

1-1 By: Schwertner S.B. No. 1362
1-2 (In the Senate - Filed March 7, 2013; March 18, 2013, read
1-3 first time and referred to Committee on Education; April 4, 2013,
1-4 reported favorably by the following vote: Yeas 6, Nays 0;
1-5 April 4, 2013, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
1-8	Patrick	X		
1-9	Lucio	X		
1-10	Campbell	X		
1-11	Duncan		X	
1-12	Paxton		X	
1-13	Seliger	X		
1-14	Taylor	X		
1-15	Van de Putte		X	
1-16	West	X		

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

1-19 relating to a requirement that students at an open-enrollment
1-20 charter school recite the pledges of allegiance to the United
1-21 States flag and the state flag.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Subsections (b), (c), and (d), Section 25.082,
1-24 Education Code, are amended to read as follows:

1-25 (b) The board of trustees of each school district and the
1-26 governing board of each open-enrollment charter school shall
1-27 require students, once during each school day at each campus
1-28 ~~[school in the district]~~, to recite:

1-29 (1) the pledge of allegiance to the United States flag
1-30 in accordance with 4 U.S.C. Section 4~~[, and its subsequent~~
1-31 ~~amendments]~~; and

1-32 (2) the pledge of allegiance to the state flag in
1-33 accordance with Subchapter C, Chapter 3100, Government Code.

1-34 (c) On written request from a student's parent or guardian,
1-35 a school district or open-enrollment charter school shall excuse
1-36 the student from reciting a pledge of allegiance under Subsection
1-37 (b).

1-38 (d) The board of trustees of each school district and the
1-39 governing board of each open-enrollment charter school shall
1-40 provide for the observance of one minute of silence at each campus
1-41 ~~[school in the district]~~ following the recitation of the pledges of
1-42 allegiance to the United States and Texas flags under Subsection
1-43 (b). During the one-minute period, each student may, as the student
1-44 chooses, reflect, pray, meditate, or engage in any other silent
1-45 activity that is not likely to interfere with or distract another
1-46 student. Each teacher or other school employee in charge of
1-47 students during that period shall ensure that each of those
1-48 students remains silent and does not act in a manner that is likely
1-49 to interfere with or distract another student.

1-50 SECTION 2. This Act applies beginning with the 2013-2014
1-51 school year.

1-52 SECTION 3. This Act takes effect immediately if it receives
1-53 a vote of two-thirds of all the members elected to each house, as
1-54 provided by Section 39, Article III, Texas Constitution. If this
1-55 Act does not receive the vote necessary for immediate effect, this
1-56 Act takes effect September 1, 2013.

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