

Amend CSSB 1072 (senate committee printing) in SECTION 2 of the bill, in amended Section 28.004, Education Code, by striking page 3, line 39, through page 4, line 3, and substituting the following:

(9) the communication policy described by Subsection (r) for approval by the board of trustees of the school district.

(r) Subject to the restriction imposed by Section 28.0043 and using the procedure described by Subsection (e-1), the board of trustees shall adopt a written policy regarding communication outside of a course dedicated to human sexuality instruction between a school employee and a student enrolled in the district concerning topics included in the reproductive and sexual health curriculum. The policy must:

(1) direct school employees to refer students to discuss topics included in the reproductive and sexual health curriculum with the student's parent, a school counselor, or, if applicable, the student's teacher responsible for teaching materials related to human sexuality instruction;

(2) inform school employees regarding appropriate boundaries related to communicating with students; and

(3) include provisions designed to prevent improper communication between school employees and students.

(s) A school district shall make the policy adopted under Subsection (r) available in the same manner as curriculum materials under Subsection (j)(1).

(t) A school district may not host an extracurricular activity related to human sexuality unless the board of trustees has adopted a written policy, subject to the restriction imposed by Section 28.0043 and using the procedure described by Subsection (e-1), specifying the circumstances in which the district may host an extracurricular activity related to human sexuality.

(u) For purposes of adopting a communication policy under this section, "communication" includes any verbal or written communication conducted in person or facilitated through the use of an electronic device, including communication conducted through a telephone, including a cellular telephone, a computer, a computer network, personal data assistance, a pager, e-mail, text message,

instant message, a social media application, or an Internet website.