

By: Bumgarner

H.B. No. 2206

A BILL TO BE ENTITLED

AN ACT

relating to the reporting of certain public school employee misconduct to local law enforcement.

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

SECTION 1. Section 21.006, Education Code, is amended by adding Subsection (b-3) and amending Subsections (i) and (j) to read as follows:

(b-3) The superintendent or director of a school district, district of innovation, open-enrollment charter school, other charter entity, regional education service center, or shared services arrangement shall notify the police department of the municipality in which the entity is located or, if the entity is not in a municipality, the sheriff of the county in which the entity is located not later than 48 hours after the date the superintendent or director becomes aware that an educator is alleged to have engaged in misconduct described by Subsection (b)(2)(A) or (A-1).

(i) If an educator serving as a superintendent or director is required to provide notice under Subsection (b-3) or file a report under Subsection (c) and fails to provide notice or file the report by the date required by the applicable ~~that~~ subsection, or if an educator serving as a principal is required to notify a superintendent or director about an educator's criminal record or alleged incident of misconduct under Subsection (b-2) and fails to provide the notice by the date required by that subsection, the

1 State Board for Educator Certification may impose on the educator  
2 an administrative penalty of not less than \$500 and not more than  
3 \$10,000. The State Board for Educator Certification may not renew  
4 the certification of an educator against whom an administrative  
5 penalty is imposed under this subsection until the penalty is paid.

6 (j) A superintendent or director required to provide notice  
7 under Subsection (b-3) or file a report under Subsection (c)  
8 commits an offense if the superintendent or director fails to  
9 provide notice or file the report by the date required by the  
10 applicable [~~that~~] subsection with intent to conceal an educator's  
11 criminal record or alleged incident of misconduct. A principal  
12 required to notify a superintendent or director about an educator's  
13 criminal record or alleged incident of misconduct under Subsection  
14 (b-2) commits an offense if the principal fails to provide the  
15 notice by the date required by that subsection with intent to  
16 conceal an educator's criminal record or alleged incident of  
17 misconduct. An offense under this subsection is a state jail  
18 felony.

19 SECTION 2. Section 22.093, Education Code, is amended by  
20 adding Subsection (c-1) and amending Subsections (i) and (k) to  
21 read as follows:

22 (c-1) The superintendent or director of a school district,  
23 district of innovation, open-enrollment charter school, other  
24 charter entity, regional education service center, or shared  
25 services arrangement shall notify the police department of the  
26 municipality in which the entity is located or, if the entity is not  
27 in a municipality, the sheriff of the county in which the entity is

1 located not later than 48 hours after the date the superintendent or  
2 director becomes aware that an educator is alleged to have engaged  
3 in misconduct described by Subsection (c)(1)(A) or (B).

4 (i) The commissioner shall refer an educator who fails to  
5 provide notice under Subsection (c-1) or file a report in violation  
6 of Subsection (f) to the State Board for Educator Certification,  
7 and the board shall determine whether to impose sanctions against  
8 the educator.

9 (k) A superintendent or director required to provide notice  
10 under Subsection (c-1) or file a report under Subsection (f)  
11 commits an offense if the superintendent or director fails to  
12 provide notice or file the report by the date required by the  
13 applicable [~~that~~] subsection with intent to conceal an employee's  
14 criminal record or alleged incident of misconduct. A principal  
15 required to notify a superintendent or director about an employee's  
16 alleged incident of misconduct under Subsection (e) commits an  
17 offense if the principal fails to provide the notice by the date  
18 required by that subsection with intent to conceal an employee's  
19 alleged incident of misconduct. An offense under this subsection  
20 is a state jail felony.

21 SECTION 3. This Act takes effect September 1, 2025.