



FLOOR AMENDMENT NO. _____

BY: DUTTON

Amend H.B. No. 2967 (house committee report) by striking all below the enacting clause and substituting the following:

SECTION 1. Subchapter A, Chapter 38, Education Code, is amended by adding Sections 38.035, 38.0351, and 38.0352 to read as follows:

Sec. 38.035. VISION SCREENING REPORTING. (a) Not later than May 31 of each year, the agency shall post on the agency's Internet website a report regarding the number of students in each school district identified as having a vision disorder or other vision problem requiring vision care under the screening program described by Section 36.004, Health and Safety Code, disaggregated by:

- (1) grade level;
- (2) campus;
- (3) gender;
- (4) race;
- (5) ethnicity;
- (6) whether the student is educationally disadvantaged;
- (7) the number of times the student was previously identified as having a vision disorder or other vision problem;
- (8) the identified vision disorder or problem; and
- (9) the type of screening equipment used for the screening.

(b) The commissioner by rule shall require each school district to report to the agency information necessary for the agency to prepare the report required by this section.

(c) The agency shall store and maintain information reported to the agency under this section using the data management

1 system described by Section 38.0352.

2 Sec. 38.0351. VISION CARE GRANT PROGRAM FOR CERTAIN
3 STUDENTS. (a) In this section:

4 (1) "Eligible student" means a student who:

5 (A) has been identified as having a vision
6 disorder or other vision problem under the screening program
7 described by Section 36.004, Health and Safety Code; and

8 (B) is educationally disadvantaged.

9 (2) "Vision care" includes eye exams and assistive or
10 corrective visual devices, such as glasses or contact lenses
11 dispensed under a prescription.

12 (b) From money appropriated or otherwise available for that
13 purpose, the agency shall establish and administer a grant program
14 for the purpose of awarding grants to cover the costs of:

15 (1) screening eligible students for vision disorders
16 or other vision problems; and

17 (2) providing vision care to eligible students
18 identified as having a vision disorder or other vision problem.

19 (c) The agency shall develop eligibility and selection
20 criteria for grant applicants.

21 (d) The commissioner shall adopt the rules necessary to
22 administer the grant program established under this section.

23 (e) The agency may award a grant under this section only in
24 accordance with a contract between the agency and grant recipient.
25 The contract must include provisions under which the agency is
26 granted sufficient control to ensure the public purpose of
27 providing vision care to eligible students is accomplished and this
28 state receives the return benefit.

29 (f) Money allocated under this section:

30 (1) may only be used to cover the costs associated with
31 providing vision care to eligible students; and

1 (2) may not be used to supplant any other money
2 provided for the same purpose.

3 (g) The agency may solicit and accept gifts, grants, and
4 donations for the purpose of implementing the grant program
5 established under this section.

6 Sec. 38.0352. ACQUISITION OF DATA MANAGEMENT SYSTEM. (a)
7 The agency shall acquire and maintain a third-party data management
8 system to facilitate the reporting of information to the agency
9 under Section 38.035 and to maintain any information under Section
10 38.0351 as the agency determines necessary.

11 (b) The data management system the agency acquires and
12 maintains under Subsection (a) must comply with any applicable
13 federal and state privacy laws.

14 (c) The agency may enter into a memorandum of understanding
15 with the Health and Human Services Commission for the commission to
16 utilize the data management system the agency acquires and
17 maintains under Subsection (a) in conducting the screening program
18 for vision disorders under Section 36.004, Health and Safety Code.

19 SECTION 2. Section 36.004(b-1), Health and Safety Code, is
20 amended to read as follows:

21 (b-1) The rules must allow an individual who attends a
22 public or private school to be screened:

23 (1) using photoscreening to detect vision disorders;
24 ~~[and]~~

25 (2) using an electronic eye chart as a substitute for a
26 printed eye chart to assess visual acuity; and

27 (3) using visual screening techniques to detect depth
28 perception issues and color blindness.

29 SECTION 3. Section 36.006, Health and Safety Code, is
30 amended by adding Subsections (a-1) and (a-2) to read as follows:

31 (a-1) The form prescribed by the department under

1 Subsection (a) must include:

2 (1) separate spaces for the student's first and last
3 name;

4 (2) a space for the preschool's or school's name;

5 (3) a space for the student's grade level;

6 (4) information for a student's parent regarding
7 available resources for low-cost vision care; and

8 (5) information for a student's parent regarding the
9 student's potential eligibility to receive benefits under the child
10 health plan program, as defined by Section 521.0001, Government
11 Code.

12 (a-2) The department shall biennially update the form
13 information required under Subsection (a-1)(4).

14 SECTION 4. (a) Not later than December 1, 2025, the
15 commissioner of education shall adopt rules necessary to implement
16 Sections 38.035, 38.0351, and 38.0352, Education Code, as added by
17 this Act.

18 (b) Not later than December 1, 2025, the executive
19 commissioner of the Health and Human Services Commission shall
20 adopt rules necessary to implement the changes in law made by this
21 Act to Chapter 36, Health and Safety Code.

22 SECTION 5. This Act takes effect September 1, 2025.