

By: Hall, et al.

S.B. No. 1395

A BILL TO BE ENTITLED

AN ACT

relating to the membership of a school district's local school health advisory council.

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

SECTION 1. Section 28.004, Education Code, is amended by adding Subsections (a-1), (a-2), (a-3), (d-3), (d-4), and (d-5) and amending Subsections (d), (d-1), and (d-2) to read as follows:

(a-1) Except as provided by Subsection (a-2), each member of the local school health advisory council shall be appointed by an individual trustee of the board of trustees of the school district. Each trustee must appoint an equal number of members to the council.

(a-2) Notwithstanding Subsection (a-1), the board of trustees of a school district may appoint to a local school health advisory council members described by Subsections (d-2) and (d-3) by a majority vote of the board in lieu of appointing those members by individual trustees.

(a-3) A member appointed to a local school health advisory council shall serve a one-year term. A member may be reappointed for subsequent one-year terms.

(d) The board of trustees shall appoint at least five members to the local school health advisory council.

(d-1) A majority of voting [the] members must be persons who are parents of students enrolled in the district, [and] who are not employed by the district, and who do not have a relative within the

1 first degree of consanguinity who is employed by the district. Only
2 a member described by this subsection may ~~[One of those members~~
3 ~~shall]~~ serve:

4 (1) as chair, ~~[or]~~ co-chair, vice chair, or secretary
5 of the council; or

6 (2) in any other executive position for the local
7 school health advisory council.

8 (d-2) The board of trustees also may appoint one or more
9 voting members who are persons from one or more ~~[each]~~ of the
10 following groups in the community who are not employed by the
11 district and who do not have a relative within the first degree of
12 consanguinity who is employed by the district ~~[or a representative~~
13 ~~from a group other than a group specified under this subsection]:~~

14 ~~(1) [classroom teachers employed by the district,~~
15 ~~[(2) school counselors certified under Subchapter B,~~
16 ~~Chapter 21, employed by the district,~~
17 ~~[(3) school administrators employed by the district,~~
18 ~~[(4) district students,~~
19 ~~[(5)]~~ health care professionals licensed or certified
20 to practice in this state, including medical or mental health
21 professionals;

22 (2) ~~[(6)]~~ the business community;
23 (3) ~~[(7)]~~ law enforcement;
24 (4) ~~[(8)]~~ senior citizens;
25 (5) ~~[(9)]~~ the clergy;
26 (6) ~~[(10)]~~ nonprofit health organizations; and
27 (7) ~~[(11)]~~ local domestic violence programs.

1 (d-3) The board of trustees may appoint one or more
2 nonvoting members of the local school health advisory council to
3 serve in an advisory capacity who are persons from the following
4 groups:

5 (1) classroom teachers employed by the district;

6 (2) school counselors certified under Subchapter B,
7 Chapter 21, employed by the district;

8 (3) school administrators employed by the district;
9 and

10 (4) district students.

11 (d-4) [~~(d-1)~~] The local school health advisory council
12 shall meet at least four times each year. For each meeting, the
13 council shall:

14 (1) at least 72 hours before the meeting:

15 (A) post notice of the date, hour, place, and
16 subject of the meeting on a bulletin board in the central
17 administrative office of each campus in the school district; and

18 (B) ensure that the notice required under
19 Paragraph (A) is posted on the district's Internet website, if the
20 district has an Internet website;

21 (2) prepare and maintain minutes of the meeting that
22 state the subject and content of each deliberation and each vote,
23 order, decision, or other action taken by the council during the
24 meeting;

25 (3) make an audio or video recording of the meeting;
26 and

27 (4) not later than the 10th day after the meeting,

1 submit the minutes and audio or video recording of the meeting to
2 the district.

3 (d-5) [~~(d-2)~~] As soon as practicable after receipt of the
4 minutes and audio or video recording under Subsection (d-4)(4)
5 [~~(d-1)(4)~~], the school district shall post the minutes and audio or
6 video recording on the district's Internet website, if the district
7 has an Internet website.

8 SECTION 2. This Act applies beginning with the 2025-2026
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, 2025.