

By: Hall, et al.

S.B. No. 1396

A BILL TO BE ENTITLED

AN ACT

relating to prohibiting the adoption or use of national sex education standards in public schools.

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

SECTION 1. Sections 28.002(b-1), (b-2), and (b-4), Education Code, are amended to read as follows:

(b-1) In this section:

(1) "Common~~[, "common]~~ core state standards" means the national curriculum standards developed by the Common Core State Standards Initiative.

(2) "National sex education standards" means national standards for instruction in human sexuality or sexually transmitted diseases, including standards developed by the Future of Sex Education Initiative.

(b-2) The State Board of Education may not adopt common core state standards or national sex education standards to comply with a duty imposed under this chapter.

(b-4) Notwithstanding any other provision of this code, a school district or open-enrollment charter school may not be required to offer any aspect of a common core state standards curriculum or any aspect of the national sex education standards.

SECTION 2. Section 28.004(e), Education Code, is amended to read as follows:

(e) Any course materials and instruction relating to human

1 sexuality, sexually transmitted diseases, or human
2 immunodeficiency virus or acquired immune deficiency syndrome
3 shall be selected by the board of trustees with the advice of the
4 local school health advisory council and:

5 (1) must:

6 (A) [~~(1)~~] present abstinence from sexual
7 activity as the preferred choice of behavior in relationship to all
8 sexual activity for unmarried persons of school age;

9 (B) [~~(2)~~] devote more attention to abstinence
10 from sexual activity than to any other behavior;

11 (C) [~~(3)~~] emphasize that abstinence from sexual
12 activity, if used consistently and correctly, is the only method
13 that is 100 percent effective in preventing pregnancy, sexually
14 transmitted diseases, infection with human immunodeficiency virus
15 or acquired immune deficiency syndrome, and the emotional trauma
16 associated with adolescent sexual activity;

17 (D) [~~(4)~~] direct adolescents to a standard of
18 behavior in which abstinence from sexual activity before marriage
19 is the most effective way to prevent pregnancy, sexually
20 transmitted diseases, and infection with human immunodeficiency
21 virus or acquired immune deficiency syndrome; and

22 (E) [~~(5)~~] teach contraception and condom use in
23 terms of human use reality rates instead of theoretical laboratory
24 rates, if instruction on contraception and condoms is included in
25 curriculum content; and

26 (2) may not be based on national sex education
27 standards, as defined by Section 28.002(b-1).

1 SECTION 3. This Act applies beginning with the 2025-2026
2 school year.

3 SECTION 4. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2025.