

By: González of El Paso

H.B. No. 366

A BILL TO BE ENTITLED

AN ACT

relating to healthy relationships education in public schools.

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

SECTION 1. Subchapter A, Chapter 28, Education Code, is amended by adding Section 28.0043 to read as follows:

Sec. 28.0043. HEALTHY RELATIONSHIPS EDUCATION. (a) In this section, "age-appropriate" means suitable to particular ages or age groups of children or adolescents, based on developing cognitive, emotional, and behavioral capacity typical for the age or age group.

(b) A school district shall provide healthy relationships education in accordance with this section at grade levels and in courses specified by the State Board of Education.

(c) The State Board of Education by rule shall adopt the essential knowledge and skills for curricula to be used by a school district in providing healthy relationships education under this section that are age-appropriate and supported by research that is peer-reviewed, conducted in compliance with accepted scientific methods, and recognized as accurate by leading professional organizations and agencies with relevant experience. As age-appropriate, the curricula must promote relationship, communication, and decision-making skills, including strategies to:

(1) develop healthy, age-appropriate relationships;

1 (2) develop healthy life skills, including critical
2 thinking, problem solving, effective communication, and
3 responsible decision making about relationships; and

4 (3) promote effective communication between
5 adolescents and their parents, legal guardians, or other family
6 members about relationships.

7 SECTION 2. Section 12.104(b), Education Code, as amended by
8 Chapters 324 (S.B. 1488), 522 (S.B. 179), and 735 (S.B. 1153), Acts
9 of the 85th Legislature, Regular Session, 2017, is reenacted and
10 amended to read as follows:

11 (b) An open-enrollment charter school is subject to:

12 (1) a provision of this title establishing a criminal
13 offense; and

14 (2) a prohibition, restriction, or requirement, as
15 applicable, imposed by this title or a rule adopted under this
16 title, relating to:

17 (A) the Public Education Information Management
18 System (PEIMS) to the extent necessary to monitor compliance with
19 this subchapter as determined by the commissioner;

20 (B) criminal history records under Subchapter C,
21 Chapter 22;

22 (C) reading instruments and accelerated reading
23 instruction programs under Section 28.006;

24 (D) accelerated instruction under Section
25 28.0211;

26 (E) high school graduation requirements under
27 Section 28.025;

- 1 (F) special education programs under Subchapter
2 A, Chapter 29;
- 3 (G) bilingual education under Subchapter B,
4 Chapter 29;
- 5 (H) prekindergarten programs under Subchapter E
6 or E-1, Chapter 29;
- 7 (I) extracurricular activities under Section
8 33.081;
- 9 (J) discipline management practices or behavior
10 management techniques under Section 37.0021;
- 11 (K) health and safety under Chapter 38;
- 12 (L) public school accountability under
13 Subchapters B, C, D, F, G, and J, Chapter 39, and Chapter 39A;
- 14 (M) the requirement under Section 21.006 to
15 report an educator's misconduct;
- 16 (N) intensive programs of instruction under
17 Section 28.0213;
- 18 (O) the right of a school employee to report a
19 crime, as provided by Section 37.148; ~~and~~
- 20 (P) bullying prevention policies and procedures
21 under Section 37.0832;
- 22 (Q) the right of a school under Section 37.0052
23 to place a student who has engaged in certain bullying behavior in a
24 disciplinary alternative education program or to expel the student;
25 ~~and~~
- 26 (R) the right under Section 37.0151 to report to
27 local law enforcement certain conduct constituting assault or

1 harassment;

2 (S) [~~(P)~~] a parent's right to information
3 regarding the provision of assistance for learning difficulties to
4 the parent's child as provided by Sections 26.004(b)(11) and
5 26.0081(c) and (d); and

6 (T) healthy relationships education under
7 Section 28.0043.

8 SECTION 3. This Act applies beginning with the 2020-2021
9 school year.

10 SECTION 4. To the extent of any conflict, this Act prevails
11 over another Act of the 86th Legislature, Regular Session, 2019,
12 relating to nonsubstantive additions to and corrections in enacted
13 codes.

14 SECTION 5. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2019.