

SUBJECT: Public Hearing Concerning Certification of Compliance with Texas Education Code (“TEC”) Sections 11.005 and 28.0022 as Required by SB 12 & TEC Section 39.008.

BACKGROUND: Senate Bill 12, passed by the 89th Texas Legislature in 2025 enacted Texas Education Code (“TEC”) Section 39.008. This statute requires Dr. Lopez to certify the district’s compliance with TEC Sections 11.005 and 28.0022 to the TEA not later than September 30 of each year using the statutory process. The district’s certification must be approved by a majority vote of the district’s board of trustees at a public meeting that includes an opportunity for public testimony; and was posted on the district’s website at least seven days before the date on which the board meeting is held. Accordingly, this portion of the meeting is to ensure compliance with the public testimony requirement of Section 39.008.

Additionally, Section 39.008 requests the certification to include:

1. A description of the policies/procedures required by Sections 11.005(c) related to DEI prohibitions and Section 28.0022(h) concerning certain instructional requirements and prohibitions;
2. The way district employees and contractors were notified of those policies and procedures;
3. Identification of any existing policies, programs, procedures or trainings that were altered to ensure compliance with these statutes; and
4. Any cost savings resulting from the district’s actions to comply with Section 39.008.

FINANCIAL IMPLICATIONS: None

RECOMMENDATION: Conduct a public hearing concerning certification of compliance with TEC Sections 11.005 and 28.0022 as required by SB 12 & TEC Section 39.008.

CABINET MEMBER(s): Jodie Kennemer, General Counsel
Toni Lopez, Superintendent

CONTACT PERSON(s): Jodie Kennemer, General Counsel

BOARD MEETING DATE: September 22, 2026