

1-1 By: Ellis S.B. No. 265
 1-2 (In the Senate - Filed December 19, 2014; January 28, 2015,
 1-3 read first time and referred to Committee on Education;
 1-4 April 16, 2015, reported favorably by the following vote: Yeas 10,
 1-5 Nays 1; April 16, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
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 student use of sunscreen products in public schools.
 1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-23 SECTION 1. Subchapter A, Chapter 38, Education Code, is
 1-24 amended by adding Section 38.021 to read as follows:
 1-25 Sec. 38.021. USE OF SUNSCREEN PRODUCTS. (a) A student may
 1-26 possess and use a topical sunscreen product while on school
 1-27 property or at a school-related event or activity to avoid
 1-28 overexposure to the sun and not for the medical treatment of an
 1-29 injury or illness if the product is approved by the federal Food and
 1-30 Drug Administration for over-the-counter use.
 1-31 (b) School personnel may assist an elementary school
 1-32 student in applying a topical sunscreen product if the school has
 1-33 received a written request from the student's parent or person
 1-34 standing in parental relation to the student requesting school
 1-35 personnel to assist the student in applying the product. This
 1-36 subsection does not require school personnel to assist a student in
 1-37 applying a topical sunscreen product.
 1-38 (c) This section does not:
 1-39 (1) waive any immunity from liability of a school
 1-40 district, its board of trustees, or its employees; or
 1-41 (2) create any liability for or a cause of action
 1-42 against a school district, its board of trustees, or its employees.
 1-43 SECTION 2. This Act applies beginning with the 2015-2016
 1-44 school year.
 1-45 SECTION 3. This Act takes effect immediately if it receives
 1-46 a vote of two-thirds of all the members elected to each house, as
 1-47 provided by Section 39, Article III, Texas Constitution. If this
 1-48 Act does not receive the vote necessary for immediate effect, this
 1-49 Act takes effect September 1, 2015.

1-50 * * * * *