

By: Estes

S.B. No. 173

A BILL TO BE ENTITLED

AN ACT

relating to prohibiting the use of radio frequency identification technology to transmit information regarding public school students.

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

SECTION 1. Subchapter Z, Chapter 25, Education Code, is amended by adding Section 25.902 to read as follows:

Sec. 25.902. CERTAIN STUDENT IDENTIFICATION METHODS PROHIBITED. (a) In this section, "radio frequency identification technology" means a wireless identification system that uses an electromagnetic radio frequency signal to transmit data without physical contact between a card, badge, or tag and another device.

(b) A school district shall not use an identification device that uses radio frequency identification technology or similar technology to:

- (1) identify students;
- (2) transmit information regarding students; or
- (3) track or monitor the location of students.

SECTION 2. This Act applies beginning with the 2013-2014 school year.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this

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Act takes effect September 1, 2013.