

By: Schatzline

H.B. No. 4183

A BILL TO BE ENTITLED

AN ACT

relating to a prohibition on instruction regarding abortion in public schools; creating a criminal offense.

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

SECTION 1. Subchapter A, Chapter 28, Education Code, is amended by adding Section 28.0201 to read as follows:

Sec. 28.0201. PROHIBITION ON ABORTION INSTRUCTION; OFFENSE. (a) A teacher employed by a school district may not provide instruction, information, educational materials, or resources to a student regarding abortion, including by:

(1) taking a student to an event or organization that promotes abortion or abortion-related activism;

(2) referring a student to an organization that provides or promotes abortion services; or

(3) engaging in a discussion that promotes or normalizes abortion as an option for a student.

(b) A teacher who violates Subsection (a) commits an offense. An offense under this subsection is a Class A misdemeanor.

(c) A school district shall terminate the employment of a teacher who violates Subsection (a).

(d) A violation of Subsection (a) is grounds for suspension or revocation of a certification under Subchapter B, Chapter 21.

(e) A parent of a student aggrieved by a teacher's violation of Subsection (a) may bring a cause of action against the teacher or

1 the school district at which the teacher is employed. If the parent
2 prevails in a cause of action brought under this subsection, the
3 court may award the parent compensatory or punitive damages. The
4 teacher's immunity from liability under Section 22.0511 and the
5 district's sovereign immunity are waived for purposes of this
6 subsection.

7 SECTION 2. (a) Except as provided by Subsection (b) of this
8 section, this Act applies beginning with the 2025-2026 school year.

9 (b) Section 28.0201(b), Education Code, as added by this
10 Act, applies only to conduct that occurs on or after September 1,
11 2025.

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