

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Harris of Anderson

H.B. No. 2729

A BILL TO BE ENTITLED

1 AN ACT

2 relating to teacher requirements for high quality prekindergarten  
3 programs.

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

5 SECTION 1. Section 29.167, Education Code, is amended by  
6 amending Subsections (b) and (d) and adding Subsections (b-1),  
7 (b-2), and (b-3) to read as follows:

8 (b) Each teacher for a prekindergarten program class must:

9 (1) be certified under Subchapter B, Chapter 21; and

10 (2) have one of the following additional  
11 qualifications:

12 (A) an associate or baccalaureate degree in early  
13 childhood education or a related field;

14 (B) a Child Development Associate (CDA)  
15 credential or another early childhood education credential  
16 approved by the agency;

17 (C) [~~(B)~~] certification offered through a  
18 training center accredited by Association Montessori  
19 Internationale or through the Montessori Accreditation Council for  
20 Teacher Education;

21 (D) [~~(C)~~] at least eight years' experience of  
22 teaching in a nationally accredited child care program or a Texas  
23 Rising Star Program;

24 (E) [~~(D)~~] be employed as a prekindergarten

1 teacher in a school district that has received approval from the  
2 commissioner for the district's prekindergarten-specific  
3 instructional training plan that the teacher uses in the teacher's  
4 prekindergarten classroom; or

5 (F) [~~E~~] an equivalent qualification.

6 (b-1) Notwithstanding Subsection (b), each teacher for a  
7 prekindergarten class provided by an entity with which a school  
8 district contracts to provide a prekindergarten program must:

9 (1) be supervised by a person who meets the  
10 requirements under Subsection (b); and

11 (2) have one of the following qualifications:

12 (A) at least two years' experience of teaching in  
13 a nationally accredited child care program or a Texas Rising Star  
14 Program and:

15 (i) a Child Development Associate (CDA)  
16 credential or another early childhood education credential  
17 approved by the agency; or

18 (ii) certification offered through a  
19 training center accredited by Association Montessori  
20 Internationale or through the Montessori Accreditation Council for  
21 Teacher Education; or

22 (B) a qualification described by Subsection  
23 (b)(2)(A), (D), (E), or (F).

24 (b-2) A person who supervises a prekindergarten program  
25 provided by an entity with which a school district contracts for  
26 that purpose may supervise multiple prekindergarten classrooms to:

27 (1) ensure programmatic compliance; and

1           (2) support:  
2                   (A) classroom instruction;  
3                   (B) the developmental needs of students; and  
4                   (C) continuous quality improvement, including  
5 professional development.

6           (b-3) Subsections (b-1) and (b-2) and this subsection  
7 expire September 1, 2029.

8           (d) A school district or an entity with which the district  
9 contracts to provide a prekindergarten program must attempt to  
10 maintain an average ratio in any prekindergarten program class of  
11 not less than one qualified [~~certified~~] teacher or teacher's aide  
12 for each 11 students.

13           SECTION 2. This Act applies beginning with the 2023-2024  
14 school year.

15           SECTION 3. This Act takes effect immediately if it receives  
16 a vote of two-thirds of all the members elected to each house, as  
17 provided by Section 39, Article III, Texas Constitution. If this  
18 Act does not receive the vote necessary for immediate effect, this  
19 Act takes effect September 1, 2023.

ADOPTED

MAY 17 2023 H.B. No. 2729

By: Creighton/Harris

Substitute the following for \_\_\_B. No.

*Latorj Saw*  
Secretary of the Senate

By: Bidwell

C.S. \_\_\_B. No. \_\_\_\_\_

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15 credential or another early childhood education credential  
16 approved by the agency;

17 (C) [~~(B)~~] certification offered through a  
18 training center accredited by Association Montessori  
19 Internationale or through the Montessori Accreditation Council for  
20 Teacher Education;

21 (D) [~~(C)~~] at least eight years' experience of  
22 teaching in a nationally accredited child care program or a Texas  
23 Rising Star Program;

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1 teacher in a school district that has received approval from the  
2 commissioner for the district's prekindergarten-specific  
3 instructional training plan that the teacher uses in the teacher's  
4 prekindergarten classroom; or

5 (F) [~~(E)~~] an equivalent qualification.

6 (b-1) Notwithstanding Subsection (b), each teacher for a  
7 prekindergarten class provided by an entity with which a school  
8 district contracts to provide a prekindergarten program must:

9 (1) be supervised by a person who meets the  
10 requirements under Subsection (b); and

11 (2) have one of the following qualifications:

12 (A) at least two years' experience of teaching in  
13 a nationally accredited child care program or a Texas Rising Star  
14 Program and:

15 (i) a Child Development Associate (CDA)  
16 credential or another early childhood education credential  
17 approved by the agency; or

18 (ii) certification offered through a  
19 training center accredited by Association Montessori  
20 Internationale or through the Montessori Accreditation Council for  
21 Teacher Education; or

22 (B) a qualification described by Subsection  
23 (b)(2)(A), (D), (E), or (F).

24 (b-2) A person who supervises a prekindergarten program  
25 provided by an entity with which a school district contracts for  
26 that purpose may supervise multiple prekindergarten classrooms to:

27 (1) ensure programmatic compliance; and

1           (2) support:

2                   (A) classroom instruction;

3                   (B) the developmental needs of students; and

4                   (C) continuous quality improvement, including  
5 professional development.

6           (d) A school district or an entity with which the district  
7 contracts to provide a prekindergarten program must attempt to  
8 maintain an average ratio in any prekindergarten program class of  
9 not less than one qualified [~~certified~~] teacher or teacher's aide  
10 for each 11 students.

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12 school year.

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14 a vote of two-thirds of all the members elected to each house, as  
15 provided by Section 39, Article III, Texas Constitution. If this  
16 Act does not receive the vote necessary for immediate effect, this  
17 Act takes effect September 1, 2023.

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**May 18, 2023**

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

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB2729** by Harris, Cody (Relating to teacher requirements for high quality prekindergarten programs.), **As Passed 2nd House**

**No significant fiscal implication to the State is anticipated.**

It is assumed that any costs associated with the bill could be absorbed using existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 701 Texas Education Agency

**LBB Staff:** JMc, SD, KSk, SL

**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: HB2729** by Harris, Cody (relating to teacher requirements for high quality prekindergarten programs.), **Committee Report 2nd House, Substituted**

**No significant fiscal implication to the State is anticipated.**

It is assumed that any costs associated with the bill could be absorbed using existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 701 Texas Education Agency

**LBB Staff:** JMc, KSk, SL



**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**May 10, 2023**

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

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB2729** by Harris, Cody (Relating to teacher requirements for high quality prekindergarten programs.), **As Engrossed**

**No significant fiscal implication to the State is anticipated.**

It is assumed that any costs associated with the bill could be absorbed using existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 701 Texas Education Agency

**LBB Staff:** JMc, KSk, SL

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**March 30, 2023**

**TO:** Honorable Brad Buckley, Chair, House Committee on Public Education

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE:** **HB2729** by Harris, Cody (relating to teacher requirements for high quality prekindergarten programs.), **Committee Report 1st House, Substituted**

**No significant fiscal implication to the State is anticipated.**

It is assumed that any costs associated with the bill could be absorbed using existing resources.

**Local Government Impact**

Certain districts and charters would collect and report information about high quality prekindergarten program supervisors. However, no significant fiscal implication to schools is anticipated.

**Source Agencies:** 701 Texas Education Agency

**LBB Staff:** JMc, KSk, SL

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**March 20, 2023**

**TO:** Honorable Brad Buckley, Chair, House Committee on Public Education

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB2729** by Harris, Cody (Relating to staff member requirements for high quality prekindergarten programs.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

It is assumed that any costs associated with the bill could be absorbed using existing resources.

**Local Government Impact**

Certain districts and charters would collect and report information about high quality prekindergarten program supervisors. However, no significant fiscal implication to schools is anticipated.

**Source Agencies:** 701 Texas Education Agency

**LBB Staff:** JMc, KSk, SL