

By: Turner of Harris

H.B. No. 49

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the authority of the Texas Department of Health
3 regarding sanitation and privacy in public school restrooms.

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

5 SECTION 1. Section 341.065, Health and Safety Code, is
6 amended by adding Subsections (f)-(h) to read as follows:

7 (f) The department shall adopt reasonable rules regarding
8 sanitation and privacy in public school restrooms. The rules must
9 require at a minimum that:

10 (1) students have access to:

11 (A) hand cleaner;

12 (B) a sanitary method to dry hands; and

13 (C) running water; and

14 (2) students' privacy is protected by the use of stall
15 doors or partitions where appropriate.

16 (g) The department shall send any rules proposed under
17 Subsection (f) to the Texas Education Agency for review and
18 comment.

19 (h) The department or local health department shall inspect
20 each public school for compliance with the rules adopted under
21 Subsection (f) at least once every three years.

22 SECTION 2. The Texas Department of Health shall allow
23 school districts reasonable time to comply with the rules adopted
24 under Section 341.065, Health and Safety Code, as amended by this

1 Act.

2 SECTION 3. This Act takes effect September 1, 2003.