

**ATTACHMENT**  
**Text of Proposed Amendment to 19 TAC**

**Chapter 66. State Adoption and Distribution of Instructional Materials**

**Subchapter C. Local Operations**

**§66.105. Certification by School Districts.**

- (a) Prior to the beginning of each school year, each school district and open-enrollment charter school shall submit to the State Board of Education (SBOE) and commissioner of education certification that for each subject in the required curriculum under the Texas Education Code, §28.002, other than physical education, and each grade level, the district or charter school provides each student with instructional materials that cover all elements of the essential knowledge and skills adopted by the SBOE. The certification shall be submitted in a format approved by the commissioner ~~[of education]~~ and can be based on both state-adopted and non-state-adopted materials.
- (b) Each school district or open-enrollment charter school shall certify, in a format approved by the commissioner, that the district or charter school protects against access to obscene or harmful content in compliance with the requirements for certification under the Children's Internet Protection Act, 47 USC §254(h)(5)(B) and (C).
- (c) ~~(b)~~ The certifications shall be ratified by local school boards of trustees or governing bodies in public, noticed meetings.