

By: Howard

H.B. No. 2876

A BILL TO BE ENTITLED

1 AN ACT

2 relating to requiring public schools to use the wet bulb globe
3 temperature to determine whether conditions are unsatisfactory for
4 student outdoor activities due to severe heat.

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

6 SECTION 1. Subchapter A, Chapter 38, Education Code, is
7 amended by adding Section 38.020 to read as follows:

8 Sec. 38.020. USE OF WET BULB GLOBE TEMPERATURE FOR SEVERE
9 HEAT DETERMINATIONS. (a) In this section, "wet bulb globe
10 temperature" means a comprehensive measurement of environmental
11 conditions that accounts for ambient temperature, relative
12 humidity, wind, and solar radiation.

13 (b) Each school district and open-enrollment charter school
14 shall refer to the wet bulb globe temperature in determining
15 satisfactory or unsatisfactory conditions for outdoor activities,
16 including:

17 (1) athletic activities;

18 (2) recess;

19 (3) extracurricular activities conducted outdoors;

20 and

21 (4) any other related activities.

22 (c) This section does not:

23 (1) waive any immunity from liability of a school
24 district or open-enrollment charter school or of district or

1 charter school officers or employees; or
2 (2) create any liability for a cause of action against
3 a school district or open-enrollment charter school or against
4 district or charter school officers or employees.

5 SECTION 2. This Act applies beginning with the 2021-2022
6 school year.

7 SECTION 3. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2021.