



FLOOR AMENDMENT NO. _____

BY: Buckley

1 Amend C.S.H.B. 1605 (house committee report) as follows:

2 (1) On page 7, line 12, strike "unless," and substitute
3 "unless the petition is presented by the parents of less than 50
4 percent of the students enrolled at the campus and,".

5 (2) Strike page 7, lines 17 through 19, and substitute the
6 following:

7 (d) The board of trustees of a school district is not
8 required to conduct a review under this section for a specific
9 subject area or grade level at a specific district campus more
10 than once per school year.

11 (3) On page 7, between lines 19 and 20, insert the following
12 appropriately lettered subsection and reletter subsequent
13 subsections accordingly:

14 () Parental access to instructional material provided by
15 an instructional material review conducted under this section is
16 in addition to any other right to access instructional material
17 granted by this title or school district policy.

18 (4) On page 11, line 11, between "The" and "agency", insert
19 "State Board of Education or the".

20 (5) Strike page 19, lines 20 and 21, and substitute the
21 following:

22 (f) Funds allotted under this section may not be used to
23 purchase instructional material that contains obscene or harmful
24 content or would otherwise cause the school district to which the
25 funds were allotted to be unable to submit the certification

1 required under Section 31.1011(a) (1) (B) [~~The commissioner may~~
2 ~~adopt rules as necessary to implement this section~~].

3 (6) On page 22, line 7, strike "and".

4 (7) On page 22, line 8, between "specifications" and the
5 open bracket, insert the following:

6 ; and

7 (4) the instructional material to not contain obscene
8 or harmful content and otherwise be compatible with certification
9 requirements under Section 31.1011(a) (1) (B)

10 (8) On page 22, lines 25 through 27, strike "(c), not later
11 than December 1 of the year preceding the school year for which
12 the revision will take effect, the board shall" and substitute
13 "(c) because the board plans to revise the essential knowledge and
14 skills intended to be covered by the material, the board shall
15 issue a proclamation requesting the revision of the applicable
16 instructional materials and shall, not later than December 1 of
17 the year preceding the school year for which the revision will
18 take effect,".

19 (9) On page 24, lines 7 and 8, strike "updating the list of
20 approved instructional materials under Section 31.022" and
21 substitute "the proclamation requesting the revision of the
22 instructional materials under Section 31.022(c-1)".

23 (10) On page 25, line 27, strike "and".

24 (11) On page 26, line 12, between "material" and the open
25 bracket, insert the following:

26 ; and

1 (4) whether the material contains obscene or harmful
2 content or is otherwise incompatible with certification
3 requirements under Section 31.1011(a) (1) (B)

4 (12) On page 42, lines 24 and 25, strike "with the Children's
5 Internet Protection Act (Pub. L. No. 106-554); and" and substitute
6 the following:

7 with:

8 (i) the Children's Internet Protection Act
9 (Pub. L. No. 106-554);

10 (ii) Section 28.0022;

11 (iii) Section 43.22, Penal Code; and

12 (iv) any other law or regulation that
13 protects students from obscene or harmful content; and

14 (13) On page 44, lines 15 and 16, strike "on the list of
15 approved instructional materials adopted under Section 31.022
16 [31.023]" and substitute "~~on the list adopted under Section~~
17 31.023]".

18 (14) On page 47, lines 18 and 19, strike "including a
19 condition that the instructional material cannot be shared" and
20 substitute "which may not limit or exclude access to instructional
21 material based on the uses of the material that would otherwise be
22 permitted under fair use provisions of copyright law".

23 (15) On page 52, between lines 14 and 15, insert the
24 following appropriately lettered subsection:

25 () Section 21.4045(b), Education Code, as added by this
26 Act, applies only to a contract entered into on or after the
27 effective date of this Act. A contract entered into before the

1 effective date of this Act is governed by the law in effect on the
2 date the contract was entered into, and the former law is continued
3 in effect for that purpose.