

Chapter 714

H.B. No. 4056

1 AN ACT

2 relating to a list of best practice-based programs and
3 research-based practices in certain areas for implementation in
4 public schools.

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

6 SECTION 1. Section 161.325, Health and Safety Code, is
7 amended by amending Subsections (a), (a-1), (b), and (c) and adding
8 Subsection (a-3) to read as follows:

9 (a) The department, in coordination with the Texas
10 Education Agency and regional education service centers, shall
11 provide and annually update a list of recommended best
12 practice-based programs and research-based practices in the areas
13 specified under Subsection (a-1) for implementation in public
14 elementary, junior high, middle, and high schools within the
15 general education setting. Each school district may select from
16 the list a program or programs appropriate for implementation in
17 the district.

18 (a-1) The list must include programs and practices in the
19 following areas:

- 20 (1) early mental health intervention;
- 21 (2) building skills related to managing emotions,
22 establishing and maintaining positive relationships, and
23 responsible decision-making [~~mental health promotion and positive~~
24 ~~youth development~~];

- 1 (3) substance abuse prevention;
- 2 (4) substance abuse intervention; [~~and~~]
- 3 (5) suicide prevention;
- 4 (6) trauma-informed practices;
- 5 (7) positive school climates; and
- 6 (8) positive behavior supports.

7 (a-3) For purposes of Subsection (a-1), "school climate"
8 means the quality and character of school life, including
9 interpersonal relationships, teaching and learning practices, and
10 organizational structures, as experienced by students enrolled in
11 the school district, parents of those students, and personnel
12 employed by the district.

13 (b) The suicide prevention programs on the list must include
14 components that provide for training counselors, teachers, nurses,
15 administrators, and other staff, as well as law enforcement
16 officers and social workers who regularly interact with students,
17 to:

18 (1) recognize students at risk of committing suicide,
19 including students who are or may be the victims of or who engage in
20 bullying;

21 (2) recognize students displaying early warning signs
22 and a possible need for early mental health or substance abuse
23 intervention, which warning signs may include declining academic
24 performance, depression, anxiety, isolation, unexplained changes
25 in sleep or eating habits, and destructive behavior toward self and
26 others; and

27 (3) intervene effectively with students described by

1 Subdivision (1) or (2) by providing notice and referral to a parent
2 or guardian so appropriate action, such as seeking mental health or
3 substance abuse services, may be taken by a parent or guardian.

4 (c) In developing the list of best practice-based programs
5 and research-based practices, the department and the Texas
6 Education Agency shall consider:

7 (1) any existing suicide prevention method developed
8 by a school district; and

9 (2) any Internet or online course or program developed
10 in this state or another state that is based on best practices
11 recognized by the Substance Abuse and Mental Health Services
12 Administration or the Suicide Prevention Resource Center.

13 SECTION 2. Section 21.044(c-1), Education Code, is amended
14 to read as follows:


15 (c-1) Any minimum academic qualifications for a certificate
16 specified under Subsection (a) that require a person to possess a
17 bachelor's degree must also require that the person receive, as
18 part of the training required to obtain that certificate,
19 instruction regarding mental health, substance abuse, and youth
20 suicide. The instruction required must:

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

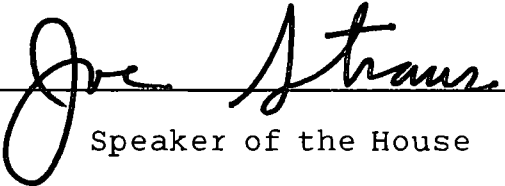
25 (2) include effective strategies for teaching and
26 intervening with students with mental or emotional disorders,
27 including de-escalation techniques and positive behavioral

1 interventions and supports.

2 SECTION 3. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2017.

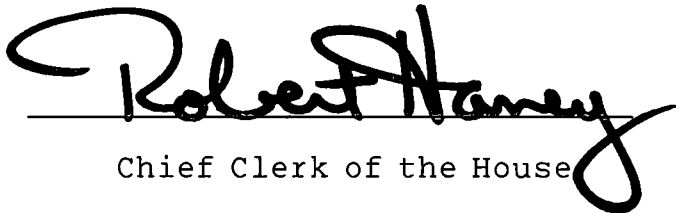


President of the Senate



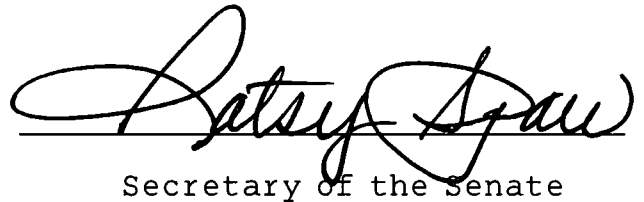
Speaker of the House

I certify that H.B. No. 4056 was passed by the House on May 4, 2017, by the following vote: Yeas 143, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 4056 on May 21, 2017, by the following vote: Yeas 134, Nays 4, 2 present, not voting.



Chief Clerk of the House

I certify that H.B. No. 4056 was passed by the Senate, with amendments, on May 19, 2017, by the following vote: Yeas 31, Nays 0.




Secretary of the Senate

APPROVED: 6-9-2017
Date



Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:30 pm O'CLOCK
JUN 12 2017


Secretary of State

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 20, 2017

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4056 by Rose (Relating to a list of best practice-based programs and research-based practices in certain areas for implementation in public schools.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code and the Education Code relating to a list of best practice-based programs and research-based practices in certain areas for implementation in public schools. The Department of State Health Services and the Texas Education Agency indicate that any costs associated with the bill could be absorbed within existing resources. Based on the LBB's analysis of the Health and Human Services Commission, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If the bill does not receive the vote necessary for immediate effect, the bill would take effect September 1, 2017.

Local Government Impact

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

Source Agencies: 701 Texas Education Agency, 529 Health and Human Services Commission, 537 State Health Services, Department of

LBB Staff: UP, SD, THo, KCA, EP, RD

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 12, 2017

TO: Honorable Larry Taylor, Chair, Senate Committee on Education

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB4056** by Rose (Relating to a list of best practice-based programs and research-based practices in certain areas for implementation in public schools.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code and the Education Code relating to a list of best practice-based programs and research-based practices in certain areas for implementation in public schools. The Department of State Health Services and the Texas Education Agency indicate that any costs associated with the bill could be absorbed within existing resources. Based on the LBB's analysis of the Health and Human Services Commission, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If the bill does not receive the vote necessary for immediate effect, the bill would take effect September 1, 2017.

Local Government Impact

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

Source Agencies: 701 Texas Education Agency, 529 Health and Human Services Commission, 537 State Health Services, Department of

LBB Staff: UP, THo, KCA, EP, RD

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 9, 2017

TO: Honorable Larry Taylor, Chair, Senate Committee on Education

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4056 by Rose (Relating to certain research-based practices for use by public school personnel.), As Engrossed

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code relating to certain research-based practices for use by public school personnel. The Department of State Health Services and the Texas Education Agency indicate that any costs associated with the bill could be absorbed within existing resources. Based on the LBB's analysis of the Health and Human Services Commission, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take effect September 1, 2017.

Local Government Impact

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

Source Agencies: 529 Health and Human Services Commission, 537 State Health Services, Department of, 701 Texas Education Agency

LBB Staff: UP, THo, KCA, EP, RD

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 27, 2017

TO: Honorable Richard Peña Raymond, Chair, House Committee on Human Services

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4056 by Rose (Relating to certain research-based practices for use by public school personnel.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code relating to certain research-based practices for use by public school personnel. The Department of State Health Services and the Texas Education Agency indicate that any costs associated with the bill could be absorbed within existing resources. Based on the LBB's analysis of the Health and Human Services Commission, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources. The bill would take effect September 1, 2017.

Local Government Impact

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

Source Agencies: 529 Health and Human Services Commission, 537 State Health Services, Department of, 701 Texas Education Agency

LBB Staff: UP, KCA, EP, RD