

AN ACT

relating to continuing education and training requirements for educators and other school district personnel.

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

SECTION 1. Section 7.058, Education Code, is amended to read as follows:

Sec. 7.058. RESEARCH ON MATHEMATICS SKILLS ACQUISITION AND PROGRAM EFFECTIVENESS. From funds appropriated for the purpose, the commissioner shall award to one or more institutions that have demonstrated an ability to conduct science-based research on effective instructional strategies that improve student performance in mathematics a grant to be used to:

(1) develop and identify research on mathematics skills acquisition and student learning in mathematics;

(2) monitor the effectiveness of mathematics achievement academies [~~professional development institutes~~] under Section 21.4553 [~~21.455~~] based on performance in mathematics by the students of teachers who have attended an academy [~~institute~~];

(3) examine the effect of mathematics achievement academies [~~professional development institutes~~] on the classroom performance of teachers who have attended an academy [~~institute~~];

(4) identify common practices used at high-performing school campuses that lead to improved student performance in mathematics; and

1 (5) develop research on cognitive development in
2 children concerning mathematics skills development.

3 SECTION 2. Section 11.175, Education Code, is amended by
4 adding Subsection (g) to read as follows:

5 (g) Notwithstanding Section 2054.5191, Government Code,
6 only the district's cybersecurity coordinator is required to
7 complete the cybersecurity training under that section on an annual
8 basis. Any other school district employee required to complete the
9 cybersecurity training shall complete the training as determined by
10 the district, in consultation with the district's cybersecurity
11 coordinator.

12 SECTION 3. Section 21.054, Education Code, is amended by
13 adding Subsection (a-1) and amending Subsections (d), (e), and (f)
14 to read as follows:

15 (a-1) Continuing education requirements for educators must
16 include training regarding educating students with disabilities.

17 (d) Continuing education requirements for a classroom
18 teacher must provide that not more than ~~[at least]~~ 25 percent of the
19 training required every five years include instruction regarding:

20 (1) collecting and analyzing information that will
21 improve effectiveness in the classroom;

22 (2) recognizing early warning indicators that a
23 student may be at risk of dropping out of school;

24 (3) digital learning, digital teaching, and
25 integrating technology into classroom instruction;

26 (4) educating diverse student populations, including:

27 (A) ~~[students who are eligible to participate in~~

1 ~~special education programs under Subchapter A, Chapter 29,~~

2 ~~[(B) students who are eligible to receive~~
3 ~~educational services required under Section 504, Rehabilitation~~
4 ~~Act of 1973 (29 U.S.C. Section 794),~~

5 ~~[(C) students with mental health conditions or~~
6 ~~who engage in substance abuse,~~

7 ~~[(D) students with intellectual or developmental~~
8 ~~disabilities,~~

9 ~~[(E)] students who are educationally~~
10 ~~disadvantaged; and~~

11 ~~(B) [(F) students of limited English~~
12 ~~proficiency; and~~

13 ~~[(G)] students at risk of dropping out of school;~~
14 ~~and~~

15 (5) understanding appropriate relationships,
16 boundaries, and communications between educators and students[
17 ~~and~~

18 ~~[(6) how mental health conditions, including grief and~~
19 ~~trauma, affect student learning and behavior and how~~
20 ~~evidence-based, grief-informed, and trauma-informed strategies~~
21 ~~support the academic success of students affected by grief and~~
22 ~~trauma].~~

23 (e) Continuing education requirements for a principal must
24 provide that not more than ~~[at least]~~ 25 percent of the training
25 required every five years include instruction regarding:

26 (1) effective and efficient management, including:

27 (A) collecting and analyzing information;

1 (B) making decisions and managing time; and
2 (C) supervising student discipline and managing
3 behavior;
4 (2) recognizing early warning indicators that a
5 student may be at risk of dropping out of school;
6 (3) digital learning, digital teaching, and
7 integrating technology into campus curriculum and instruction;
8 (4) effective implementation of a comprehensive
9 school counseling program under Section 33.005;
10 (5) mental health programs addressing a mental health
11 condition;
12 (6) educating diverse student populations, including:
13 (A) ~~[students who are eligible to participate in~~
14 ~~special education programs under Subchapter A, Chapter 29;~~
15 ~~[(B) students with intellectual or developmental~~
16 ~~disabilities;~~
17 ~~[(C) students who are eligible to receive~~
18 ~~educational services required under Section 504, Rehabilitation~~
19 ~~Act of 1973 (29 U.S.C. Section 794);~~
20 ~~[(D) students with mental health conditions or~~
21 ~~who engage in substance abuse;~~
22 ~~[(E)]~~ students who are educationally
23 disadvantaged;
24 (B) ~~[(F)]~~ students of limited English
25 proficiency; and
26 (C) ~~[(G)]~~ students at risk of dropping out of
27 school; and

1 (7) preventing, recognizing, and reporting any sexual
2 conduct between an educator and student that is prohibited under
3 Section 21.12, Penal Code, or for which reporting is required under
4 Section 21.006 of this code~~[, and~~

5 ~~[(8) how mental health conditions, including grief and~~
6 ~~trauma, affect student learning and behavior and how~~
7 ~~evidence-based, grief-informed, and trauma-informed strategies~~
8 ~~support the academic success of students affected by grief and~~
9 ~~trauma].~~

10 (f) Continuing education requirements for a counselor must
11 provide that not more than ~~[at least]~~ 25 percent of training
12 required every five years include instruction regarding:

13 (1) assisting students in developing high school
14 graduation plans;

15 (2) implementing dropout prevention strategies;

16 (3) informing students concerning:

17 (A) college admissions, including college
18 financial aid resources and application procedures; and

19 (B) career opportunities;

20 (4) counseling students concerning mental health
21 conditions and substance abuse, including through the use of
22 grief-informed and trauma-informed interventions and crisis
23 management and suicide prevention strategies; and

24 (5) effective implementation of a comprehensive
25 school counseling program under Section 33.005.

26 SECTION 4. Sections 21.451(d), (d-1), and (d-3), Education
27 Code, are amended to read as follows:

1 (d) The staff development:

2 (1) may include training in:

3 (A) technology and digital learning; and

4 (B) positive behavior intervention and support
5 strategies, including classroom management, district discipline
6 policies, and the student code of conduct adopted under Chapter 37;
7 ~~and~~

8 ~~[(C) digital learning,]~~

9 (2) subject to Subsection (e) and to Section 21.3541
10 and rules adopted under that section, must include training that is
11 evidence-based, as defined by Section 8101, Every Student Succeeds
12 Act (20 U.S.C. Section 7801), and that:

13 (A) relates to instruction of students with
14 disabilities, including students with disabilities who also have
15 other intellectual or mental health conditions; and

16 (B) is designed for educators who work primarily
17 outside the area of special education; and

18 (3) must include training on:

19 (A) suicide prevention;

20 (B) ~~[recognizing signs of mental health
21 conditions and substance abuse,~~

22 ~~[(C)]~~ strategies for establishing and
23 maintaining positive relationships among students, including
24 conflict resolution;

25 ~~[(D) how grief and trauma affect student learning
26 and behavior and how evidence-based, grief-informed, and
27 trauma-informed strategies support the academic success of~~

1 ~~students affected by grief and trauma,~~] and

2 (C) [~~(E)~~] preventing, identifying, responding
3 to, and reporting incidents of bullying.

4 (d-1) The training required by Subsection (d)(3):

5 (1) must:

6 (A) be provided in accordance with the policy
7 adopted under Section 21.4515; [~~+~~

8 [~~(i) on an annual basis, as part of a new~~
9 ~~employee orientation, to all new school district and~~
10 ~~open-enrollment charter school educators; and~~

11 [~~(ii) to existing school district and~~
12 ~~open-enrollment charter school educators on a schedule adopted by~~
13 ~~the agency by rule,~~] and

14 (B) use a best practice-based program
15 recommended by the Health and Human Services Commission in
16 coordination with the agency under Section 38.351; and

17 (2) may include two or more listed topics together.

18 (d-3) The technology and digital learning training provided
19 by Subsection (d)(1)(A) [~~(d)(1)(E)~~] must:

20 (1) discuss basic technology proficiency expectations
21 and methods to increase an educator's digital literacy; and

22 (2) assist an educator in the use of digital
23 technology in learning activities that improve teaching,
24 assessment, and instructional practices.

25 SECTION 5. Subchapter J, Chapter 21, Education Code, is
26 amended by adding Sections 21.4514 and 21.4515 to read as follows:

27 Sec. 21.4514. CONTINUING EDUCATION AND TRAINING

1 CLEARINGHOUSE; ADVISORY GROUP. (a) In this section:

2 (1) "Board" means the State Board for Educator
3 Certification.

4 (2) "Clearinghouse advisory group" means the
5 clearinghouse advisory group established under Subsection (d).

6 (b) The board shall publish a comprehensive clearinghouse
7 of information regarding continuing education and training
8 requirements for:

9 (1) educators; and

10 (2) other school personnel.

11 (c) The clearinghouse must:

12 (1) include best practices and industry
13 recommendations for the frequency for training of educators and
14 other school personnel; and

15 (2) be published in consultation with the
16 clearinghouse advisory group.

17 (d) The board shall establish a clearinghouse advisory
18 group consisting of educators, including classroom teachers, and
19 representatives of organizations that represent educators to
20 review and provide input regarding the best practices and industry
21 recommendations included in the clearinghouse. In publishing the
22 clearinghouse, the board shall ensure the clearinghouse reflects
23 input provided by the clearinghouse advisory group.

24 (e) Not later than December 1 of each even-numbered year,
25 the clearinghouse advisory group shall complete a review of the
26 clearinghouse and submit a report to the legislature of the group's
27 recommendations regarding whether any required continuing

1 education or training may be reduced, eliminated, or consolidated
2 with other existing continuing education or training.

3 Sec. 21.4515. ANNUAL ADOPTION OF PROFESSIONAL DEVELOPMENT
4 POLICY. (a) The board of trustees of a school district and the
5 governing body of an open-enrollment charter school, to the extent
6 applicable, shall annually review the clearinghouse published
7 under Section 21.4514 and adopt a professional development policy
8 that must:

9 (1) be guided by the recommendations for training in
10 the clearinghouse;

11 (2) note any differences in the policy adopted by the
12 district or school from the recommendations in the clearinghouse;
13 and

14 (3) include a schedule of all training required for
15 educators or other school personnel at the district or school.

16 (b) To the extent of any conflict, a frequency requirement
17 for the completion of training provided by statute prevails over a
18 frequency requirement for that training included in the policy
19 adopted by the board of trustees of a school district or the
20 governing body of an open-enrollment charter school under
21 Subsection (a).

22 (c) The commissioner may not adopt rules regarding a
23 required frequency for the completion of training unless:

24 (1) a frequency is provided by statute for that
25 training; and

26 (2) the commissioner is granted explicit rulemaking
27 authority related to that training.

1 SECTION 6. Section [21.4552](#), Education Code, is amended by
2 amending Subsections (a), (b), and (c) and adding Subsection (b-1)
3 to read as follows:

4 (a) The commissioner shall develop and make available
5 literacy achievement academies for teachers who provide reading
6 instruction to students at any grade level [~~at the kindergarten or~~
7 ~~first, second, or third grade level~~].

8 (b) A literacy achievement academy developed under this
9 section:

10 (1) for teachers who provide reading instruction to
11 students at the kindergarten or first, second, or third grade
12 level:

13 (A) [~~(1)~~] must include training in:

14 (i) [~~(A)~~] effective and systematic
15 instructional practices in reading, including phonemic awareness,
16 phonics, fluency, vocabulary, and comprehension; and

17 (ii) [~~(B)~~] the use of empirically validated
18 instructional methods that are appropriate for struggling readers;
19 and

20 (B) [~~(2)~~] may include training in effective
21 instructional practices in writing;

22 (2) for teachers who provide reading instruction to
23 students at the fourth or fifth grade level:

24 (A) must include effective instructional
25 practices that promote student development of reading
26 comprehension and inferential and critical thinking;

27 (B) must provide training in the use of

1 empirically validated instructional methods that are appropriate
2 for struggling readers; and

3 (C) may include material on writing instruction;

4 (3) for teachers who provide reading instruction to
5 students at the sixth, seventh, or eighth grade level, must include
6 training in:

7 (A) strategies to be implemented in English
8 language arts and other subject areas for multisyllable word
9 reading, vocabulary development, and comprehension of expository
10 and narrative text;

11 (B) an adaptation framework that enables
12 teachers to respond to differing student strengths and needs,
13 including adaptations for students of limited English proficiency
14 or students receiving special education services under Subchapter
15 A, Chapter 29;

16 (C) collaborative strategies to increase active
17 student involvement and motivation to read; and

18 (D) other areas identified by the commissioner as
19 essential components of reading instruction;

20 (4) for teachers who provide reading instruction to
21 students at the seventh or eighth grade level, must include
22 training in:

23 (A) administration of the reading instrument
24 required by Section 28.006(c-1); and

25 (B) interpretation of the results of the reading
26 instrument required by Section 28.006(c-1) and strategies, based on
27 scientific research regarding effective reading instruction, for

1 long-term intensive intervention to target identified student
2 needs in word recognition, vocabulary, fluency, and comprehension;
3 and

4 (5) for teachers who provide instruction in
5 mathematics, science, or social studies to students at the sixth,
6 seventh, or eighth grade level, must include training in:

7 (A) strategies for incorporating reading
8 instruction into the curriculum for the subject area taught by the
9 teacher; and

10 (B) other areas identified by the commissioner.

11 (b-1) The completion of a literacy achievement academy
12 under this section by an educator who teaches students with
13 dyslexia satisfies:

14 (1) the training requirement under Section 21.054(b);
15 and

16 (2) a training requirement adopted by the State Board
17 of Education pursuant to Section 38.003 related to the screening or
18 treatment of a student for dyslexia or a related disorder.

19 (c) The commissioner shall adopt criteria for selecting
20 teachers who may attend a literacy achievement academy. In
21 adopting selection criteria under this subsection, the
22 commissioner shall:

23 (1) require a teacher to attend a literacy achievement
24 academy if the teacher provides instruction in reading,
25 mathematics, science, or social studies to students at the sixth,
26 seventh, or eighth grade level at a campus that fails to satisfy any
27 standard under Section 39.054(e) on the basis of student

1 performance on the reading assessment instrument administered
2 under Section 39.023(a) to students in any grade level at the
3 campus;

4 (2) grant [~~granting a~~] priority to teachers employed
5 by a school district at a campus at which 50 percent or more of the
6 students enrolled are educationally disadvantaged; and

7 (3) [~~(2)~~] provide a process through which a teacher
8 not employed at a campus described by Subdivision (2) [~~(1)~~] may
9 attend the academy if the academy has available space and the school
10 district employing the teacher pays the costs of the teacher's
11 attendance.

12 SECTION 7. Sections 21.4553(a) and (b), Education Code, are
13 amended to read as follows:

14 (a) The commissioner shall develop and make available
15 mathematics achievement academies for teachers who provide
16 mathematics instruction to students at any grade level [~~the~~
17 ~~kindergarten or first, second, or third grade level~~].

18 (b) A mathematics achievement academy developed under this
19 section must, if appropriate for the grade level at which the
20 teacher provides instruction, include training in:

21 (1) effective and systematic instructional practices
22 in mathematics, including problem solving, the place value system,
23 whole number operations, and fractions;

24 (2) the underlying mathematical skills required to be
25 taught; and

26 (3) mathematical instruction techniques that, through
27 scientific testing, have been proven effective.

1 SECTION 8. Subchapter J, Chapter 21, Education Code, is
2 amended by adding Section 21.4571 to read as follows:

3 Sec. 21.4571. TEXAS ENGLISH LANGUAGE PROFICIENCY
4 ASSESSMENT SYSTEM TRAINING. (a) The commissioner may not require a
5 school district employee to repeat training or online calibration
6 activities the employee has previously successfully completed
7 related to administering the Texas English Language Proficiency
8 Assessment System, except that the commissioner may require the
9 employee to complete training or online calibration activities if
10 the administration of or assessment using the Texas English
11 Language Proficiency Assessment System has changed significantly
12 since the employee completed the training.

13 (b) The school district employee assigned to oversee the
14 administration of the Texas English Language Proficiency
15 Assessment System at a district campus may, with discretion,
16 require other district employees involved in administering the
17 Texas English Language Proficiency Assessment System to complete
18 training or online calibration activities described by Subsection
19 (a).

20 (c) A school district employee may not be required to
21 complete a training or online calibration activity described by
22 Subsection (a) in one sitting.

23 SECTION 9. Sections 21.458(b) and (b-1), Education Code,
24 are amended to read as follows:

25 (b) The commissioner shall adopt rules necessary to
26 administer this section, including rules concerning the duties and
27 qualifications of a teacher who serves as a mentor and the number of

1 classroom teachers that may be assigned to a mentor. The rules
2 concerning qualifications must require that to serve as a mentor a
3 teacher must:

4 (1) complete a research-based mentor and induction
5 training program approved by the commissioner;

6 (2) complete a mentor training program provided by the
7 district, which the district may allow to be satisfied by
8 completing the training program described by Subdivision (1);

9 (3) have at least three complete years of teaching
10 experience with a superior record of assisting students, as a
11 whole, in achieving improvement in student performance; and

12 (4) demonstrate interpersonal skills, instructional
13 effectiveness, and leadership skills.

14 (b-1) A school district must provide training as described
15 by Subsection (b)(2) to mentor teachers and any appropriate
16 district and campus employees who work with the classroom teacher
17 or supervise the classroom teacher. A district may allow a training
18 program approved by the commissioner under Subsection (b)(1) to
19 qualify for the training required by this section. The training
20 must be completed by the mentor teacher and the district and campus
21 employees before the beginning of the school year. The district
22 shall also provide supplemental training to mentor teachers and
23 employees during the school year. The training must include
24 content related to best mentorship practices.

25 SECTION 10. Section 22.902(a), Education Code, is amended
26 to read as follows:

27 (a) A school district shall, in accordance with the policy

1 adopted under Section 21.4515, [~~annually~~] make available to
2 district employees and volunteers instruction in the principles and
3 techniques of cardiopulmonary resuscitation and the use of an
4 automated external defibrillator, as defined by Section 779.001,
5 Health and Safety Code.

6 SECTION 11. Section 28.006(g-1), Education Code, is amended
7 to read as follows:

8 (g-1) A school district shall provide additional reading
9 instruction and intervention to each student in seventh grade
10 assessed under Subsection (c-1), as appropriate to improve the
11 student's reading skills in the relevant areas identified through
12 the assessment instrument. Training and support for activities
13 required by this subsection shall be provided by regional education
14 service centers and teacher literacy achievement [~~reading~~]
15 academies established under Section 21.4552 [~~21.4551~~], and may be
16 provided by other public and private providers.

17 SECTION 12. Section 28.0062(a), Education Code, is amended
18 to read as follows:

19 (a) Each school district and open-enrollment charter school
20 shall:

21 (1) provide for the use of a phonics curriculum that
22 uses systematic direct instruction in kindergarten through third
23 grade to ensure all students obtain necessary early literacy
24 skills;

25 (2) ensure that:

26 (A) not later than the 2022-2023 [~~2021-2022~~]
27 school year, each classroom teacher in kindergarten or first,

1 second, or third grade and each principal at a campus with
2 kindergarten or first, second, or third grade has attended a
3 teacher literacy achievement academy developed under Section
4 21.4552; and

5 (B) each classroom teacher and each principal
6 initially employed in a grade level or at a campus described by
7 Paragraph (A) for the 2022-2023 [~~2021-2022~~] school year or a
8 subsequent school year has attended a teacher literacy achievement
9 academy developed under Section 21.4552 before the teacher's or
10 principal's first year of placement in that grade level or campus;
11 and

12 (3) certify to the agency that the district or school:

13 (A) prioritizes placement of highly effective
14 teachers in kindergarten through second grade; and

15 (B) has integrated reading instruments used to
16 diagnose reading development and comprehension to support each
17 student in prekindergarten through third grade.

18 SECTION 13. Section 29.063, Education Code, is amended by
19 adding Subsection (e) to read as follows:

20 (e) The agency may not require members of a language
21 proficiency assessment committee to complete training to serve on
22 that committee.

23 SECTION 14. Section 33.086(b), Education Code, is amended
24 to read as follows:

25 (b) Each school district shall adopt, in accordance with the
26 policy adopted under Section 21.4515, procedures necessary for
27 administering this section, including procedures for the time and

1 manner in which proof of current certification must be submitted.

2 SECTION 15. Sections 33.202(b) and (c), Education Code, are
3 amended to read as follows:

4 (b) The following persons must satisfactorily complete the
5 safety training program in accordance with the policy adopted under
6 Section 21.4515:

7 (1) a coach, trainer, or sponsor for an
8 extracurricular athletic activity; and

9 ~~(2) [except as provided by Subsection (f), a physician~~
10 ~~who is employed by a school or school district or who volunteers to~~
11 ~~assist with an extracurricular athletic activity; and~~

12 ~~[(3)]~~ a director responsible for a school marching
13 band.

14 (c) The safety training program must include:

15 (1) certification of participants by the American Red
16 Cross, the American Heart Association, or a similar organization or
17 by the University Interscholastic League;

18 (2) current training in:

19 (A) emergency action planning;

20 (B) ~~[cardiopulmonary resuscitation if the person~~
21 ~~is not required to obtain certification under Section 33.086;~~

22 ~~[(C)]~~ communicating effectively with 9-1-1
23 emergency service operators and other emergency personnel; and

24 (C) ~~[(D)]~~ recognizing symptoms of potentially
25 catastrophic injuries, including head and neck injuries,
26 concussions, injuries related to second impact syndrome, asthma
27 attacks, heatstroke, cardiac arrest, and injuries requiring use of

1 a defibrillator; and

2 (3) [~~at least once each school year,~~] a safety drill
3 that incorporates the training described by Subdivision (2) and
4 simulates various injuries described by Subdivision (2)(C)
5 [~~(2)(D)~~].

6 SECTION 16. Section 37.0831(b), Education Code, is amended
7 to read as follows:

8 (b) A dating violence policy must:

9 (1) include a definition of dating violence that
10 includes the intentional use of physical, sexual, verbal, or
11 emotional abuse by a person to harm, threaten, intimidate, or
12 control another person in a dating relationship, as defined by
13 Section 71.0021, Family Code; and

14 (2) address safety planning, enforcement of
15 protective orders, school-based alternatives to protective orders,
16 training for teachers and administrators at each district campus
17 that instructs students in grade six or higher, counseling for
18 affected students, and awareness education for students and
19 parents.

20 SECTION 17. Sections 38.0041(c) and (d), Education Code,
21 are amended to read as follows:

22 (c) The methods under Subsection (b)(1) for increasing
23 awareness of issues regarding sexual abuse, sex trafficking, and
24 other maltreatment of children must include training, as provided
25 by this subsection, concerning prevention techniques for and
26 recognition of sexual abuse, sex trafficking, and all other
27 maltreatment of children, including the sexual abuse, sex

1 trafficking, and other maltreatment of children with significant
2 cognitive disabilities. The training:

3 (1) must be provided:

4 (A) in accordance with the policy adopted under
5 Section 21.4515; and~~[7]~~

6 (B) as part of a new employee orientation~~[7]~~ to
7 all new school district and open-enrollment charter school
8 employees ~~[and to existing district and open-enrollment charter~~
9 ~~school employees on a schedule adopted by the agency by rule until~~
10 ~~all district and open-enrollment charter school employees have~~
11 ~~taken the training]~~; and

12 (2) must include training concerning:

13 (A) factors indicating a child is at risk for
14 sexual abuse, sex trafficking, or other maltreatment;

15 (B) likely warning signs indicating a child may
16 be a victim of sexual abuse, sex trafficking, or other
17 maltreatment;

18 (C) internal procedures for seeking assistance
19 for a child who is at risk for sexual abuse, sex trafficking, or
20 other maltreatment, including referral to a school counselor, a
21 social worker, or another mental health professional;

22 (D) techniques for reducing a child's risk of
23 sexual abuse, sex trafficking, or other maltreatment; and

24 (E) community organizations that have relevant
25 existing research-based programs that are able to provide training
26 or other education for school district or open-enrollment charter
27 school staff members, students, and parents.

1 (d) For any training under Subsection (c), each school
2 district and open-enrollment charter school shall maintain records
3 that include the ~~[name of each]~~ district or charter school staff
4 members ~~[member]~~ who participated in the training.

5 SECTION 18. Section 38.030(g), Education Code, is amended
6 to read as follows:

7 (g) The course of instruction for training described under
8 Subsection (f) may ~~[not]~~ be provided as an online course. The
9 course of instruction must use nationally recognized,
10 evidence-based guidelines for bleeding control and must
11 incorporate instruction on the psychomotor skills necessary to use
12 a bleeding control station in the event of an injury to another
13 person, including instruction on proper chest seal placement.

14 SECTION 19. Section 38.036, Education Code, is amended by
15 amending Subsections (c) and (d) and adding Subsection (c-1) to
16 read as follows:

17 (c) The methods under Subsection (b)(1) for increasing
18 awareness and implementation of trauma-informed care must include
19 training as provided by this subsection. The training must:

20 (1) be provided:

21 (A) ~~[(1)]~~ through a program selected from the
22 list of recommended best practice-based programs and
23 research-based practices established under Section 38.351
24 ~~[161.325, Health and Safety Code];~~

25 (B) in accordance with the policy adopted under
26 Section 21.4515; and

27 (C) ~~[(2)]~~ as part of any new employee orientation

1 for all new school district educators; and

2 (2) address how grief and trauma affect student
3 learning and behavior and how evidence-based, grief-informed, and
4 trauma-informed strategies support the academic success of
5 students affected by grief and trauma

6 [~~(3) to existing school district educators on a~~
7 ~~schedule adopted by the agency by rule that requires educators to be~~
8 ~~trained at intervals necessary to keep educators informed of~~
9 ~~developments in the field].~~

10 (c-1) The training under Subsection (c) may include two or
11 more listed topics together.

12 (d) For any training under Subsection (c), each school
13 district shall maintain records that include the [~~name of each~~
14 district staff members ~~member~~] who participated in the training.

15 SECTION 20. Section 38.210(b), Education Code, is amended
16 to read as follows:

17 (b) Training required under this section must:

18 (1) include information on:

19 (A) recognizing the signs and symptoms of
20 anaphylaxis;

21 (B) administering an epinephrine auto-injector;

22 (C) implementing emergency procedures, if
23 necessary, after administering an epinephrine auto-injector; and

24 (D) properly disposing of used or expired
25 epinephrine auto-injectors; ~~and~~

26 (2) be provided in a formal training session or
27 through online education; and

1 (3) be provided in accordance with the policy adopted
2 under Section 21.4515 [~~and be completed annually~~].

3 SECTION 21. Section 38.351(h), Education Code, is amended
4 to read as follows:

5 (h) If a school district provides the training under
6 Subsection (g), the school district shall:

7 (1) require completion of the training in accordance
8 with the policy adopted under Section 21.4515 [~~a school district~~
9 ~~employee described under that subsection must participate in the~~
10 ~~training at least one time~~]; and

11 (2) [~~the school district shall~~] maintain records that
12 include the [~~name of each~~] district employees [~~employee~~] who
13 participated in the training.

14 SECTION 22. Section 39.0304, Education Code, is amended by
15 amending Subsection (a) and adding Subsections (b-1) and (b-2) to
16 read as follows:

17 (a) To ensure that each administration of assessment
18 instruments under Section 39.023 is valid, reliable, and in
19 compliance with the requirements of this subchapter, the
20 commissioner may require training for school district employees
21 involved in the administration of the assessment instruments,
22 subject to Subsection (b-1).

23 **(b-1) The commissioner may only require the employee at each**
24 **district campus who oversees the administration of the assessment**
25 **instruments to annually receive the training required under**
26 **Subsection (a)**.

27 **(b-2) The school district employee who oversees test**

1 administration on a district campus may, with discretion, require
2 other district employees involved in the administration of
3 assessment instruments to repeat the training under Subsection (a).

4 SECTION 23. Section 39.408, Education Code, is amended to
5 read as follows:

6 Sec. 39.408. ELIGIBILITY CRITERIA FOR CERTAIN GRANT
7 PROGRAMS. A school district or campus is eligible to participate in
8 programs under Sections [~~21.4541~~] 29.095[~~7~~] and 29.096 if the
9 district or campus exhibited during each of the three preceding
10 school years characteristics that strongly correlate with high
11 dropout rates.

12 SECTION 24. The following provisions of the Education Code
13 are repealed:

14 (1) Section 21.054(d-2), as amended by Chapter 464
15 (S.B. 11) and Chapter 352 (H.B. 18), Acts of the 86th Legislature,
16 Regular Session, 2019;

17 (2) Section 21.054(e-2);

18 (3) Section 21.454;

19 (4) Section 21.4541;

20 (5) Section 21.455;

21 (6) Section 21.4551;

22 (7) Section 21.4554;

23 (8) Section 28.013(d);

24 (9) Sections 33.202(d), (e), and (f);

25 (10) Section 34.0021; and

26 (11) Section 38.036(e).

27 SECTION 25. To the extent of any conflict, this Act prevails

1 over another Act of the 87th Legislature, Regular Session, 2021,
2 relating to nonsubstantive additions to and corrections in enacted
3 codes.

4 SECTION 26. (a) Not later than June 1, 2022, the State
5 Board for Educator Certification shall publish the continuing
6 education and training clearinghouse required by Section 21.4514,
7 Education Code, as added by this Act.

8 (b) Not later than August 1, 2022, each school district
9 shall adopt a professional development policy for district
10 personnel in accordance with Section 21.4515, Education Code, as
11 added by this Act.

12 (c) Except as provided by Subsection (b) of this section,
13 this Act applies beginning with the 2021-2022 school year.

14 SECTION 27. The Texas Education Agency is required to
15 implement a provision of this Act only if the legislature
16 appropriates money specifically for that purpose. If the
17 legislature does not appropriate money specifically for that
18 purpose, the Texas Education Agency may, but is not required to,
19 implement a provision of this Act using other appropriations
20 available for that purpose.

21 SECTION 28. This Act takes effect immediately if it
22 receives a vote of two-thirds of all the members elected to each
23 house, as provided by Section 39, Article III, Texas Constitution.
24 If this Act does not receive the vote necessary for immediate
25 effect, this Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1267 passed the Senate on April 21, 2021, by the following vote: Yeas 31, Nays 0; May 28, 2021, Senate refused to concur in House amendments and requested appointment of Conference Committee; May 28, 2021, House granted request of the Senate; May 30, 2021, Senate adopted Conference Committee Report by the following vote: Yeas 30, Nays 1.

Secretary of the Senate

I hereby certify that S.B. No. 1267 passed the House, with amendments, on May 25, 2021, by the following vote: Yeas 112, Nays 27, two present not voting; May 28, 2021, House granted request of the Senate for appointment of Conference Committee; May 30, 2021, House adopted Conference Committee Report by the following vote: Yeas 138, Nays 5, one present not voting.

Chief Clerk of the House

Approved:

Date

Governor