

By: King, et al.
(Capriglione)

S.B. No. 747

A BILL TO BE ENTITLED

AN ACT

relating to public school policies and programs regarding the production or distribution of certain intimate visual material by public school students.

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

SECTION 1. Section 37.0052(b), Education Code, is amended to read as follows:

(b) A student may be removed from class and placed in a disciplinary alternative education program as provided by Section 37.008 or expelled if the student:

(1) engages in bullying that encourages a student to commit or attempt to commit suicide;

(2) incites violence against a student through group bullying; or

(3) releases or threatens to release intimate visual material of a minor or a student who is 18 years of age or older without the student's consent, including intimate visual material created using artificial intelligence technology.

SECTION 2. Section 37.0832(a), Education Code, is amended by amending Subdivision (2) and adding Subdivision (3) to read as follows:

(2) "Cyberbullying" means:

(A) bullying that is done through the use of any electronic communication device, including through the use of a

1 cellular or other type of telephone, a computer, a camera,
2 electronic mail, instant messaging, text messaging, a social media
3 application, an Internet website, or any other Internet-based
4 communication tool; or

5 (B) the production or distribution of a video or
6 image that depicts or appears to depict another student with the
7 student's intimate parts exposed or engaged in sexual conduct,
8 including a video or image created through the use of artificial
9 intelligence technology.

10 (3) "Intimate parts" and "sexual conduct" have the
11 meanings assigned by Section 21.16, Penal Code.

12 SECTION 3. Section 37.0832(c-1), Education Code, is amended
13 to read as follows:

14 (c-1) The agency shall adopt minimum standards for a school
15 district's policy under Subsection (c). The standards must:

16 (1) include an emphasis on bullying prevention by
17 focusing on school climate and building healthy relationships
18 between students and staff;

19 (2) require each district campus to establish a
20 committee to address bullying by focusing on prevention efforts and
21 health and wellness initiatives;

22 (3) require students at each grade level to meet
23 periodically for instruction on building relationships and
24 preventing bullying, including cyberbullying;

25 (4) include an emphasis on increasing student
26 reporting of bullying incidents to school employees by:

27 (A) increasing awareness about district

1 reporting procedures; and

2 (B) providing for anonymous reporting of
3 bullying incidents;

4 (5) require districts to:

5 (A) collect information annually through student
6 surveys on bullying, including cyberbullying; and

7 (B) use those survey results to develop action
8 plans to address student concerns regarding bullying, including
9 cyberbullying; ~~and~~

10 (6) require districts to develop a rubric or checklist
11 to assess an incident of bullying and to determine the district's
12 response to the incident; and

13 (7) require districts to include in the policy
14 provisions specifically addressing incidents of bullying that
15 involve the production or distribution of a video or image that
16 depicts or appears to depict another student with the other
17 student's intimate parts exposed or engaged in sexual conduct,
18 including a video or image created through the use of artificial
19 intelligence technology.

20 SECTION 4. Section 37.218(b), Education Code, is amended to
21 read as follows:

22 (b) The center, in consultation with the office of the
23 attorney general, shall develop programs for use by school
24 districts that address:

25 (1) the possible legal consequences, including
26 criminal penalties, of sharing visual material depicting a minor
27 engaged in sexual conduct;

1 (2) other possible consequences of sharing visual
2 material depicting a minor engaged in sexual conduct, including:

3 (A) negative effects on relationships;

4 (B) loss of educational and employment
5 opportunities; and

6 (C) possible removal, if applicable, from
7 certain school programs or extracurricular activities;

8 (3) the unique characteristics of the Internet and
9 other communications networks that could affect visual material
10 depicting a minor engaged in sexual conduct, including:

11 (A) search and replication capabilities; and

12 (B) a potentially worldwide audience;

13 (4) the prevention of, identification of, responses
14 to, and reporting of incidents of bullying; ~~and~~

15 (5) the connection between bullying, cyberbullying,
16 harassment, and a minor sharing visual material depicting a minor
17 engaged in sexual conduct; and

18 (6) the specific risks of producing or distributing
19 visual material created using artificial intelligence technology
20 that appears to depict a student with the student's intimate parts
21 exposed or engaged in sexual conduct.

22 SECTION 5. This Act applies beginning with the 2025-2026
23 school year.

24 SECTION 6. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2025.