

1-1 By: Campbell S.B. No. 1083
 1-2 (In the Senate - Filed March 5, 2021; March 18, 2021, read
 1-3 first time and referred to Committee on Education; May 14, 2021,
 1-4 reported favorably by the following vote: Yeas 10, Nays 0;
 1-5 May 14, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Taylor	X			
1-8 Lucio	X			
1-9 Bettencourt	X			
1-10 Hall	X			
1-11 Hughes			X	
1-12 Menéndez	X			
1-13 Paxton	X			
1-14 Perry	X			
1-15 Powell	X			
1-16 Schwertner	X			
1-17 West	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to parental approval for a student's participation in
 1-22 human sexuality instruction in public schools.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 28.004, Education Code, is amended by
 1-25 amending Subsections (i) and (i-1) and adding Subsection (i-2) to
 1-26 read as follows:

1-27 (i) Before each school year, a school district shall provide
 1-28 written notice to a parent of each student enrolled in the district
 1-29 of the board of trustees' decision regarding whether the district
 1-30 will provide human sexuality instruction to district students. If
 1-31 instruction will be provided, the notice must include:

1-32 (1) a summary of the basic content of the district's
 1-33 human sexuality instruction to be provided to the student,
 1-34 including a statement informing the parent of the instructional
 1-35 requirements under state law;

1-36 (2) a statement of the parent's right to:

1-37 (A) review curriculum materials as provided by
 1-38 Subsection (j); and

1-39 (B) refuse consent for [remove] the student to
 1-40 receive all or [from] any part of the district's human sexuality
 1-41 instruction without subjecting the student to any disciplinary
 1-42 action, academic penalty, or other sanction imposed by the district
 1-43 or the student's school; and

1-44 (3) information describing the opportunities for
 1-45 parental involvement in the development of the curriculum to be
 1-46 used in human sexuality instruction, including information
 1-47 regarding the local school health advisory council established
 1-48 under Subsection (a).

1-49 (i-1) A parent may use the grievance procedure adopted under
 1-50 Section 26.011 concerning a complaint of a violation of Subsection
 1-51 (i) or (i-2).

1-52 (i-2) Before a student may be provided with human sexuality
 1-53 instruction, a school district must obtain the written consent of
 1-54 the student's parent. A request for written consent under this
 1-55 subsection:

1-56 (1) may not be included with any other notification or
 1-57 request for written consent provided to the parent, other than the
 1-58 notice provided under Subsection (i); and

1-59 (2) must be provided to the parent not later than the
 1-60 14th day before the date on which the human sexuality instruction
 1-61 begins.

2-1 SECTION 2. This Act applies beginning with the 2021-2022
2-2 school year.

2-3 SECTION 3. This Act takes effect immediately if it receives
2-4 a vote of two-thirds of all the members elected to each house, as
2-5 provided by Section 39, Article III, Texas Constitution. If this
2-6 Act does not receive the vote necessary for immediate effect, this
2-7 Act takes effect September 1, 2021.

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