

1-1 By: Perry, Springer S.B. No. 2  
 1-2 (In the Senate - Filed August 6, 2021; August 7, 2021, read  
 1-3 first time and referred to Committee on Health & Human Services;  
 1-4 August 9, 2021, reported favorably by the following vote: Yeas 6,  
 1-5 Nays 2; August 9, 2021, 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 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to requiring public school students to compete in  
 1-20 interscholastic athletic competitions based on biological sex.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter D, Chapter 33, Education Code, is  
 1-23 amended by adding Section 33.0834 to read as follows:

1-24 Sec. 33.0834. INTERSCHOLASTIC ATHLETIC COMPETITION BASED  
 1-25 ON BIOLOGICAL SEX. (a) Except as provided by Subsection (b), an  
 1-26 interscholastic athletic team sponsored or authorized by a school  
 1-27 district or open-enrollment charter school may not allow a student  
 1-28 to compete in an interscholastic athletic competition sponsored or  
 1-29 authorized by the district or school that is designated for the  
 1-30 biological sex opposite to the student's biological sex as  
 1-31 correctly stated on:

1-32 (1) the student's official birth certificate, as  
 1-33 described by Subsection (c); or

1-34 (2) if the student's official birth certificate  
 1-35 described by Subdivision (1) is unobtainable, another government  
 1-36 record.

1-37 (b) An interscholastic athletic team described by  
 1-38 Subsection (a) may allow a female student to compete in an  
 1-39 interscholastic athletic competition that is designated for male  
 1-40 students if a corresponding interscholastic athletic competition  
 1-41 designated for female students is not offered or available.

1-42 (c) For purposes of this section, a statement of a student's  
 1-43 biological sex on the student's official birth certificate is  
 1-44 considered to have correctly stated the student's biological sex  
 1-45 only if the statement was:

1-46 (1) entered at or near the time of the student's birth;  
 1-47 or

1-48 (2) modified to correct a clerical error in the  
 1-49 student's biological sex.

1-50 (d) The University Interscholastic League shall adopt rules  
 1-51 to implement this section, provided that the rules must be approved  
 1-52 by the commissioner in accordance with Section 33.083(b).

1-53 SECTION 2. This Act applies beginning with the 2021-2022  
 1-54 school year.

1-55 SECTION 3. This Act takes effect immediately if it receives  
 1-56 a vote of two-thirds of all the members elected to each house, as  
 1-57 provided by Section 39, Article III, Texas Constitution. If this  
 1-58 Act does not receive the vote necessary for immediate effect, this  
 1-59 Act takes effect on the 91st day after the last day of the  
 1-60 legislative session.

1-61 \* \* \* \* \*