

## Chapter 74. Curriculum Requirements

### Subchapter C. Other Provisions

---

#### **§74.38. Requirements for Instruction in Cardiopulmonary Resuscitation (CPR).**

(a) A school district or an open-enrollment charter school shall provide instruction to students in Grades 7-12 in cardiopulmonary resuscitation (CPR). The instruction:

- (1) may be provided as a part of any course; and
- (2) must be provided to each student at least once before graduation from high school.

(b) CPR instruction must include training that has been developed:

- (1) by the American Heart Association or the American Red Cross; or
- (2) using nationally recognized, evidence-based guidelines for emergency cardiovascular care and incorporating psychomotor skills to support the instruction.

(c) A school district or an open-enrollment charter school may use emergency medical technicians, paramedics, police officers, firefighters, representatives of the American Heart Association or the American Red Cross, teachers, other school employees, or other similarly qualified individuals to provide CPR instruction and training under this section. Except as specified in subsection (d) of this section, an instructor of this training is not required to be certified in CPR.

(d) Instruction provided under this section is not required to result in certification by a student in CPR. If instruction is intended to result in certification in CPR, the course instructor must be authorized to provide the instruction by the American Heart Association, the American Red Cross, or a similar nationally recognized association.

(e) A school district or an open-enrollment charter school may waive the requirement under this section for a student, who due to a disability, is unable to complete the requirement. The determination regarding a student's ability to complete the CPR requirement will be made by:

- (1) the student's ARD committee if the student receives special education services under the Texas Education Code (TEC), Chapter 29, Subchapter A; or
- (2) the committee established for the student under Section 504, Rehabilitation Act of 1973 (29 United States Code, §794) if the student does not receive special education services under the TEC, Chapter 29, Subchapter A, but is covered by the Rehabilitation Act of 1973.

(f) This section applies to any student who entered Grade 7 in the 2010-2011 school year and thereafter.

*Statutory Authority: The provisions of this §74.38 issued under the Texas Education Code, §28.0023.*

*Source: The provisions of this §74.38 adopted to be effective August 25, 2014, 39 TexReg 5384.*

## Chapter 74. Curriculum Requirements

### Subchapter C. Other Provisions

---

#### **§74.39. Requirements for Instruction on Proper Interaction with Peace Officers.**

(a) A school district or open-enrollment charter school shall provide instruction in one or more courses to students in Grades 9-12 on proper interaction with peace officers during traffic stops and other in-person encounters. The required instruction:

- (1) may be provided as a part of any course or courses; and
- (2) must be provided to each student at least once before graduation from high school.

(b) The instruction must include all of the following information:

- (1) the role of law enforcement and the duties and responsibilities of peace officers;
- (2) a person's rights concerning interactions with peace officers;
- (3) proper behavior for civilians and peace officers during interactions;
- (4) laws regarding questioning and detention by peace officers, including any law requiring a person to present proof of identity to a peace officer, and the consequences for a person's or officer's failure to comply with those laws; and
- (5) how and where to file a complaint against or a compliment on behalf of a peace officer.

(c) A school district or open-enrollment charter school shall use materials developed through a memorandum of understanding among the Texas Commission on Law Enforcement, the State Board of Education, and the Texas Education Agency.

(d) A school district or open-enrollment charter school may tailor the instruction developed under this section as appropriate for the district's or school's community. In tailoring the instruction, the district or school shall solicit input from local law enforcement agencies, driver training schools, and the community.

(e) In accordance with §74.5 of this title (relating to Academic Achievement Record (Transcript)), a school district or an open-enrollment charter school shall clearly indicate on the transcript or academic achievement record the year in which the instruction was provided to the student.

(f) This section applies to any student who enters Grade 9 in the 2018-2019 school year and thereafter.

*Statutory Authority: The provisions of this §74.39 issued under the Texas Education Code, §§7.102, 28.012, and 28.025.*

*Source: The provisions of this §74.39 adopted to be effective August 27, 2018, 43 TexReg 5523.*