

**RESOLUTION OF THE
TOMBALL INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES
REGARDING TEXAS EDUCATION CODE SECTION 25.0823**

WHEREAS, Texas Education Code § 25.082 requires every campus to provide a one-minute period of silence each school day following the pledges to the United States and Texas flags, during which each student may reflect, pray, meditate, or engage in other silent activity not likely to interfere with others;

WHEREAS, the 89th Texas Legislature enacted Senate Bill 11, adding Texas Education Code § 25.0823, which permits a school district's board of trustees, by a recorded vote on a specified resolution, to adopt a new policy regarding an additional opportunity for a designated daily period of prayer and reading, subject to statutory conditions;

WHEREAS, the Tomball Independent School District (the "District") Board of Trustees (the "Board") recognizes and reaffirms the rights protected by the First Amendment to the United States Constitution—including the Free Exercise Clause, the Establishment Clause, and the Free Speech Clause—which together protect private religious expression while prohibiting government establishment of religion in public schools; and

WHEREAS, the Board desires to reaffirm its commitment to respect and safeguard the personal religious liberty of students and staff.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF TOMBALL INDEPENDENT SCHOOL DISTRICT THAT:

1. The Board reaffirms the District's continued compliance with Texas Education Code § 25.082 by, among other things, observing a one-minute period of silence immediately following the pledges, during which students and staff may, at their choice, reflect, pray, meditate, or engage in other silent, non-disruptive activity;
2. The Board reaffirms the District's commitment to the First Amendment rights of students and staff, including their rights to the free exercise of religion and to engage in private, voluntary religious expression consistent with law; and
3. The Board reaffirms its view that decisions regarding religious belief, expression, and practice are inherently personal matters best left to individuals and their families, and not to the Board of Trustees or the District. The Board believes its proper role is to respect and protect the constitutional rights of all students and staff by maintaining a neutral environment in which individual freedom of conscience is preserved.

4. Thus, the Board has considered whether to adopt a new policy pursuant to Texas Education Code § 25.0823 and hereby declines to adopt such a policy.
5. Nothing in this Resolution limits or abridges any right of students or employees under the United States Constitution, the Texas Constitution, or applicable state and federal law regarding voluntary religious expression in public schools.

ADOPTED AND APPROVED this 10 day of February, 2026, by a vote of 5 ayes and 1 nays, with 1 abstentions, of the Board of Trustees of the Tomball Independent School District.



President, Board of Trustees
Tomball Independent School District



Asst. Secretary, Board of Trustees
Tomball Independent School District