

By: Patterson

H.B. No. 1080

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the eligibility for participation in University  
3 Interscholastic League activities of certain public school  
4 students who receive outpatient mental health services.

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

6 SECTION 1. Subchapter D, Chapter 33, Education Code, is  
7 amended by adding Section 33.0832 to read as follows:

8 Sec. 33.0832. PARTICIPATION IN UNIVERSITY INTERSCHOLASTIC  
9 LEAGUE ACTIVITIES BY STUDENTS RECEIVING OUTPATIENT MENTAL HEALTH  
10 SERVICES. (a) This section applies to a student who:

11 (1) receives outpatient mental health services from a  
12 mental health facility, as defined by Section 571.003, Health and  
13 Safety Code; and

14 (2) is enrolled in a school district or  
15 open-enrollment charter school or otherwise receives public  
16 education services from a district or school.

17 (b) The University Interscholastic League shall ensure that  
18 league rules do not exclude from eligibility for participation in a  
19 league activity a student to whom this section applies.

20 (c) A school district or open-enrollment charter school may  
21 not adopt or enforce policies that restrict participation in  
22 University Interscholastic League activities by a student to whom  
23 this section applies.

24 (d) The commissioner shall adopt rules ensuring that a

1 student to whom this section applies has reasonable opportunities  
2 to participate in University Interscholastic League activities.

3 SECTION 2. As soon as practicable after the effective date  
4 of this Act:

5 (1) the University Interscholastic League shall  
6 propose or amend rules as necessary to comply with Section 33.0832,  
7 Education Code, as added by this Act;

8 (2) a school district or open-enrollment charter  
9 school shall propose or amend policies as necessary to comply with  
10 Section 33.0832, Education Code, as added by this Act; and

11 (3) the commissioner of education shall approve any  
12 rules proposed under Section 33.0832(b), Education Code, as added  
13 by this Act, and adopt all necessary rules under Subsection (d) of  
14 that section.

15 SECTION 3. This Act takes effect immediately if it receives  
16 a vote of two-thirds of all the members elected to each house, as  
17 provided by Section 39, Article III, Texas Constitution. If this  
18 Act does not receive the vote necessary for immediate effect, this  
19 Act takes effect September 1, 2021.