



Resolution to Declare or Renew a Good Cause Exception for Texas Education Code section 37.0814

WHEREAS Section 37.0814 of the Texas Education Code requires that the board of trustees of each school district shall determine the appropriate number of armed security officers for each district campus;

WHEREAS Section 37.0814(a) of the Texas Education Code requires the board to ensure that at least one armed security officer is present during regular school hours at each district campus;

WHEREAS, Section 37.0814(b) of the Texas Education Code requires that at least one armed security officer at each campus be a commissioned peace officer, namely a school district peace officer; a school resource officer; a commissioned peace officer employed as security personnel under Section 37.081 of the Texas Education Code; a reserve deputy sheriff appointed under Section 85.004 of the Local Government Code; a reserve police officer appointed under Section 37.0816 of the Texas Education Code; or an honorably retired peace officer who meets the requirements of Section 37.0814(b)(6) of the Texas Education Code;

WHEREAS Section 37.0814(c) of the Texas Education Code provides that if the board of trustees of a school district is unable to comply with this section, the board may claim a good cause exception if the district's noncompliance is due to the availability of funding or qualified personnel;

WHEREAS, Section 37.0814(d-1) of the Texas Education Code requires the board of trustees of a school district that has previously claimed a good cause exception to reevaluate annually whether the board is able to ensure that at least one armed security officer is present during regular school hours at each district campus and, if not, renew the board's good cause exception;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Brownwood Independent School District has reevaluated the District's ability to comply fully with Texas Education Code §37.0814 and determines that the District remains unable to ensure that at least one armed security officer meeting the requirements of §37.0814(b) is present during regular school hours at each District campus;

BE IT FURTHER RESOLVED that the District's noncompliance is due to the limited availability of qualified commissioned peace officers and the funding necessary to employ, contract for, and continuously assign such an officer to every District campus during regular school hours;

BE IT FURTHER RESOLVED that the Board renews its good cause exception under Texas Education Code §37.0814(c);

BE IT FURTHER RESOLVED, that the Board renews the Brownwood ISD Guardian Program as the District's alternative standard under Texas Education Code § 37.0814(d). Under this alternative standard:

1. School resource officers or other qualifying commissioned peace officers will continue to serve at campuses where assigned;
2. On campuses where a qualifying commissioned peace officer is not continuously present during regular school hours, primary armed security coverage will be provided by properly selected, trained, authorized, and qualified Full-Time Guardians;
3. Properly selected, trained, authorized, and qualified Brownwood ISD Guardian Team members will provide supplemental, or backup coverage as needed, including during a Full-Time Guardian's absence or when additional security coverage is warranted;
4. Full-Time Guardians and Guardian Team members must comply with all applicable licensing, training, psychological evaluation, firearm-proficiency, written authorization, confidentiality, and other requirements established by law and the district's written Guardian Program policies and procedures;
5. Full-Time Guardians and Guardian Team members may carry a handgun on District premises only in accordance with the Board's written regulations or written authorization under Texas Penal Code § 46.03(a)(1)(A);
6. Full-Time Guardians and Guardian Team members are not commissioned peace officers and may not perform routine law-enforcement duties; and
7. The identities, campus assignments, deployment procedures, response protocols, and other security-sensitive information concerning Full-Time Guardians and Guardian Team members will be maintained as confidential to the extent permitted by law.

FINALLY, BE IT RESOLVED that the Board directs the Superintendent or designee to maintain documentation of the District's implementation of and compliance with this resolution, the good cause exception, and the alternative standard, as required by Texas Education Code §37.0814(e).

Adopted this _____ day of _____, _____, by the Board of Trustees.

Presiding officer's signature:

Secretary's signature:

