

By: Perry, Kolkhorst, Parker

S.B. No. 1874

A BILL TO BE ENTITLED

AN ACT

relating to immunity from certain disciplinary proceedings against a professional employee of a school district for certain actions concerning public school discipline and law and order.

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

SECTION 1. Subchapter B, Chapter 22, Education Code, is amended by adding Section 22.05121 to read as follows:

Sec. 22.05121. IMMUNITY FROM DISCIPLINARY PROCEEDINGS FOR ACTIONS RELATED TO DISCIPLINE AND LAW AND ORDER. (a) In this section, "disciplinary proceeding" means:

(1) an action brought by the school district employing a professional employee of a school district to discharge or suspend the employee or terminate or not renew the employee's term contract; or

(2) an action or proceeding brought by the State Board for Educator Certification.

(b) A professional employee of a school district may not be subject to disciplinary proceedings for:

(1) the reporting of a violation of Chapter 37 to another professional employee of a school district, the agency, or a law enforcement agency; or

(2) an action taken in good faith to remove a student from class under Section 37.002.

(c) The immunity provided by Subsection (b) is in addition

1 to any other immunity provided by law. This section may not be  
2 construed to interfere with any other immunity provided by law.

3       SECTION 2. This Act applies to a disciplinary proceeding  
4 for conduct that occurs before, on, or after the effective date of  
5 this Act, except that a disciplinary proceeding finally resolved  
6 before the effective date of this Act is unaffected by this Act.

7       SECTION 3. This Act takes effect immediately if it receives  
8 a vote of two-thirds of all the members elected to each house, as  
9 provided by Section 39, Article III, Texas Constitution. If this  
10 Act does not receive the vote necessary for immediate effect, this  
11 Act takes effect September 1, 2025.