



FLOOR AMENDMENT NO. _____

BY: Patterson

1 Amend C.S.S.B. 13 (house committee report) on page 13, by
2 striking lines 18 through 21 and substituting the following:
3 catalog, the person who submitted the written challenge under
4 Subsection (a)(1) may appeal that decision to the State Board of
5 Education under Subchapter B-1.

6 SECTION 5. Chapter 33, Education Code, is amended by adding
7 Subchapter B-1 to read as follows:

8 SUBCHAPTER B-1. STATE REVIEW OF LIBRARY MATERIAL

9 Sec. 33.041. DEFINITION. In this subchapter, "board" means
10 the State Board of Education.

11 Sec. 33.042. BOARD REVIEW OF LIBRARY MATERIAL. (a) Not
12 later than three weeks after the date the board receives an appeal
13 under Section 33.027(h), the board shall review the library
14 material that is the subject of the challenge and:

15 (1) if the board determines that the material is
16 appropriate for use by students in certain grade levels and does
17 not contain sexually explicit material, add the material to a list
18 of approved material maintained on the board's Internet website
19 and specify the grade levels for which the material was approved;
20 or

21 (2) if the board determines that the material is
22 inappropriate for use by students in certain grade levels or
23 contains sexually explicit material, add the material to a list of
24 rejected material maintained on the board's Internet website and
25 specify the grade levels for which the material was rejected.

1 (b) If the board determines that a library material is
2 appropriate for use by students in some grade levels but not all
3 grade levels, the board may add the material to both the list of
4 approved material for the grade levels for which the material was
5 approved and the list of rejected material for the grade levels
6 for which the material was rejected.

7 (c) The board may adopt criteria necessary for approval of
8 library material under this section.

9 Sec. 33.043. USE OF CERTAIN LIBRARY MATERIAL PROHIBITED. If
10 the board adds a library material that was the subject of an appeal
11 under Section 33.027(h) to the list of rejected material described
12 by Section 33.042(a)(2), the school district in which that library
13 material was appealed may not allow a student enrolled in the
14 district to reserve, check out, or otherwise use outside the school
15 library the library material after the date on which the board
16 adds the library material to the list of rejected material, if the
17 student is in a grade level for which the material was rejected.

18 Sec. 33.044. RULES. The board may adopt rules as necessary
19 to implement this subchapter.