



FLOOR AMENDMENT NO. \_\_\_\_\_

BY: Goodwin

1 Amend C.S.H.B. No. 6 (house committee report) by adding the  
2 following appropriately numbered SECTIONS to the bill and  
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION \_\_\_\_\_. Section 37.0011(b), Education Code, is  
5 amended to read as follows:

6 (b) If the board of trustees of an independent school  
7 district adopts a policy under Section 37.001(a)(8) or the  
8 governing body of an open-enrollment charter school adopts a policy  
9 under Section 12.131(a) under which corporal punishment is  
10 permitted as a method of student discipline:

11 (1) not later than the beginning of each school year,  
12 the district or school must provide to each student's parent,  
13 guardian, or other person having lawful control over the student  
14 for whom the district or school has an e-mail address a notice by  
15 e-mail that includes:

16 (A) a statement of that person's right to  
17 prohibit the use of corporal punishment against the student;

18 (B) the district's or school's policy on the use  
19 of corporal punishment and the definition of corporal punishment  
20 under Subsection (a);

21 (C) the procedure, in a readily understandable  
22 format, for the parent, guardian, or other person having lawful  
23 control over the student to prohibit the use of corporal punishment  
24 against the student; and

25 (D) a conspicuous statement that, as provided by  
26 Subsection (c), a new written, signed statement must be submitted  
27 by a student's parent, guardian, or other person having lawful  
28 control over the student to the district or school each school year  
29 to prohibit the use of corporal punishment against the student

1 during that school year; and

2           (2) [7] a district or school educator may use corporal  
3 punishment to discipline a student during a school year unless the  
4 student's parent or guardian or other person having lawful control  
5 over the student has previously provided a written, signed  
6 statement prohibiting the use of corporal punishment as a method of  
7 student discipline for that school year.

8           SECTION \_\_\_\_\_. Subchapter A, Chapter 37, Education Code, is  
9 amended by adding Section 37.024 to read as follows:

10           Sec. 37.024. REQUIRED PEIMS REPORTING OF DISCIPLINARY  
11 MEASURES AND RESTRAINT; REPORT. (a) Each school district and  
12 open-enrollment charter school shall include in the district's or  
13 school's Public Education Information Management System (PEIMS)  
14 report the total number, disaggregated by race, ethnicity, gender,  
15 status as receiving special education services, and status as being  
16 in the conservatorship of the Department of Family and Protective  
17 Services, of, as applicable:

18                   (1) incidents of uses of corporal punishment, if the  
19 district or school permits the use of corporal punishment;

20                   (2) incidents of uses of restraint, as defined by  
21 Section 37.0021;

22                   (3) reports to local law enforcement under Section  
23 37.015 or 37.0151;

24                   (4) suspensions of students by the district or school,  
25 disaggregated by the number of students who received:

26                           (A) only one out-of-school suspension during the  
27 year;

28                           (B) more than one out-of-school suspension  
29 during the year; and

30                           (C) one or more in-school suspensions;

31                   (5) changes in school placement, including placement

1 in a juvenile justice alternative education program or a  
2 disciplinary alternative education program;

3 (6) discretionary and mandatory expulsions, including  
4 expulsions arising under a zero-tolerance policy adopted by the  
5 district or school;

6 (7) citations for Class C misdemeanors;

7 (8) arrests; and

8 (9) referrals to a truancy court.

9 (b) The agency shall:

10 (1) aggregate the data required under Subsection (a)  
11 by state, region, district or school, and campus in an annual report  
12 that is readily understandable;

13 (2) make the report publicly available on the agency's  
14 Internet website; and

15 (3) provide the report to each school district and  
16 open-enrollment charter school.

17 (c) Each school district and open-enrollment charter school  
18 shall provide annually to each student's parent, guardian, or other  
19 person having lawful control over a student enrolled in the  
20 district or school for whom the district or school has an e-mail  
21 address a notice by e-mail that includes:

22 (1) a copy of the report under Subsection (b);

23 (2) a summary that compares the aggregate data  
24 collected under Subsection (a) for the district or school campus  
25 and for the state, region, and other campuses in the district or the  
26 geographic area served by the school; and

27 (3) the Internet website link to the report under  
28 Subsection (b) on the agency's Internet website.

29 (d) The commissioner shall adopt rules as necessary to  
30 implement this section, including rules to ensure compliance with  
31 the Family Educational Rights and Privacy Act of 1974 (20 U.S.C.

1 Section 1232g).