

By: Leach

H.B. No. 22

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the regulation of certain activities by abortion  
3 providers in public schools.

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

5 SECTION 1. Section 28.004, Education Code, is amended by  
6 adding Subsections (e-1), (e-2), and (e-3) to read as follows:

7 (e-1) An entity or individual that performs abortions or an  
8 affiliate of an entity or individual that performs abortions may  
9 not provide human sexuality or family planning instruction or  
10 instructional materials for use in human sexuality or family  
11 planning instruction in a public school.

12 (e-2) For purposes of Subsection (e-1), "affiliate" means  
13 an entity or individual that has a legal relationship with another  
14 entity or individual that is created or governed by at least one  
15 written instrument that demonstrates:

16 (1) common ownership, management, or control;  
17 (2) the existence of a franchise; or  
18 (3) the granting or extension of a license or other  
19 agreement that authorizes the affiliate to use the entity's or  
20 individual's brand name, trademark, service mark, or other  
21 registered identification mark.

22 (e-3) Subsection (e-1) does not apply to a hospital:

23 (1) licensed under Chapter 241, Health and Safety  
24 Code; or

1                   (2) owned and operated by the state.

2           SECTION 2. This Act applies beginning with the 2013-2014  
3 school year.

4           SECTION 3. This Act takes effect immediately if it receives  
5 a vote of two-thirds of all the members elected to each house, as  
6 provided by Section 39, Article III, Texas Constitution. If this  
7 Act does not receive the vote necessary for immediate effect, this  
8 Act takes effect on the 91st day after the last day of the  
9 legislative session.