

AN ACT

relating to requiring the Texas Education Agency to provide identification kits to school districts and open-enrollment charter schools for distribution to the parent or legal custodian of certain students.

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

SECTION 1. Subchapter C, Chapter 33, Education Code, is amended by adding Section 33.0531 to read as follows:

Sec. 33.0531. CHILD IDENTIFICATION PROGRAM. (a) The agency shall provide to all school districts and open-enrollment charter schools inkless, in-home fingerprint and DNA identification kits to be distributed through the district or school on request to the parent or legal custodian of any kindergarten, elementary, or middle school student.

(b) A parent or legal custodian who receives a fingerprint and DNA identification kit may submit the kit to federal, state, tribal, or local law enforcement to help locate and return a missing or trafficked child.

SECTION 2. Section 33.057, Education Code, is amended to read as follows:

Sec. 33.057. DESTRUCTION OF FINGERPRINTS AND PHOTOGRAPHS. The agency shall adopt rules relating to the destruction of fingerprints and photographs made or kept under Section 33.053 or 33.054 [~~this subchapter~~].

1 SECTION 3. The Texas Education Agency is required to
2 implement Section 33.0531, Education Code, as added by this Act,
3 only if the legislature appropriates money specifically for that
4 purpose. If the legislature does not appropriate money
5 specifically for that purpose, the agency may, but is not required
6 to, implement that section using other appropriations available for
7 that purpose.

8 SECTION 4. This Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 2158 passed the Senate on
April 28, 2021, by the following vote: Yeas 30, Nays 1.

Secretary of the Senate

I hereby certify that S.B. No. 2158 passed the House on
May 25, 2021, by the following vote: Yeas 113, Nays 32, two
present not voting.

Chief Clerk of the House

Approved:

Date

Governor