

1-1 By: Leo Wilson, et al. (Senate Sponsor - Middleton) H.B. No. 100  
1-2 (In the Senate - Received from the House April 16, 2025;  
1-3 April 24, 2025, read first time and referred to Committee on  
1-4 Education K-16; May 25, 2025, reported favorably by the following  
1-5 vote: Yeas 9, Nays 0; May 25, 2025, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11			X	
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18			X	

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

1-21 relating to the purchase, adoption, and use of instructional  
1-22 materials by public schools.

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

1-24 SECTION 1. Section 31.0211(f), Education Code, is amended  
1-25 to read as follows:

1-26 (f) Funds allotted under this section may not be used to  
1-27 purchase instructional material that:

1-28 (1) contains obscene or harmful content or would  
1-29 otherwise cause the school district to which the funds were  
1-30 allotted to be unable to submit the certification required under  
1-31 Section 31.1011(a)(1)(B); or

1-32 (2) is on the list of rejected instructional materials  
1-33 maintained by the State Board of Education under Section 31.022(a).

1-34 SECTION 2. Section 31.022, Education Code, is amended by  
1-35 adding Subsection (b-1) to read as follows:

1-36 (b-1) Not later than the 45th day before the date the State  
1-37 Board of Education intends to add an instructional material to the  
1-38 list of rejected instructional materials under Subsection (a), the  
1-39 board shall add the material to a list of proposed rejected  
1-40 instructional materials and issue a proclamation requesting the  
1-41 revision of the applicable instructional material before the end of  
1-42 the 45-day period.

1-43 SECTION 3. Subchapter B, Chapter 31, Education Code, is  
1-44 amended by adding Section 31.024 to read as follows:

1-45 Sec. 31.024. LIMITATION ON THE ADOPTION AND USE OF  
1-46 INSTRUCTIONAL MATERIAL. A school district may not adopt or  
1-47 otherwise use instructional material included on the list of  
1-48 rejected instructional materials maintained by the State Board of  
1-49 Education under Section 31.022(a).

1-50 SECTION 4. Section 31.073, Education Code, is amended by  
1-51 adding Subsection (b) and amending Subsection (c) to read as  
1-52 follows:

1-53 (b) A school district or open-enrollment charter school may  
1-54 only adopt or otherwise use an open education resource  
1-55 instructional material that is not included on the list of rejected  
1-56 instructional materials maintained by the State Board of Education  
1-57 under Section 31.022(a).

1-58 (c) A school district or open-enrollment charter school may  
1-59 adopt open education resource instructional material that complies  
1-60 with Subsection (b) at any time.

1-61 SECTION 5. Section 31.106, Education Code, is amended to

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