implementation and operation of EOPs, SSAs and other school district safety and security requirements. Monitoring would include at least one intruder detection audit of each school. Each school district would have at least one Intruder Detection Audit per year, with at least 25.0 percent of the campuses being physically audited.

TEA would establish an office of school safety and security within the agency to coordinate the agency's monitoring of school district safety and security requirements. The agency would provide technical assistance to support implementation of EOPs and SSAs and other school district safety and security requirements.

TEA would require a school district to submit information necessary for the agency to monitor the implementation and operation of school district safety and security requirements. TEA would review school district records as necessary to ensure compliance, and ensure collected information is kept confidential.

Any proceeds from bonds would be used by school districts to come into compliance with safety standards before other bond proceeds could be spent.

The bill would require twice annual meetings coordinated by the sheriff in each county under 350,000 population, of school officials and all law enforcement in the county. The sheriffs would be required to submit related reports to the TxSSC, and TxSSC would maintain the reports and make them publicly available on its website.

The bill would require the TxSSC to review and verify school district and public junior college district EOPs.

The bill would require certain monitoring of safety and security requirements by the TxSSC, or for school districts, the center and TEA.

The bill would require TxSSC to receive TEA approval before adding to the registry a person providing school safety or security consulting services to school districts.

The bill would require that, at least once every five years, TxSSC would review the building standards for instructional facilities and make recommendations to the commissioner regarding any changes necessary to ensure that the building standards reflect best practices for student safety. The commissioner would coordinate with municipalities and counties to align building code requirements with safety and security requirements.

Methodology

The Texas Education Agency (TEA) assumes that provisions of the bill would impact the agency's staffing of school safety and security. This analysis assumes that implementation of the bill's monitoring and technical assistance provisions would require 45.0 additional full-time-equivalent positions (FTEs) for operational, technology-related, and administrative staff to support new school safety teams. This analysis assumes that the total cost for these office of school safety FTEs, including salaries, benefits, setup costs, and operating costs would be \$4,426,719 in fiscal year 2024 and \$4,433,022 in fiscal years 2024-2028.

This analysis assumes TEA would incur additional costs related travel and the purchase and maintenance of

approximately 30 vehicles and, training equipment and supports. These costs would total \$3.8 million in fiscal year 2024 and \$2.4 million for fiscal years 2025-27.

This analysis assumes costs to public junior colleges to implement updates to multi-hazard operations plans could be absorbed with existing resources. Public junior colleges with early college high school campuses may be required to update safety standards.

The bill would amend the School Safety Allotment under the Foundation School Program (FSP). Under the provisions on the bill, a school district would be entitled to \$15,000 per campus and \$10 per student in average daily attendance plus \$1 per student in average daily attendance for every \$50 basic allotment increase. Because the bill would not require an increase to the basic allotment, this analysis does not include a cost for this provision. The estimated state cost of amending the School Safety Allotment under the FSP would be \$152.8 million in fiscal year 2024, \$153.5 million in fiscal year 2025, and \$150.4 million in fiscal year 2028. The increase from fiscal year 2024 to 2025 is primarily due to the expiration of the formula transition grant after fiscal year 2024.

The cost to the FSP includes estimated decreases in Recapture Payments - Attendance Credits of \$26.7 million in fiscal year 2024, \$27.9 million in fiscal year 2025, increasing to \$30.0 million in fiscal year 2028 as a result of school district entitlement increases. The decrease in recapture is reflected as a savings in the table above because recapture is appropriated as a method of finance for the FSP in the General Appropriations Act.

If the basic allotment were to be increased by \$50 to \$6,210, the estimated state cost of the basic allotment increase and amending the School Safety Allotment under the FSP would be \$520.0 million in fiscal year 2024, \$524.3 million in fiscal year 2025, and \$530.1 million in fiscal year 2028. Recapture would decrease by an estimated \$98.4 million in fiscal year 2024, \$101.7 million in fiscal year 2025, and \$108.9 million in fiscal year 2028.

Technology

TEA assumes that provisions of the bill would require the development and implementation of a new application for school audit data and modifications to the existing FSP application.

The cost estimate to develop and implement the requirements in a new application would be \$1,631,386 for initial development. Technology costs related to implementation of provisions of the bill would also include onetime Data Center Service (DCS) costs of \$193,532 for hardware and software and an ongoing annual DCS cost of \$160,756.

TEA assumes the estimated cost to develop and implement the requirements in the FSP application would be \$271,729 for initial development.

Additionally, this analysis assumes five FTEs, included in total FTEs and personnel costs in the above methodology section, would be needed to provide ongoing support and maintenance.

Local Government Impact

This analysis assumes that districts may experience a fiscal impact implementing provisions of the bill requiring certain security staffing. This impact, while potentially significant, cannot be determined as the bill would require district boards of trustees to determine the appropriate number of armed security officers for each campus; however, they shall ensure an armed security officer is present during regular school hours at each district campus. Districts may also incur significant costs to ensure instructional facilities meet or exceed building standards.

District may also incur costs related to implementation of provisions of the bill that would update safety and security requirements, including updates or modifications to multi-hazard emergency operations plans and related procedures and training, acquisition of technology from approved vendors, and physical security upgrades.

Districts found in noncompliance would be ineligible to receive money under any grant program administered by TEA other than school safety and security grants.

The bill would provide schools with additional per campus and per student safety funding to implement provisions.

Source Agencies: 405 Department of Public Safety, 701 Texas Education Agency, 758 Texas State University System, 978 San Jacinto College

LBB Staff: JMc, NPe, ASA, SL, ENA, MJe

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

March 27, 2023

TO: Honorable Senfronia Thompson, Chair, House Committee on Youth Health & Safety, Select

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3 by Burrows (Relating to the development and implementation of, and funding for public school safety and security requirements.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3, As Introduced : a negative impact of (\$292,978,263) through the biennium ending August 31, 2025.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five- Year Impact:

<i>Fiscal Year</i>	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2024	(\$132,460,734)
2025	(\$160,517,529)
2026	(\$159,731,573)
2027	(\$158,869,061)
2028	(\$157,735,621)

All Funds, Five-Year Impact:

<i>Fiscal Year</i>	Probable Savings/(Cost) from Foundation School Fund 193	Probable Savings/(Cost) from Recapture Payments Atten Crdts 8905	Probable (Cost) from General Revenue Fund 1	Change in Number of State Employees from FY 2023
2024	(\$122,006,612)	\$26,652,267	(\$10,454,122)	45.0
2025	(\$153,503,751)	\$27,878,721	(\$7,013,778)	45.0
2026	(\$152,717,795)	\$27,631,739	(\$7,013,778)	45.0
2027	(\$151,855,283)	\$29,368,677	(\$7,013,778)	45.0
2028	(\$150,364,343)	\$29,989,190	(\$7,371,278)	45.0

Fiscal Analysis

The bill would require the commissioner of education to review and amend rules necessary to ensure that district and charter building standards continue to provide a secure and safe environment. The commissioner would adopt rules from proposals of the Texas School Safety Center (TxSSC) regarding requirements for school district multi-hazard emergency operations plans (EOP) and safety and security audits(SSAs). The Texas Education Agency (TEA) would monitor the implementation and operation of plans, audits, and other related requirements. Monitoring would include at least one intruder detection audit of each school district.

The commissioner would consult with the TxSSC to identify and adopt changes, and would require that new and, to the extent feasible, existing school facilities at least meet amended building standards.

The bill would require school district boards to determine the appropriate number of armed security officers for each campus; ensuring at least one armed security officer at each school campus.

Each school district and public junior college district would adopt and implement a multi-hazard emergency operations plan for use in the district's facilities.

A school district would follow SSA procedures adopted by the commissioner and, unless a district employee conducts the audit, engage a person approved by the commissioner and included in the registry established by the TxSSC to conduct the audit. A public junior college district would, to the extent possible, follow safety and security audit procedures developed by the TxSSC.

TEA would monitor the implementation and operation of EOPs, SSAs and other school district safety and security requirements. Monitoring would include at least one intruder detection audit of each school. Each school district would have at least one Intruder Detection Audit per year, with at least 25.0 percent of the campuses being physically audited.

TEA would establish an office of school safety and security within the agency to coordinate the agency's monitoring of school district safety and security requirements. The agency would provide technical assistance to support implementation of EOPs and SSAs and other school district safety and security requirements.

The commissioner would take appropriation action if a school district fails to follow certain monitoring, reporting, compliance, and implementation steps.

TEA would require a school district to submit information necessary for the agency to monitor the implementation and operation of school district safety and security requirements. TEA would review school district records as necessary to ensure compliance, and ensure collected information is kept confidential.

Any proceeds from bonds would be used by school districts to come into compliance with safety standards before other bond proceeds could be spent.

The bill would require twice annual meetings coordinated by the sheriff in each county under 350,000 population, of school officials and all law enforcement in the county. The sheriffs would be required to submit related reports to the TxSSC, and TxSSC would maintain the reports and make them publicly available on its website.

The bill would require the TxSSC to establish a random or need-based cycle for the center's review and verification of school district and public junior college district EOPs.

The bill would require the TxSSC to share with the TEA each EOP submitted and any other information requested by the agency regarding reviews. The bill would require certain monitoring of multi-hazard emergency operations plans by the TxSSC, or for school districts, the center and TEA.

The bill would require TxSSC to receive TEA approval before adding to the registry a person providing school safety or security consulting services to school districts.

The bill would require that, at least once every five years, TxSSC would review the building standards for instructional facilities and make recommendations to the commissioner regarding any changes necessary to ensure that the building standards reflect best practices for student safety. The commissioner would work with local jurisdictions to make the adopted building standards part of local building codes to ensure compliance.

Methodology

The Texas Education Agency (TEA) assumes that provisions of the bill would impact the agency's staffing of school safety and security. This analysis assumes that implementation of the bill's monitoring and technical assistance provisions would require 45.0 additional full-time-equivalent positions (FTEs) for operational, technology-related, and administrative staff to support new school safety teams. This analysis assumes that the total cost for these office of school safety FTEs, including salaries, benefits, setup costs, and operating costs would be \$4,426,719 in fiscal year 2024 and \$4,433,022 in fiscal years 2024-2028.

This analysis assumes TEA would incur additional costs related travel and the purchase and maintenance of approximately 30 vehicles and, training equipment and supports. These costs would total \$3.8 million in fiscal year 2024 and \$2.4 million for fiscal years 2025-27. Due to vehicle replacement costs assumed for fiscal year 2028, the total costs in that year would be \$2.8 million.

This analysis assumes costs to public junior colleges to implement updates to multi-hazard operations plans could be absorbed with existing resources. Public junior colleges with early college high school campuses may be required to update safety standards.

The bill would amend the School Safety Allotment under the Foundation School Program (FSP). Under the provisions on the bill, a school district would be entitled to \$15,000 per campus and \$10 per student in average daily attendance plus \$1 per student in average daily attendance for every \$50 basic allotment increase. Because the bill would not require an increase to the basic allotment, this analysis does not include a cost for this provision. The estimated state cost of amending the School Safety Allotment under the FSP would be \$122.0 million in fiscal year 2024, \$153.5 million in fiscal year 2025, and \$150.4 million in fiscal year 2028. The increase from fiscal year 2024 to 2025 is primarily due to the expiration of the formula transition grant after fiscal year 2024.

The cost to the FSP includes estimated decreases in Recapture Payments - Attendance Credits of \$26.7 million in fiscal year 2024, \$27.9 million in fiscal year 2025, increasing to \$30.0 million in fiscal year 2028 as a result of school district entitlement increases. The decrease in recapture is reflected as a savings in the table above because recapture is appropriated as a method of finance for the FSP in the General Appropriations Act.

If the basic allotment were to be increased by \$50 to \$6,210, the estimated state cost of the basic allotment increase and amending the School Safety Allotment under the FSP would be \$431.9 million in fiscal year 2024, \$524.3 million in fiscal year 2025, and \$530.1 million in fiscal year 2028. Recapture would decrease by an estimated \$98.4 million in fiscal year 2024, \$101.7 million in fiscal year 2025, and \$108.9 million in fiscal year 2028.

Technology

TEA assumes that provisions of the bill would require the development and implementation of a new application for school audit data and modifications to the existing FSP application.

The cost estimate to develop and implement the requirements in a new application would be \$1,631,386 for initial development. Technology costs related to implementation of provisions of the bill would also include onetime Data Center Service (DCS) costs of \$193,532 for hardware and software and an ongoing annual DCS cost of \$160,756.

TEA assumes the estimated cost to develop and implement the requirements in the FSP application would be \$271,729 for initial development.

Additionally, this analysis assumes five FTEs, included in total FTEs and personnel costs in the above methodology section, would be needed to provide ongoing support and maintenance.

Local Government Impact

This analysis assumes that districts may experience a fiscal impact implementing provisions of the bill requiring certain security staffing. This impact, while potentially significant, cannot be determined as the bill would require district boards of trustees to determine the appropriate number of armed security officers for each campus; however, they shall ensure an armed security officer is present during regular school hours at each district campus. Districts may also incur significant costs to ensure instructional facilities meet or exceed building standards.

District may also incur costs related to implementation of provisions of the bill that would update safety and security requirements, including updates or modifications to multi-hazard emergency operations plans and related procedures and training, acquisition of technology from approved vendors, and physical security upgrades.

The bill would provide schools with additional per campus and per student safety funding to implement provisions.

Source Agencies: 405 Department of Public Safety, 701 Texas Education Agency, 758 Texas State University System, 978 San Jacinto College

LBB Staff: JMc, NPe, ASA, ENA, MJe