

By: Rosenthal

H.B. No. 1601

A BILL TO BE ENTITLED

AN ACT

relating to the prohibition, prevention, and remedying of certain discrimination.

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

SECTION 1. Title 4, Civil Practice and Remedies Code, is amended by adding Chapter 100B to read as follows:

CHAPTER 100B. LIABILITY ARISING FROM DISCRIMINATION

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 100B.001. DEFINITIONS. In this chapter:

(1) "Aggrieved person" includes any person who:

(A) claims to have been injured by a discriminatory practice; or

(B) believes the person will be injured by a discriminatory practice about to occur.

(2) "Discriminatory practice" means an act prohibited by this chapter.

(3) "Gender identity or expression" means having or being perceived as having a gender-related identity, appearance, expression, or behavior, regardless of whether that identity, appearance, expression, or behavior is different from that commonly associated with the individual's actual or perceived sex.

(4) "Public accommodation" means a business or other entity offering to the public food, shelter, recreation or amusement, or any other good, service, privilege, facility, or

1 accommodation.

2 (5) "Religious organization" means:

3 (A) a religious corporation, association, or
4 society; or

5 (B) a school, institution of higher education, or
6 other educational institution, not otherwise a religious
7 organization, that:

8 (i) is wholly or substantially controlled,
9 managed, owned, or supported by a religious organization; or

10 (ii) has a curriculum directed toward the
11 propagation of a particular religion.

12 (6) "Sexual orientation" means the actual or perceived
13 status of an individual with respect to the individual's sexuality.

14 Sec. 100B.002. APPLICABILITY OF CHAPTER. (a) Except as
15 provided by Subsection (b), this chapter does not apply to a
16 religious organization.

17 (b) This chapter applies to activities conducted by a
18 religious organization for profit to the extent those activities
19 are subject to federal taxation under Section 511(a), Internal
20 Revenue Code of 1986, as that section existed on September 1, 2025.

21 SUBCHAPTER B. DISCRIMINATION IN PUBLIC ACCOMMODATIONS PROHIBITED

22 Sec. 100B.051. PUBLIC ACCOMMODATIONS. (a) Except as
23 provided by Subsection (b), a person engages in a discriminatory
24 practice and violates this chapter if the person, because of the
25 sexual orientation or gender identity or expression of an
26 individual:

27 (1) denies that individual full and equal

1 accommodation in any place of public accommodation in this state,
2 subject only to the conditions established by law and applicable to
3 all persons; or

4 (2) otherwise discriminates against or segregates or
5 separates the individual in a place of public accommodation in this
6 state based on sexual orientation or gender identity or expression.

7 (b) A person does not engage in a discriminatory practice or
8 violate this chapter under Subsection (a) if segregation or
9 separation of an individual is necessary to provide a service that:

10 (1) provides acceptance, support, and understanding
11 to the individual;

12 (2) assists the individual with coping with the
13 individual's sexual orientation or gender identity or expression,
14 maintaining social support, and exploring and identifying the
15 individual's identity; or

16 (3) provides support to an individual undergoing a
17 gender transition.

18 (c) The services described by Subsection (b)(2) include a
19 sexual orientation-neutral intervention for preventing or
20 addressing unlawful conduct or unsafe sexual practices if the
21 intervention does not seek to change the individual's sexual
22 orientation or gender identity or expression.

23 SUBCHAPTER C. CAUSE OF ACTION

24 Sec. 100B.101. CIVIL ACTION. An aggrieved person may file a
25 civil action in district court not later than the second
26 anniversary of the occurrence of the termination of an alleged
27 discriminatory practice under this chapter to obtain appropriate

1 relief with respect to the discriminatory practice.

2 Sec. 100B.102. RELIEF GRANTED. In an action under this
3 subchapter, if the court finds a discriminatory practice has
4 occurred or is about to occur, the court may award to the claimant:

5 (1) actual and exemplary damages;

6 (2) reasonable attorney's fees;

7 (3) court costs; and

8 (4) any permanent or temporary injunction, temporary
9 restraining order, or other order, including an order enjoining the
10 defendant from engaging in the practice or ordering other
11 appropriate action.

12 SECTION 2. Articles 42.014(a) and (c), Code of Criminal
13 Procedure, are amended to read as follows:

14 (a) In the trial of an offense under Title 5, Penal Code, or
15 Section 28.02, 28.03, 28.08, or 42.0601, Penal Code, the judge
16 shall make an affirmative finding of fact and enter the affirmative
17 finding in the judgment of the case if at the guilt or innocence
18 phase of the trial, the judge or the jury, whichever is the trier of
19 fact, determines beyond a reasonable doubt that the defendant
20 intentionally selected the person against whom the offense was
21 committed, or intentionally selected the person's property that was
22 damaged or affected as a result of the offense, because of the
23 defendant's bias or prejudice against a group identified by race,
24 color, disability, religion, national origin or ancestry, age,
25 gender, ~~[or]~~ sexual orientation, or gender identity or expression
26 ~~[preference]~~ or by status as a peace officer or judge.

27 (c) In this article:

1 (1) "Gender identity or expression" means having or
2 being perceived as having a gender-related identity, appearance,
3 expression, or behavior, regardless of whether that identity,
4 appearance, expression, or behavior is different from that commonly
5 associated with the individual's actual or perceived sex.

6 (2) "Sexual orientation" means the actual or perceived
7 status of an individual with respect to the individual's
8 sexuality~~[, "sexual preference" has the following meaning only: a~~
9 ~~preference for heterosexuality, homosexuality, or bisexuality].~~

10 SECTION 3. Subchapter D, Chapter 11, Education Code, is
11 amended by adding Section 11.172 to read as follows:

12 Sec. 11.172. DISCRIMINATION, HARASSMENT, AND RETALIATION
13 PROHIBITED. (a) In this section:

14 (1) "Gender identity or expression" means having or
15 being perceived as having a gender-related identity, appearance,
16 expression, or behavior, regardless of whether that identity,
17 appearance, expression, or behavior is different from that commonly
18 associated with the individual's actual or perceived sex.

19 (2) "Sexual orientation" means the actual or perceived
20 status of an individual with respect to the individual's sexuality.

21 (b) A school district or employee of a school district may
22 not:

23 (1) discriminate against or harass a district employee
24 or a student enrolled in the district on account of:

25 (A) the actual or perceived ethnicity, color,
26 gender, gender identity or expression, sexual orientation,
27 disability, religion, or national origin of the employee, student,

1 or student's parent; or

2 (B) one or more persons with whom the employee,
3 student, or student's parent associates; or

4 (2) retaliate against a district employee or a student
5 enrolled in the district for reporting potential discrimination or
6 harassment prohibited by Subdivision (1).

7 (c) This section applies to conduct that occurs:

8 (1) on school property;

9 (2) while attending a school-sponsored or
10 school-related activity on or off school property; or

11 (3) in connection with transportation of students in a
12 vehicle owned or operated by a school district or owned or operated
13 by another entity under contract with a school district.

14 (d) A school district shall provide periodic training to
15 district employees regarding prevention of discrimination and
16 harassment prohibited by this section and procedures for responding
17 to reported or observed incidents of prohibited discrimination or
18 harassment. The training may be provided in conjunction with any
19 education provided under Section 37.083.

20 (e) In accordance with rules adopted by the commissioner,
21 each school district shall report biennially to the agency
22 information regarding each incident of alleged discrimination or
23 harassment that occurred at each campus in the district during the
24 preceding two school years. The agency shall include the
25 information, disaggregated by campus, in the comprehensive
26 biennial report required by Section 39.332.

27 SECTION 4. Section 12.104(b), Education Code, is amended to

1 read as follows:

2 (b) An open-enrollment charter school is subject to:

3 (1) a provision of this title establishing a criminal
4 offense;

5 (2) the provisions in Chapter 554, Government Code;
6 and

7 (3) a prohibition, restriction, or requirement, as
8 applicable, imposed by this title or a rule adopted under this
9 title, relating to:

10 (A) the Public Education Information Management
11 System (PEIMS) to the extent necessary to monitor compliance with
12 this subchapter as determined by the commissioner;

13 (B) criminal history records under Subchapter C,
14 Chapter 22;

15 (C) reading instruments and accelerated reading
16 instruction programs under Section 28.006;

17 (D) accelerated instruction under Section
18 28.0211;

19 (E) high school graduation requirements under
20 Section 28.025;

21 (F) special education programs under Subchapter
22 A, Chapter 29;

23 (G) bilingual education under Subchapter B,
24 Chapter 29;

25 (H) prekindergarten programs under Subchapter E
26 or E-1, Chapter 29, except class size limits for prekindergarten
27 classes imposed under Section 25.112, which do not apply;

- 1 (I) extracurricular activities under Section
2 [33.081](#);
- 3 (J) discipline management practices or behavior
4 management techniques under Section [37.0021](#);
- 5 (K) health and safety under Chapter [38](#);
- 6 (L) the provisions of Subchapter [A](#), Chapter [39](#);
- 7 (M) public school accountability and special
8 investigations under Subchapters [A](#), [B](#), [C](#), [D](#), [F](#), [G](#), and [J](#), Chapter
9 [39](#), and Chapter [39A](#);
- 10 (N) the requirement under Section [21.006](#) to
11 report an educator's misconduct;
- 12 (O) intensive programs of instruction under
13 Section [28.0213](#);
- 14 (P) the right of a school employee to report a
15 crime, as provided by Section [37.148](#);
- 16 (Q) bullying prevention policies and procedures
17 under Section [37.0832](#);
- 18 (R) the right of a school under Section [37.0052](#)
19 to place a student who has engaged in certain bullying behavior in a
20 disciplinary alternative education program or to expel the student;
- 21 (S) the right under Section [37.0151](#) to report to
22 local law enforcement certain conduct constituting assault or
23 harassment;
- 24 (T) a parent's right to information regarding the
25 provision of assistance for learning difficulties to the parent's
26 child as provided by Sections [26.004](#)(b)(11) and [26.0081](#)(c) and (d);
- 27 (U) establishment of residency under Section

1 25.001;

2 (V) school safety requirements under Sections
3 37.0814, 37.108, 37.1081, 37.1082, 37.1083, 37.1084, 37.1085,
4 37.1086, 37.109, 37.113, 37.114, 37.1141, 37.115, 37.207, and
5 37.2071 and Subchapter J, Chapter 37;

6 (W) the early childhood literacy and mathematics
7 proficiency plans under Section 11.185;

8 (X) the college, career, and military readiness
9 plans under Section 11.186; ~~and~~

10 (Y) parental options to retain a student under
11 Section 28.02124; and

12 (Z) discrimination, harassment, and retaliation
13 under Section 11.172.

14 SECTION 5. Section 121.151, Estates Code, is amended to
15 read as follows:

16 Sec. 121.151. DISTRIBUTION OF COMMUNITY PROPERTY. (a)
17 This section applies to community property, including the proceeds
18 of life or accident insurance that are community property and
19 become payable to the estate of either spouse ~~[the husband or wife]~~.

20 (b) If spouses ~~[a husband and wife]~~ die leaving community
21 property but neither survives the other by 120 hours, one-half of
22 all community property shall be distributed as if one spouse ~~[the~~
23 ~~husband]~~ had survived, and the other one-half shall be distributed
24 as if the other spouse ~~[wife]~~ had survived.

25 SECTION 6. Section 1104.001(b), Estates Code, is amended to
26 read as follows:

27 (b) Subsection (a) does not prohibit the joint appointment,

1 if the court finds it to be in the best interest of the
2 incapacitated person or ward, of:

- 3 (1) spouses [~~a husband and wife~~];
- 4 (2) joint managing conservators;
- 5 (3) co-guardians appointed under the laws of a
6 jurisdiction other than this state; or
- 7 (4) both parents of an adult who is incapacitated if
8 the incapacitated person:

9 (A) has not been the subject of a suit affecting
10 the parent-child relationship; or

11 (B) has been the subject of a suit affecting the
12 parent-child relationship and both of the incapacitated person's
13 parents were named as joint managing conservators in the suit but
14 are no longer serving in that capacity.

15 SECTION 7. Subchapter A, Chapter 1, Family Code, is amended
16 by adding Section 1.0015 to read as follows:

17 Sec. 1.0015. CONSTRUCTION OF GENDER-SPECIFIC TERMINOLOGY.
18 When necessary to implement the rights and duties of spouses or
19 parents in a marriage between persons of the same sex under the laws
20 of this state, gender-specific terminology must be construed in a
21 neutral manner to refer to a person of either gender.

22 SECTION 8. Section 2.001(a), Family Code, is amended to
23 read as follows:

24 (a) Two individuals [~~A man and a woman~~] desiring to enter
25 into a ceremonial marriage must obtain a marriage license from the
26 county clerk of any county of this state.

27 SECTION 9. Section 2.004(b), Family Code, is amended to

1 read as follows:

2 (b) The application form must contain:

3 (1) a heading entitled "Application for Marriage
4 License, _____ County, Texas";

5 (2) spaces for each applicant's full name, including
6 the ~~[woman's maiden]~~ surname of an applicant intending to change
7 the applicant's surname as a result of the marriage, address,
8 social security number, if any, date of birth, and place of birth,
9 including city, county, and state;

10 (3) a space for indicating the document tendered by
11 each applicant as proof of identity and age;

12 (4) spaces for indicating whether each applicant has
13 been divorced within the last 30 days;

14 (5) printed boxes for each applicant to check "true"
15 or "false" in response to the following statement: "I am not
16 presently married and the other applicant is not presently
17 married.";

18 (6) printed boxes for each applicant to check "true"
19 or "false" in response to the following statement: "The other
20 applicant is not related to me as:

21 (A) an ancestor or descendant, by blood or
22 adoption;

23 (B) a brother or sister, of the whole or half
24 blood or by adoption;

25 (C) a parent's brother or sister, of the whole or
26 half blood or by adoption;

27 (D) a son or daughter of a brother or sister, of

1 the whole or half blood or by adoption;

2 (E) a current or former stepchild or stepparent;

3 or

4 (F) a son or daughter of a parent's brother or
5 sister, of the whole or half blood or by adoption.";

6 (7) printed boxes for each applicant to check "true"
7 or "false" in response to the following statement: "I am not
8 presently delinquent in the payment of court-ordered child
9 support.";

10 (8) a printed oath reading: "I SOLEMNLY SWEAR (OR
11 AFFIRM) THAT THE INFORMATION I HAVE GIVEN IN THIS APPLICATION IS
12 CORRECT.";

13 (9) spaces immediately below the printed oath for the
14 applicants' signatures;

15 (10) a certificate of the county clerk that:

16 (A) each applicant made the oath and the date and
17 place that it was made; or

18 (B) an applicant did not appear personally but
19 the prerequisites for the license have been fulfilled as provided
20 by this chapter;

21 (11) spaces for indicating the date of the marriage
22 and the county in which the marriage is performed;

23 (12) a space for the address to which the applicants
24 desire the completed license to be mailed; and

25 (13) a printed box for each applicant to check
26 indicating that the applicant wishes to make a voluntary
27 contribution of \$5 to promote healthy early childhood by supporting

1 the Texas Home Visiting Program administered by the [~~Office of~~
2 ~~Early Childhood Coordination of the~~] Health and Human Services
3 Commission.

4 SECTION 10. Section 2.401(a), Family Code, is amended to
5 read as follows:

6 (a) In a judicial, administrative, or other proceeding, the
7 marriage of two individuals [~~a man and woman~~] may be proved by
8 evidence that:

9 (1) a declaration of their marriage has been signed as
10 provided by this subchapter; or

11 (2) the individuals [~~man and woman~~] agreed to be
12 married and after the agreement they lived together in this state as
13 spouses [~~husband and wife~~] and there represented to others that
14 they were married.

15 SECTION 11. Section 2.402(b), Family Code, is amended to
16 read as follows:

17 (b) The declaration form must contain:

18 (1) a heading entitled "Declaration and Registration
19 of Informal Marriage, _____ County, Texas";

20 (2) spaces for each party's full name, including the
21 [~~woman's maiden~~] surname of a party intending to change the party's
22 surname as a result of the marriage, address, date of birth, place
23 of birth, including city, county, and state, and social security
24 number, if any;

25 (3) a space for indicating the type of document
26 tendered by each party as proof of age and identity;

27 (4) printed boxes for each party to check "true" or

1 "false" in response to the following statement: "The other party
2 is not related to me as:

3 (A) an ancestor or descendant, by blood or
4 adoption;

5 (B) a brother or sister, of the whole or half
6 blood or by adoption;

7 (C) a parent's brother or sister, of the whole or
8 half blood or by adoption;

9 (D) a son or daughter of a brother or sister, of
10 the whole or half blood or by adoption;

11 (E) a current or former stepchild or stepparent;
12 or

13 (F) a son or daughter of a parent's brother or
14 sister, of the whole or half blood or by adoption.";

15 (5) a printed declaration and oath reading: "I
16 SOLEMNLY SWEAR (OR AFFIRM) THAT WE, THE UNDERSIGNED, ARE MARRIED TO
17 EACH OTHER BY VIRTUE OF THE FOLLOWING FACTS: ON OR ABOUT (DATE) WE
18 AGREED TO BE MARRIED, AND AFTER THAT DATE WE LIVED TOGETHER AS
19 SPOUSES [~~HUSBAND AND WIFE~~] AND IN THIS STATE WE REPRESENTED TO
20 OTHERS THAT WE WERE MARRIED. SINCE THE DATE OF MARRIAGE TO THE
21 OTHER PARTY I HAVE NOT BEEN MARRIED TO ANY OTHER PERSON. THIS
22 DECLARATION IS TRUE AND THE INFORMATION IN IT WHICH I HAVE GIVEN IS
23 CORRECT.";

24 (6) spaces immediately below the printed declaration
25 and oath for the parties' signatures; and

26 (7) a certificate of the county clerk that the parties
27 made the declaration and oath and the place and date it was made.

1 SECTION 12. Section 3.401, Family Code, is amended by
2 adding Subdivision (1-a) and amending Subdivisions (4) and (5) to
3 read as follows:

4 (1-a) "Civil union" means any relationship status
5 other than marriage that:

6 (A) is intended as an alternative to marriage or
7 applies primarily to cohabitating persons; and

8 (B) grants to the parties of the relationship
9 legal protections, benefits, or responsibilities granted to the
10 spouses of a marriage.

11 (4) "Marital estate" means one of three estates:

12 (A) the community property owned by the spouses
13 together and referred to as the community marital estate; or

14 (B) the separate property owned individually by
15 each spouse [~~the husband~~] and referred to as a separate marital
16 estate[, ~~or~~

17 [~~(C) the separate property owned individually by~~
18 ~~the wife, also referred to as a separate marital estate].~~

19 (5) "Spouse" means one of the two individuals who are
20 the parties to:

21 (A) a marriage; or

22 (B) [a husband, who is a man, or a wife, who is a
23 woman. A member of] a civil union [or similar relationship] entered
24 into in another state [between persons of the same sex is not a
25 spouse].

26 SECTION 13. Section 6.104(b), Family Code, is amended to
27 read as follows:

1 (b) In exercising its discretion, the court shall consider
2 the pertinent facts concerning the welfare of the parties to the
3 marriage, including whether a spouse [~~the female~~] is pregnant.

4 SECTION 14. Section 6.202(b), Family Code, is amended to
5 read as follows:

6 (b) The later marriage that is void under this section
7 becomes valid when the prior marriage is dissolved if, after the
8 date of the dissolution, the parties have lived together as spouses
9 [~~husband and wife~~] and represented themselves to others as being
10 married.

11 SECTION 15. Section 6.203, Family Code, is amended to read
12 as follows:

13 Sec. 6.203. CERTAIN VOID MARRIAGES VALIDATED. Except for a
14 marriage that would have been void under Section 6.201, a marriage
15 that was entered into before January 1, 1970, in violation of the
16 prohibitions of Article 496, Penal Code of Texas, 1925, is
17 validated from the date the marriage commenced if the parties
18 continued until January 1, 1970, to live together as spouses
19 [~~husband and wife~~] and to represent themselves to others as being
20 married.

21 SECTION 16. Section 6.704, Family Code, is amended to read
22 as follows:

23 Sec. 6.704. TESTIMONY OF SPOUSE [~~HUSBAND OR WIFE~~]. (a) In
24 a suit for dissolution of a marriage, each spouse is a [~~the husband~~
25 ~~and wife are~~] competent witness [~~witnesses~~] for and against the
26 [~~each~~] other spouse. A spouse may not be compelled to testify as to
27 a matter that will incriminate the spouse.

1 (b) If a spouse [~~the husband or wife~~] testifies, the court
2 or jury trying the case shall determine the credibility of the
3 witness and the weight to be given the witness's testimony.

4 SECTION 17. Subchapter B, Chapter 45, Family Code, is
5 amended by adding Section 45.108 to read as follows:

6 Sec. 45.108. CHANGE OF NAME AND VITAL STATISTICS
7 INFORMATION. (a) Subject to the eligibility requirements for a
8 name change under Section 45.103, a court shall order a change of
9 name under this subchapter for a petitioner whose petition is
10 accompanied by a sworn affidavit of a licensed physician stating
11 the petitioner identifies as a gender other than the gender
12 indicated on the petitioner's driver's license, birth certificate,
13 or other official document.

14 (b) A court that orders a change of name for a petitioner
15 under this section shall simultaneously order:

16 (1) the Department of Public Safety, as soon as
17 practicable, to change the petitioner's name and gender on the
18 petitioner's driver's license and other identification documents
19 under the department's control; and

20 (2) the vital statistics unit of the Department of
21 State Health Services, on receipt of a licensed physician's sworn
22 affidavit that the petitioner identifies as a gender other than the
23 gender indicated on the petitioner's birth certificate, to amend
24 the petitioner's birth certificate in the manner provided by
25 Section 192.011, Health and Safety Code, to reflect the
26 petitioner's true gender.

27 (c) This section may not be construed to require a surgical

1 procedure as a prerequisite for a court order under Subsection (a)
2 or (b).

3 SECTION 18. Chapter 51, Family Code, is amended by adding
4 Section 51.015 to read as follows:

5 Sec. 51.015. CONSTRUCTION OF GENDER-SPECIFIC TERMINOLOGY.
6 When necessary to implement the rights and duties of spouses or
7 parents in a marriage between persons of the same sex under the laws
8 of this state, gender-specific terminology must be construed in a
9 neutral manner to refer to a person of either gender.

10 SECTION 19. Chapter 101, Family Code, is amended by adding
11 Section 101.0012 to read as follows:

12 Sec. 101.0012. CONSTRUCTION OF GENDER-SPECIFIC
13 TERMINOLOGY. When necessary to implement the rights and duties of
14 spouses or parents in a marriage between persons of the same sex
15 under the laws of this state, gender-specific terminology must be
16 construed in a neutral manner to refer to a person of either gender.

17 SECTION 20. Section 101.024(a), Family Code, is amended to
18 read as follows:

19 (a) "Parent" means the mother, a man presumed to be the
20 father, an individual [a man] legally determined to be a parent [the
21 father], an individual [a man] who has been adjudicated to be a
22 parent [the father] by a court of competent jurisdiction, an
23 individual [a man] who has acknowledged the individual's parentage
24 [his paternity] under applicable law, or an adoptive mother or
25 father. Except as provided by Subsection (b), the term does not
26 include a parent as to whom the parent-child relationship has been
27 terminated.

1 SECTION 21. Section 108.009(b), Family Code, is amended to
2 read as follows:

3 (b) The new certificate may not show that a parent-child
4 [~~the father and child~~] relationship was established after the
5 child's birth but may show the child's actual place and date of
6 birth.

7 SECTION 22. Section 152.310(d), Family Code, is amended to
8 read as follows:

9 (d) A privilege against disclosure of communications
10 between spouses and a defense of immunity based on the relationship
11 of spouses [~~husband and wife~~] or parent and child may not be invoked
12 in a proceeding under this subchapter.

13 SECTION 23. Section 153.312(b), Family Code, is amended to
14 read as follows:

15 (b) The following provisions govern possession of the child
16 for vacations and certain specific holidays and supersede
17 conflicting weekend or Thursday periods of possession. The
18 possessory conservator and the managing conservator shall have
19 rights of possession of the child as follows:

20 (1) the possessory conservator shall have possession
21 in even-numbered years, beginning at 6 p.m. on the day the child is
22 dismissed from school for the school's spring vacation and ending
23 at 6 p.m. on the day before school resumes after that vacation, and
24 the managing conservator shall have possession for the same period
25 in odd-numbered years;

26 (2) if a possessory conservator:

27 (A) gives the managing conservator written

1 notice by April 1 of each year specifying an extended period or
2 periods of summer possession, the possessory conservator shall have
3 possession of the child for 30 days beginning not earlier than the
4 day after the child's school is dismissed for the summer vacation
5 and ending not later than seven days before school resumes at the
6 end of the summer vacation, to be exercised in not more than two
7 separate periods of at least seven consecutive days each, with each
8 period of possession beginning and ending at 6 p.m. on each
9 applicable day; or

10 (B) does not give the managing conservator
11 written notice by April 1 of each year specifying an extended period
12 or periods of summer possession, the possessory conservator shall
13 have possession of the child for 30 consecutive days beginning at 6
14 p.m. on July 1 and ending at 6 p.m. on July 31;

15 (3) if the managing conservator gives the possessory
16 conservator written notice by April 15 of each year, the managing
17 conservator shall have possession of the child on any one weekend
18 beginning Friday at 6 p.m. and ending at 6 p.m. on the following
19 Sunday during one period of possession by the possessory
20 conservator under Subdivision (2), provided that the managing
21 conservator picks up the child from the possessory conservator and
22 returns the child to that same place; and

23 (4) if the managing conservator gives the possessory
24 conservator written notice by April 15 of each year or gives the
25 possessory conservator 14 days' written notice on or after April 16
26 of each year, the managing conservator may designate one weekend
27 beginning not earlier than the day after the child's school is

1 dismissed for the summer vacation and ending not later than seven
2 days before school resumes at the end of the summer vacation, during
3 which an otherwise scheduled weekend period of possession by the
4 possessory conservator will not take place, provided that the
5 weekend designated does not interfere with the possessory
6 conservator's period or periods of extended summer possession or
7 with Father's Day if the possessory conservator is a the father of
8 the child who is entitled to possession of the child for Father's
9 Day weekend that year.

10 SECTION 24. Sections 153.313 and 153.314, Family Code, are
11 amended to read as follows:

12 Sec. 153.313. PARENTS WHO RESIDE OVER 100 MILES APART. If
13 the possessory conservator resides more than 100 miles from the
14 residence of the child, the possessory conservator shall have the
15 right to possession of the child as follows:

16 (1) either regular weekend possession beginning on the
17 first, third, and fifth Friday as provided under the terms
18 applicable to parents who reside 100 miles or less apart or not more
19 than one weekend per month of the possessory conservator's choice
20 beginning at 6 p.m. on the day school recesses for the weekend and
21 ending at 6 p.m. on the day before school resumes after the weekend,
22 provided that the possessory conservator gives the managing
23 conservator 14 days' written or telephonic notice preceding a
24 designated weekend, and provided that the possessory conservator
25 elects an option for this alternative period of possession by
26 written notice given to the managing conservator within 90 days
27 after the parties begin to reside more than 100 miles apart, as

1 applicable;

2 (2) each year beginning at 6 p.m. on the day the child
3 is dismissed from school for the school's spring vacation and
4 ending at 6 p.m. on the day before school resumes after that
5 vacation;

6 (3) if the possessory conservator:

7 (A) gives the managing conservator written
8 notice by April 1 of each year specifying an extended period or
9 periods of summer possession, the possessory conservator shall have
10 possession of the child for 42 days beginning not earlier than the
11 day after the child's school is dismissed for the summer vacation
12 and ending not later than seven days before school resumes at the
13 end of the summer vacation, to be exercised in not more than two
14 separate periods of at least seven consecutive days each, with each
15 period of possession beginning and ending at 6 p.m. on each
16 applicable day; or

17 (B) does not give the managing conservator
18 written notice by April 1 of each year specifying an extended period
19 or periods of summer possession, the possessory conservator shall
20 have possession of the child for 42 consecutive days beginning at 6
21 p.m. on June 15 and ending at 6 p.m. on July 27;

22 (4) if the managing conservator gives the possessory
23 conservator written notice by April 15 of each year the managing
24 conservator shall have possession of the child on one weekend
25 beginning Friday at 6 p.m. and ending at 6 p.m. on the following
26 Sunday during one period of possession by the possessory
27 conservator under Subdivision (3), provided that if a period of

1 possession by the possessory conservator exceeds 30 days, the
2 managing conservator may have possession of the child under the
3 terms of this subdivision on two nonconsecutive weekends during
4 that time period, and further provided that the managing
5 conservator picks up the child from the possessory conservator and
6 returns the child to that same place; and

7 (5) if the managing conservator gives the possessory
8 conservator written notice by April 15 of each year, the managing
9 conservator may designate 21 days beginning not earlier than the
10 day after the child's school is dismissed for the summer vacation
11 and ending not later than seven days before school resumes at the
12 end of the summer vacation, to be exercised in not more than two
13 separate periods of at least seven consecutive days each, with each
14 period of possession beginning and ending at 6 p.m. on each
15 applicable day, during which the possessory conservator may not
16 have possession of the child, provided that the period or periods so
17 designated do not interfere with the possessory conservator's
18 period or periods of extended summer possession or with Father's
19 Day if the possessory conservator is a [the] father of the child who
20 is entitled to possession of the child for Father's Day weekend that
21 year.

22 Sec. 153.314. HOLIDAY POSSESSION UNAFFECTED BY DISTANCE
23 PARENTS RESIDE APART. The following provisions govern possession
24 of the child for certain specific holidays and supersede
25 conflicting weekend or Thursday periods of possession without
26 regard to the distance the parents reside apart. The possessory
27 conservator and the managing conservator shall have rights of

1 possession of the child as follows:

2 (1) the possessory conservator shall have possession
3 of the child in even-numbered years beginning at 6 p.m. on the day
4 the child is dismissed from school for the Christmas school
5 vacation and ending at noon on December 28, and the managing
6 conservator shall have possession for the same period in
7 odd-numbered years;

8 (2) the possessory conservator shall have possession
9 of the child in odd-numbered years beginning at noon on December 28
10 and ending at 6 p.m. on the day before school resumes after that
11 vacation, and the managing conservator shall have possession for
12 the same period in even-numbered years;

13 (3) the possessory conservator shall have possession
14 of the child in odd-numbered years, beginning at 6 p.m. on the day
15 the child is dismissed from school before Thanksgiving and ending
16 at 6 p.m. on the following Sunday, and the managing conservator
17 shall have possession for the same period in even-numbered years;

18 (4) the parent not otherwise entitled under this
19 standard possession order to present possession of a child on the
20 child's birthday shall have possession of the child beginning at 6
21 p.m. and ending at 8 p.m. on that day, provided that the parent
22 picks up the child from the residence of the conservator entitled to
23 possession and returns the child to that same place;

24 (5) if a conservator, the father shall have possession
25 of the child beginning at 6 p.m. on the Friday preceding Father's
26 Day and ending on Father's Day at 6 p.m., provided that, if he is not
27 otherwise entitled under this standard possession order to present

1 possession of the child, he picks up the child from the residence of
2 the conservator entitled to possession and returns the child to
3 that same place, except if the child has two fathers appointed as
4 conservators, the managing conservator shall have possession of the
5 child for the period described by this subdivision in even-numbered
6 years and the possessory conservator shall have possession of the
7 child for that period in odd-numbered years; and

8 (6) if a conservator, the mother shall have possession
9 of the child beginning at 6 p.m. on the Friday preceding Mother's
10 Day and ending on Mother's Day at 6 p.m., provided that, if she is
11 not otherwise entitled under this standard possession order to
12 present possession of the child, she picks up the child from the
13 residence of the conservator entitled to possession and returns the
14 child to that same place, except if the child has two mothers
15 appointed as conservators, the managing conservator shall have
16 possession of the child for the period described by this
17 subdivision in even-numbered years and the possessory conservator
18 shall have possession of the child for that period in odd-numbered
19 years.

20 SECTION 25. Section 159.316(i), Family Code, is amended to
21 read as follows:

22 (i) The defense of immunity based on the relationship of
23 spouses [~~husband and wife~~] or parent and child does not apply in a
24 proceeding under this chapter.

25 SECTION 26. Section 162.014(a), Family Code, is amended to
26 read as follows:

27 (a) If the joint petitioners are spouses [~~husband and wife~~]

1 and it would be unduly difficult for one of the petitioners to
2 appear at the hearing, the court may waive the attendance of that
3 petitioner if the other spouse is present.

4 SECTION 27. Section 24.601(b), Government Code, is amended
5 to read as follows:

6 (b) A family district court has primary responsibility for
7 cases involving family law matters. These matters include:

8 (1) adoptions;

9 (2) birth records;

10 (3) divorce and marriage annulment;

11 (4) child welfare, custody, support and reciprocal
12 support, dependency, neglect, and delinquency;

13 (5) parent and child; and

14 (6) spouses [~~husband and wife~~].

15 SECTION 28. Section 573.025(a), Government Code, is amended
16 to read as follows:

17 (a) Spouses [~~A husband and wife~~] are related to each other
18 in the first degree by affinity. For other relationships by
19 affinity, the degree of relationship is the same as the degree of
20 the underlying relationship by consanguinity. For example: if two
21 individuals are related to each other in the second degree by
22 consanguinity, the spouse of one of the individuals is related to
23 the other individual in the second degree by affinity.

24 SECTION 29. Section 85.007(b), Health and Safety Code, is
25 amended to read as follows:

26 (b) The materials in the education programs intended for
27 persons younger than 18 years of age must[+]

1 ~~[(1)]~~ emphasize sexual abstinence before marriage and
2 fidelity in marriage as the expected standard in terms of public
3 health and the most effective ways to prevent HIV infection,
4 sexually transmitted diseases, and unwanted pregnancies~~[, and~~
5 ~~[(2) state that homosexual conduct is not an~~
6 ~~acceptable lifestyle and is a criminal offense under Section 21.06,~~
7 ~~Penal Code].~~

8 SECTION 30. Section 163.002, Health and Safety Code, is
9 amended to read as follows:

10 Sec. 163.002. INSTRUCTIONAL ELEMENTS. Course materials and
11 instruction relating to sexual education or sexually transmitted
12 diseases should include:

13 (1) an emphasis on sexual abstinence as the only
14 completely reliable method of avoiding unwanted teenage pregnancy
15 and sexually transmitted diseases;

16 (2) an emphasis on the importance of self-control,
17 responsibility, and ethical conduct in making decisions relating to
18 sexual behavior;

19 (3) statistics, based on the latest medical
20 information, that indicate the efficacy of the various forms of
21 contraception;

22 (4) information concerning the laws relating to the
23 financial responsibilities associated with pregnancy, childbirth,
24 and child rearing;

25 (5) information concerning the laws prohibiting
26 sexual abuse and the legal and counseling options available to
27 victims of sexual abuse;

1 (6) information on how to cope with and rebuff
2 unwanted physical and verbal sexual advances, as well as the
3 importance of avoiding the sexual exploitation of other persons;

4 (7) psychologically sound methods of resisting
5 unwanted peer pressure; and

6 (8) emphasis, provided in a factual manner and from a
7 public health perspective, that homosexuality is not a lifestyle
8 acceptable to the general public [~~and that homosexual conduct is a~~
9 ~~criminal offense under Section 21.06, Penal Code~~].

10 SECTION 31. Section 164.052(a), Occupations Code, is
11 amended to read as follows:

12 (a) A physician or an applicant for a license to practice
13 medicine commits a prohibited practice if that person:

14 (1) submits to the board a false or misleading
15 statement, document, or certificate in an application for a
16 license;

17 (2) presents to the board a license, certificate, or
18 diploma that was illegally or fraudulently obtained;

19 (3) commits fraud or deception in taking or passing an
20 examination;

21 (4) uses alcohol or drugs in an intemperate manner
22 that, in the board's opinion, could endanger a patient's life;

23 (5) commits unprofessional or dishonorable conduct
24 that is likely to deceive or defraud the public, as provided by
25 Section 164.053, or injure the public;

26 (6) uses an advertising statement that is false,
27 misleading, or deceptive;

1 (7) advertises professional superiority or the
2 performance of professional service in a superior manner if that
3 advertising is not readily subject to verification;

4 (8) purchases, sells, barter, or uses, or offers to
5 purchase, sell, barter, or use, a medical degree, license,
6 certificate, or diploma, or a transcript of a license, certificate,
7 or diploma in or incident to an application to the board for a
8 license to practice medicine;

9 (9) alters, with fraudulent intent, a medical license,
10 certificate, or diploma, or a transcript of a medical license,
11 certificate, or diploma;

12 (10) uses a medical license, certificate, or diploma,
13 or a transcript of a medical license, certificate, or diploma that
14 has been:

15 (A) fraudulently purchased or issued;

16 (B) counterfeited; or

17 (C) materially altered;

18 (11) impersonates or acts as proxy for another person
19 in an examination required by this subtitle for a medical license;

20 (12) engages in conduct that subverts or attempts to
21 subvert an examination process required by this subtitle for a
22 medical license;

23 (13) impersonates a physician or permits another to
24 use the person's license or certificate to practice medicine in
25 this state;

26 (14) directly or indirectly employs a person whose
27 license to practice medicine has been suspended, canceled, or

1 revoked;

2 (15) associates in the practice of medicine with a
3 person:

4 (A) whose license to practice medicine has been
5 suspended, canceled, or revoked; or

6 (B) who has been convicted of the unlawful
7 practice of medicine in this state or elsewhere;

8 (16) performs or procures a criminal abortion, aids or
9 abets in the procuring of a criminal abortion, attempts to perform
10 or procure a criminal abortion, or attempts to aid or abet the
11 performance or procurement of a criminal abortion;

12 (17) directly or indirectly aids or abets the practice
13 of medicine by a person, partnership, association, or corporation
14 that is not licensed to practice medicine by the board;

15 (18) performs an abortion on a woman who is pregnant
16 with a viable unborn child during the third trimester of the
17 pregnancy unless:

18 (A) the abortion is necessary to prevent the
19 death of the woman;

20 (B) the viable unborn child has a severe,
21 irreversible brain impairment; or

22 (C) the woman is diagnosed with a significant
23 likelihood of suffering imminent severe, irreversible brain damage
24 or imminent severe, irreversible paralysis;

25 (19) performs an abortion on an unemancipated minor
26 without the written consent of the child's parent, managing
27 conservator, or legal guardian or without a court order, as

1 provided by Section 33.003 or 33.004, Family Code, unless the
2 abortion is necessary due to a medical emergency, as defined by
3 Section 171.002, Health and Safety Code;

4 (20) otherwise performs an abortion on an
5 unemancipated minor in violation of Chapter 33, Family Code;

6 (21) performs or induces or attempts to perform or
7 induce an abortion in violation of Subchapter C, F, or G, Chapter
8 171, Health and Safety Code;

9 (22) in complying with the procedures outlined in
10 Sections 166.045 and 166.046, Health and Safety Code, wilfully
11 fails to make a reasonable effort to transfer a patient to a
12 physician who is willing to comply with a directive; or

13 (23) performs or delegates to another individual the
14 performance of a pelvic examination on an anesthetized or
15 unconscious patient in violation of Section 167A.002, Health and
16 Safety Code [~~, or~~

17 [~~(24) performs a gender transitioning or gender~~
18 ~~reassignment procedure or treatment in violation of Section~~
19 ~~161.702, Health and Safety Code].~~

20 SECTION 32. Section 21.11(b), Penal Code, is amended to
21 read as follows:

22 (b) It is an affirmative defense to prosecution under this
23 section that the actor:

24 (1) was not more than three years older than the victim
25 [~~and of the opposite sex];~~

26 (2) did not use duress, force, or a threat against the
27 victim at the time of the offense; and

1 (3) at the time of the offense:

2 (A) was not required under Chapter 62, Code of
3 Criminal Procedure, to register for life as a sex offender; or

4 (B) was not a person who under Chapter 62, Code of
5 Criminal Procedure, had a reportable conviction or adjudication for
6 an offense under this section.

7 SECTION 33. Section 301.003, Property Code, is amended by
8 amending Subdivision (6) and adding Subdivisions (9-a) and (10-a)
9 to read as follows:

10 (6) "Disability" means a mental or physical impairment
11 that substantially limits at least one major life activity, a
12 record of the impairment, or being regarded as having the
13 impairment. The term does not include current illegal use or
14 addiction to any drug or illegal or federally controlled substance
15 [~~and does not apply to an individual because of an individual's~~
16 ~~sexual orientation or because that individual is a transvestite~~].

17 (9-a) "Gender identity or expression" means having or
18 being perceived as having a gender-related identity, appearance,
19 expression, or behavior, regardless of whether that identity,
20 appearance, expression, or behavior is different from that commonly
21 associated with the individual's actual or perceived sex.

22 (10-a) "Sexual orientation" means the actual or
23 perceived status of an individual with respect to the individual's
24 sexuality.

25 SECTION 34. Sections 301.021(a) and (b), Property Code, are
26 amended to read as follows:

27 (a) A person may not refuse to sell or rent, after the making

1 of a bona fide offer, refuse to negotiate for the sale or rental of,
2 or in any other manner make unavailable or deny a dwelling to
3 another because of race, color, religion, sex, familial status,
4 [~~or~~] national origin, sexual orientation, or gender identity or
5 expression.

6 (b) A person may not discriminate against another in the
7 terms, conditions, or privileges of sale or rental of a dwelling or
8 in providing services or facilities in connection with a sale or
9 rental of a dwelling because of race, color, religion, sex,
10 familial status, [~~or~~] national origin, sexual orientation, or
11 gender identity or expression.

12 SECTION 35. Section 301.022, Property Code, is amended to
13 read as follows:

14 Sec. 301.022. PUBLICATION. A person may not make, print, or
15 publish or effect the making, printing, or publishing of a notice,
16 statement, or advertisement that is about the sale or rental of a
17 dwelling and that indicates any preference, limitation, or
18 discrimination or the intention to make a preference, limitation,
19 or discrimination because of race, color, religion, sex,
20 disability, familial status, [~~or~~] national origin, sexual
21 orientation, or gender identity or expression.

22 SECTION 36. Section 301.023, Property Code, is amended to
23 read as follows:

24 Sec. 301.023. INSPECTION. A person may not represent to
25 another because of race, color, religion, sex, disability, familial
26 status, [~~or~~] national origin, sexual orientation, or gender
27 identity or expression that a dwelling is not available for

1 inspection for sale or rental when the dwelling is available for
2 inspection.

3 SECTION 37. Section 301.024, Property Code, is amended to
4 read as follows:

5 Sec. 301.024. ENTRY INTO NEIGHBORHOOD. A person may not,
6 for profit, induce or attempt to induce another to sell or rent a
7 dwelling by representations regarding the entry or prospective
8 entry into a neighborhood of a person of a particular race, color,
9 religion, sex, disability, familial status, ~~or~~ national origin,
10 sexual orientation, or gender identity or expression.

11 SECTION 38. Section 301.026(a), Property Code, is amended
12 to read as follows:

13 (a) A person whose business includes engaging in
14 residential real estate related transactions may not discriminate
15 against another in making a real estate related transaction
16 available or in the terms or conditions of a real estate related
17 transaction because of race, color, religion, sex, disability,
18 familial status, ~~or~~ national origin, sexual orientation, or
19 gender identity or expression.

20 SECTION 39. Section 301.027, Property Code, is amended to
21 read as follows:

22 Sec. 301.027. BROKERAGE SERVICES. A person may not deny
23 another access to, or membership or participation in, a
24 multiple-listing service, real estate brokers' organization, or
25 other service, organization, or facility relating to the business
26 of selling or renting dwellings, or discriminate against a person
27 in the terms or conditions of access, membership, or participation

1 in such an organization, service, or facility because of race,
2 color, religion, sex, disability, familial status, [~~or~~] national
3 origin, sexual orientation, or gender identity or expression.

4 SECTION 40. Sections 301.042(a) and (c), Property Code, are
5 amended to read as follows:

6 (a) This chapter does not prohibit a religious
7 organization, association, or society or a nonprofit institution or
8 organization operated, supervised, or controlled by or in
9 conjunction with a religious organization, association, or society
10 from:

11 (1) limiting the sale, rental, or occupancy of
12 dwellings that it owns or operates for other than a commercial
13 purpose to persons of the same religion; or

14 (2) giving preference to persons of the same religion,
15 unless membership in the religion is restricted because of race,
16 color, sex, disability, familial status, [~~or~~] national origin,
17 sexual orientation, or gender identity or expression.

18 (c) This chapter does not prohibit a person engaged in the
19 business of furnishing appraisals of real property from considering
20 in those appraisals factors other than race, color, religion, sex,
21 disability, familial status, [~~or~~] national origin, sexual
22 orientation, or gender identity or expression.

23 SECTION 41. Section 301.068, Property Code, is amended to
24 read as follows:

25 Sec. 301.068. REFERRAL TO MUNICIPALITY. (a) Subject to
26 Subsection (b), the [~~The~~] commission may defer proceedings under
27 this chapter and refer a complaint to a municipality that has been

1 certified by the federal Department of Housing and Urban
2 Development as a substantially equivalent fair housing agency.

3 (b) The commission may not defer proceedings and refer a
4 complaint under Subsection (a) to a municipality in which the
5 alleged discrimination occurred if:

6 (1) the complaint alleges discrimination based on
7 sexual orientation or gender identity or expression; and

8 (2) the municipality does not have laws prohibiting
9 the alleged discrimination.

10 SECTION 42. Section 301.171(a), Property Code, is amended
11 to read as follows:

12 (a) A person commits an offense if the person, without
13 regard to whether the person is acting under color of law, by force
14 or threat of force intentionally intimidates or interferes with a
15 person:

16 (1) because of the person's race, color, religion,
17 sex, disability, familial status, [~~or~~] national origin, sexual
18 orientation, or gender identity or expression and because the
19 person is or has been selling, purchasing, renting, financing,
20 occupying, or contracting or negotiating for the sale, purchase,
21 rental, financing, or occupation of any dwelling or applying for or
22 participating in a service, organization, or facility relating to
23 the business of selling or renting dwellings; or

24 (2) because the person is or has been or to intimidate
25 the person from:

26 (A) participating, without discrimination
27 because of race, color, religion, sex, disability, familial status,

1 ~~or~~ national origin, sexual orientation, or gender identity or
2 expression, in an activity, service, organization, or facility
3 described by Subdivision (1); ~~or~~

4 (B) affording another person opportunity or
5 protection to so participate; or

6 (C) lawfully aiding or encouraging other persons
7 to participate, without discrimination because of race, color,
8 religion, sex, disability, familial status, ~~or~~ national origin,
9 sexual orientation, or gender identity or expression, in an
10 activity, service, organization, or facility described by
11 Subdivision (1).

12 SECTION 43. The following laws are repealed:

13 (1) Section 2.001(b), Family Code;

14 (2) Section 6.204, Family Code;

15 (3) Sections 810.001(g), (h), and (i), Government
16 Code;

17 (4) Section 62.151(g), Health and Safety Code;

18 (5) Subchapter X, Chapter 161, Health and Safety Code,
19 as added by Chapter 335 (S.B. 14), Acts of the 88th Legislature,
20 Regular Session, 2023;

21 (6) Section 32.024(pp), Human Resources Code;

22 (7) Section 164.0552, Occupations Code; and

23 (8) Section 21.06, Penal Code.

24 SECTION 44. Article 42.014, Code of Criminal Procedure, as
25 amended by this Act, applies only to an offense committed on or
26 after the effective date of this Act. An offense committed before
27 the effective date of this Act is governed by the law in effect on

1 the date the offense was committed, and the former law is continued
2 in effect for that purpose. For purposes of this section, an offense
3 was committed before the effective date of this Act if any element
4 of the offense occurred before that date.

5 SECTION 45. (a) Notwithstanding Section 11.172(e),
6 Education Code, as added by this Act, each school district and
7 open-enrollment charter school shall submit to the Texas Education
8 Agency information described by that subsection for the 2025-2026
9 school year not later than October 1, 2026, and the Texas Education
10 Agency shall include the submitted information in the comprehensive
11 biennial report required by Section 39.332, Education Code, to be
12 submitted by the agency not later than December 1, 2026. As
13 authorized by Section 11.172(e), Education Code, as added by this
14 Act, the commissioner of education in a timely manner shall adopt
15 any rules necessary to implement the deadlines specified by this
16 subsection.

17 (b) Beginning with the comprehensive biennial report
18 required by Section 39.332, Education Code, to be submitted not
19 later than December 1, 2028, the Texas Education Agency shall
20 include information submitted by school districts and
21 open-enrollment charter schools in accordance with Section
22 11.172(e), Education Code, as added by this Act, for the preceding
23 two school years.

24 (c) Section 11.172, Education Code, as added by this Act,
25 applies beginning with the 2025-2026 school year.

26 SECTION 46. Section 121.151, Estates Code, as amended by
27 this Act, applies only to the estate of a decedent who dies on or

1 after the effective date of this Act. The estate of a decedent who
2 dies before the effective date of this Act is governed by the law as
3 it existed immediately before the effective date of this Act, and
4 that law is continued in effect for that purpose.

5 SECTION 47. Section 1104.001, Estates Code, as amended by
6 this Act, applies only to an application for the appointment of a
7 guardian filed on or after the effective date of this Act. An
8 application for appointment of a guardian filed before the
9 effective date of this Act is governed by the law in effect on the
10 date the application was filed, and that law is continued in effect
11 for that purpose.

12 SECTION 48. Section 108.009(b), Family Code, as amended by
13 this Act, applies only to a new birth certificate for a child born
14 on or after the effective date of this Act. A new birth certificate
15 for a child born before that date is governed by the law in effect on
16 the date the child was born, and the former law is continued in
17 effect for that purpose.

18 SECTION 49. Sections 153.312(b), 153.313, and 153.314,
19 Family Code, as amended by this Act, apply only to a court order
20 providing for possession of or access to a child rendered on or
21 after the effective date of this Act. A court order rendered before
22 the effective date of this Act is governed by the law in effect on
23 the date the order was rendered, and the former law is continued in
24 effect for that purpose.

25 SECTION 50. Sections 159.316 and 162.014, Family Code, as
26 amended by this Act, apply only to a suit affecting the parent-child
27 relationship filed on or after the effective date of this Act. A

1 suit affecting the parent-child relationship filed before that date
2 is governed by the law in effect on the date the suit was filed, and
3 that law is continued in effect for that purpose.

4 SECTION 51. Section 24.601, Government Code, as amended by
5 this Act, applies only to an action filed on or after the effective
6 date of this Act. An action filed before the effective date of this
7 Act is governed by the law on the date the action was filed, and that
8 law is continued in effect for that purpose.

9 SECTION 52. Section 164.052, Occupations Code, as amended
10 by this Act, and Section 164.0552, Occupations Code, as repealed by
11 this Act, apply only to conduct that occurs on or after the
12 effective date of this Act. Conduct that occurs before the
13 effective date of this Act is governed by the law in effect on the
14 date the conduct occurred, and the former law is continued in effect
15 for that purpose.

16 SECTION 53. Section 21.11(b), Penal Code, as amended by
17 this Act, applies to an offense committed on or after the effective
18 date of this Act and to any criminal action pending on the effective
19 date of this Act for an offense committed before that effective
20 date. A final conviction for an offense under Section 21.11, Penal
21 Code, that exists on the effective date of this Act is unaffected by
22 this Act.

23 SECTION 54. Sections 301.003, 301.021, 301.022, 301.023,
24 301.024, 301.026, 301.027, 301.042, 301.068, and 301.171, Property
25 Code, as amended by this Act, apply only to a complaint filed with
26 the Texas Workforce Commission civil rights division on or after
27 the effective date of this Act. A complaint filed before that date

1 is governed by the law as it existed immediately before the
2 effective date of this Act, and that law is continued in effect for
3 that purpose.

4 SECTION 55. To the extent of any conflict, this Act prevails
5 over another Act of the 89th Legislature, Regular Session, 2025,
6 relating to nonsubstantive additions to and corrections in enacted
7 codes.

8 SECTION 56. (a) Except as otherwise provided by Subsection
9 (b) of this section, this Act takes effect September 1, 2025.

10 (b) Section 11.172, Education Code, as added by this Act,
11 takes effect immediately if this Act receives a vote of two-thirds
12 of all the members elected to each house, as provided by Section 39,
13 Article III, Texas Constitution. If this Act does not receive the
14 vote necessary for Section 11.172, Education Code, as added by this
15 Act, to have immediate effect, that section takes effect September
16 1, 2025.