

By: Bell of Kaufman, Buckley,  
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et al.

H.B. No. 3315

A BILL TO BE ENTITLED

1 AN ACT

2 relating to a school district's grievance procedure regarding  
3 complaints concerning violation of parental rights.

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

5 SECTION 1. Section 26.011, Education Code, is amended by  
6 adding Subsections (c), (d), and (e) to read as follows:

7 (c) The grievance procedure adopted under Subsection (a)  
8 must:

9 (1) provide for:

10 (A) a parent's complaint to be:

11 (i) filed in writing with the principal of  
12 the campus at which the parent's student is enrolled; and

13 (ii) considered timely regardless of when  
14 the conduct giving rise to the complaint occurred if the complaint  
15 alleges a violation of law or board policy that is continuous or  
16 ongoing;

17 (B) if the principal does not grant the requested  
18 relief, an appeal on written request to the district superintendent  
19 or the superintendent's designee that includes a review of all  
20 documents considered by the principal;

21 (C) if the superintendent or the  
22 superintendent's designee does not grant the requested relief, an  
23 appeal on written request to the board of trustees of the district  
24 that:

25 (i) includes a review of all documents

1 considered by the principal and the superintendent or the  
2 superintendent's designee;

3 (ii) unless otherwise agreed to by the  
4 parties, must be finally decided not later than 120 calendar days  
5 after the date on which the request for the appeal was submitted;  
6 and

7 (iii) if a final decision is not rendered  
8 before the date described by Subparagraph (ii), requires the board  
9 to immediately render a final decision on the complaint in favor of  
10 the parent; and

11 (D) if the board of trustees of the district does  
12 not grant the requested relief, notice to the parent regarding the  
13 parent's right to file an appeal with the commissioner under  
14 Section 7.057; and

15 (2) be:

16 (A) posted in a prominent location on the  
17 district's Internet website, along with instructions on how a  
18 parent may file a complaint; and

19 (B) provided in English and Spanish to the parent  
20 of each student enrolled in the district at the beginning of each  
21 school year and on request.

22 (d) The agency shall:

23 (1) adopt a model grievance procedure for use by  
24 school districts under this section; and

25 (2) post on the agency's Internet website a copy of the  
26 model grievance procedure and general guidelines regarding how a  
27 parent may file a complaint with a school district under this

1 section or appeal a district's decision to the commissioner under  
2 Section 7.057.

3 (e) If, during the investigation of a grievance, the board  
4 of trustees of a school district discovers an unreported violation  
5 of a right guaranteed by this chapter or board policy concerning  
6 those rights, the board of trustees shall open a new investigation  
7 into the unreported violation.

8 SECTION 2. This Act applies beginning with the 2023-2024  
9 school year.

10 SECTION 3. This Act takes effect immediately if it receives  
11 a vote of two-thirds of all the members elected to each house, as  
12 provided by Section 39, Article III, Texas Constitution. If this  
13 Act does not receive the vote necessary for immediate effect, this  
14 Act takes effect September 1, 2023.