

By: Gates

H.B. No. 1872

A BILL TO BE ENTITLED

AN ACT

relating to the use of certain disease detection devices in public schools.

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

SECTION 1. Subchapter A, Chapter 38, Education Code, is amended by adding Section 38.043 to read as follows:

Sec. 38.043. CERTAIN MANDATORY DETECTION DEVICES PROHIBITED. (a) In this section:

(1) "COVID-19" means the 2019 novel coronavirus disease.

(2) "COVID-19 detection device" means a device worn on a student's body designed and used for the purpose of:

(A) detecting the student's temperature;

(B) detecting the presence of COVID-19 symptoms;

or

(C) tracing the student's contact with other individuals infected with COVID-19.

(b) A school district or open-enrollment charter school may not require a student to use a COVID-19 detection device at any time during the school day or at any activity sponsored by the district or school.

SECTION 2. This Act applies beginning with the 2021-2022 school year.

SECTION 3. This Act takes effect immediately if it receives

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1 a vote of two-thirds of all the members elected to each house, as  
2 provided by Section 39, Article III, Texas Constitution. If this  
3 Act does not receive the vote necessary for immediate effect, this  
4 Act takes effect September 1, 2021.