

By: Leach

H.B. No. 205

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the provision of human sexuality and family planning
3 instruction in public schools.

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

5 SECTION 1. Section 28.004, Education Code, is amended by
6 adding Subsections (e-1) and (e-2) to read as follows:

7 (e-1) An entity or individual that performs abortions or an
8 affiliate of an entity or individual that performs abortions may
9 not provide human sexuality or family planning instruction or
10 instructional materials for use in human sexuality or family
11 planning instruction in a public school.

12 (e-2) For purposes of Subsection (e-1), "affiliate" means
13 an entity or individual that:

14 (1) has a legal relationship with another entity or
15 individual that is created or governed by at least one written
16 instrument that demonstrates:

17 (A) common ownership, management, or control;

18 (B) the existence of a franchise; or

19 (C) the granting or extension of a license or
20 other agreement that authorizes the affiliate to use the entity's
21 or individual's brand name, trademark, service mark, or other
22 registered identification mark; or

23 (2) may receive a financial benefit from the
24 instruction or instructional materials.

1 SECTION 2. This Act applies beginning with the 2015-2016
2 school year.

3 SECTION 3. 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, 2015.