

By: Blanco, Guillen

H.B. No. 391

A BILL TO BE ENTITLED

1 AN ACT
2 relating to student access to public school instructional materials
3 and technology.

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

5 SECTION 1. Section 26.006, Education Code, is amended by
6 amending Subsection (c) and adding Subsections (d) and (e) to read
7 as follows:

8 (c) A student's parent is entitled to request that the
9 school district or open-enrollment charter school the student
10 attends allow the student to take home any instructional materials
11 used by the student. Subject to the availability of the
12 instructional materials, the district or school shall honor the
13 request. A student who takes home instructional materials must
14 return the instructional materials to school at the beginning of
15 the next school day if requested to do so by the student's teacher.
16 A school district or open-enrollment charter school must provide
17 the instructional materials to the student in printed book format
18 if the student does not have reliable access to technology at the
19 student's home. In this subsection, "instructional material" has
20 the meaning assigned by Section 31.002.

21 (d) A school district or open-enrollment charter school
22 must document each parental request made under Subsection (c) to
23 allow a student to take home instructional material used by the
24 student that the district or school denies. The documentation must

1 include each reason for denying the request. Not later than the
2 30th day after the date the district or school receives the request,
3 the district or school must report to the agency that the request
4 has been denied and each reason for the denial.

5 (e) Not later than September 1 of each year, the agency
6 shall submit an annual report to the legislature that includes the
7 number of parental requests made under Subsection (c) to allow a
8 student to take home instructional material used by the student
9 that each school district and open-enrollment charter school denied
10 and the reasons for denial.

11 SECTION 2. Section 26.006, Education Code, as amended by
12 this Act, applies beginning with the 2019-2020 school year.

13 SECTION 3. This Act takes effect immediately if it receives
14 a vote of two-thirds of all the members elected to each house, as
15 provided by Section 39, Article III, Texas Constitution. If this
16 Act does not receive the vote necessary for immediate effect, this
17 Act takes effect September 1, 2019.