

By: Howard

H.B. No. 941

A BILL TO BE ENTITLED

AN ACT

relating to a pilot program for the distribution of certain  
contraceptives in participating public school districts.

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

SECTION 1. Subchapter A, Chapter 38, Education Code, is  
amended by adding Section 38.025 to read as follows:

Sec. 38.025. LONG-ACTING REVERSIBLE CONTRACEPTIVE  
DISTRIBUTION PILOT PROGRAM. (a) In this section, "pilot program"  
means the long-acting reversible contraceptive distribution pilot  
program.

(b) Using funds specifically appropriated for the purpose  
of the pilot program or other funds available to the agency for that  
purpose, available federal funds, or other funds received as  
authorized by Subsection (g), the agency, in coordination with the  
Health and Human Services Commission and the Department of State  
Health Services, shall establish a pilot program under which a  
school district participating in the pilot program may distribute  
or provide for the distribution of long-acting reversible  
contraceptives to students enrolled in the district.

(c) The agency shall designate six school districts to  
participate in the pilot program. The agency shall include in the  
six districts designated:

(1) a district located in an urban area;

(2) a district located in a rural area;

1           (3) a district to which Chapter 41 applies;

2           (4) a district that is not required to take action  
3 under Chapter 41;

4           (5) a district with a rate of teen pregnancy above the  
5 national average at the time of the designation; and

6           (6) a district with a rate of teen pregnancy below the  
7 national average at the time of the designation.

8           (d) A district designated under Subsection (c) may qualify  
9 under multiple criteria described by Subsection (c).

10          (e) The agency by rule shall designate the specific types of  
11 long-acting reversible contraceptives that may be distributed to  
12 students under the pilot program.

13          (f) A school district participating in the pilot program may  
14 not distribute or provide for the distribution of a long-acting  
15 reversible contraceptive to a student who is under 18 years of age  
16 unless the school district obtains consent from the parent of or  
17 person standing in parental relation to the student.

18          (g) The agency may accept grants and donations to fund the  
19 pilot program.

20          (h) Not later than December 31 of each year that funding is  
21 provided for the pilot program, the agency shall provide a report to  
22 the legislature evaluating the effectiveness of the pilot program.

23          (i) The agency, the Health and Human Services Commission,  
24 and the Department of State Health Services shall adopt rules as  
25 necessary to implement and administer this section.

26          (j) This section expires September 1, 2021.

27          SECTION 2. This Act takes effect September 1, 2017.