

1-1 By: Perry S.B. No. 3
 1-2 (In the Senate - Filed September 20, 2021; September 20, 2021,
 1-3 read first time and referred to Committee on Health & Human Services;
 1-4 September 21, 2021, reported favorably by the following vote:
 1-5 Yeas 6, Nays 3; September 21, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10		X		
1-11	X			
1-12	X			
1-13	X			
1-14		X		
1-15		X		
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to requiring public school students to compete in
 1-20 interscholastic athletic competitions based on biological sex.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter D, Chapter 33, Education Code, is
 1-23 amended by adding Section 33.0834 to read as follows:

1-24 Sec. 33.0834. INTERSCHOLASTIC ATHLETIC COMPETITION BASED
 1-25 ON BIOLOGICAL SEX. (a) Except as provided by Subsection (b), an
 1-26 interscholastic athletic team sponsored or authorized by a school
 1-27 district or open-enrollment charter school may not allow a student
 1-28 to compete in an interscholastic athletic competition sponsored or
 1-29 authorized by the district or school that is designated for the
 1-30 biological sex opposite to the student's biological sex as
 1-31 correctly stated on:

1-32 (1) the student's official birth certificate, as
 1-33 described by Subsection (c); or

1-34 (2) if the student's official birth certificate
 1-35 described by Subdivision (1) is unobtainable, another government
 1-36 record.

1-37 (b) An interscholastic athletic team described by
 1-38 Subsection (a) may allow a female student to compete in an
 1-39 interscholastic athletic competition that is designated for male
 1-40 students if a corresponding interscholastic athletic competition
 1-41 designated for female students is not offered or available.

1-42 (c) For purposes of this section, a statement of a student's
 1-43 biological sex on the student's official birth certificate is
 1-44 considered to have correctly stated the student's biological sex
 1-45 only if the statement was:

1-46 (1) entered at or near the time of the student's birth;
 1-47 or

1-48 (2) modified to correct a clerical error in the
 1-49 student's biological sex.

1-50 (d) The University Interscholastic League shall adopt rules
 1-51 to implement this section, provided that the rules must be approved
 1-52 by the commissioner in accordance with Section 33.083(b).

1-53 SECTION 2. This Act applies to any interscholastic athletic
 1-54 competition sponsored or authorized by a school district or
 1-55 open-enrollment charter school that occurs on or after the
 1-56 effective date of this Act.

1-57 SECTION 3. This Act takes effect immediately if it receives
 1-58 a vote of two-thirds of all the members elected to each house, as
 1-59 provided by Section 39, Article III, Texas Constitution. If this
 1-60 Act does not receive the vote necessary for immediate effect, this
 1-61 Act takes effect on the 91st day after the last day of the
 1-62 legislative session.

1-63 * * * * *