

**House Appropriations Committee  
Article III Subcommittee  
Public Education**

**Article XI Riders**

**March 16, 2017  
Legislative Budget Board**

Representative Bell

FitnessGram and Physical Activity Requirements and Fitness Assessment Program.

From funds appropriated above in Strategy B.2.2, Health and Safety, the Commissioner of Education shall allocate \$2,000,000 in the 2018-2019 biennium for General Revenue Funds for the purposes of physical activity requirements, fitness assessments and related analyses. Notwithstanding any other provision of this Act, no amount of this funding may be expended for any other purpose except as described in this rider.

Out of amounts appropriated above and allocated by this rider, the Texas Education Agency may expend an amount not to exceed \$500,000 to use in managing and analyzing physical activity requirements and fitness assessment data provided by school districts, as required by 38.104 of the Texas Education Code. The Commissioner, through an RFP, shall identify and contract with a Physical Activity and Physical Assessment Instrument that complies with the activities under subchapter C, Chapter 38, Education Code

All other funding directed by this rider shall be used to provide grants to school districts to support the administration of physical fitness assessments and related activities required by 38.101 and 38.103 of the Texas Education Code.

Any unexpected balances as if August 31, 2019 are hereby appropriated to fiscal year 2019 for the same purpose.

## RIDER REQUEST

**Member Name:** Rep. Helen Giddings

**Affected Agency:** TEA

**Purpose:** To restore the Fitness Gram program which was removed from the House proposed budget.

**Amount Requested (if applicable):** \$2,000,000

**Method of Finance (if applicable):** [Click here to enter text.](#)

**Rider Language:**

The Commissioner of Education shall allocate \$2,000,000 in the 2018-19 biennium from General Revenue Funds for the purposes of physical fitness assessments and related analysis. Notwithstanding any other provision of this Act, no amount of this funding may be expended for any other purpose except as described in this rider. Out of amounts appropriated above and allocated by this rider, the Texas Education Agency may expend an amount not to exceed \$500,000 to use in managing and analyzing physical fitness assessment data provided by school districts, as required by §38.104 of the Texas Education Code. All other funding directed by this rider shall be used to provide grants to school districts to support the administration of physical fitness assessments and related activities required by §§38.101 and 38.103 of the Texas Education Code.

**RIDER REQUEST**

**Member Name:** Bernal

**Affected Agency:** Texas Education Agency

**Purpose:** To allow the agency to evaluate Bilingual and English as a Second Language Programs, based on the data disaggregated by campus and school district or open-enrollment charter schools.

**Amount Requested (if applicable):** \$2,000,000

**Method of Finance (if applicable):** General Revenue

**Rider Language:** On page III-2 of House Bill 1 the Texas Education Agency bill pattern, increase General Revenue to strategy E.1.1 Assessment and Accountability System, by \$2,000,000 in fiscal year 2018 and \$2,000,000 in fiscal year 2019.

## RIDER REQUEST

**Member Name:** Representative Diego Bernal

**Affected Agency:** Texas Education Agency

**Purpose:** To strengthen the Texas teaching workforce and to lessen the \$100 million cost of teacher attrition that Texas taxpayers shoulder each year, this rider asks for \$30,000,000 over the next biennium to allow TEA to implement and fund a new teacher mentorship program.

**Amount Requested (if applicable):** \$30,000,000

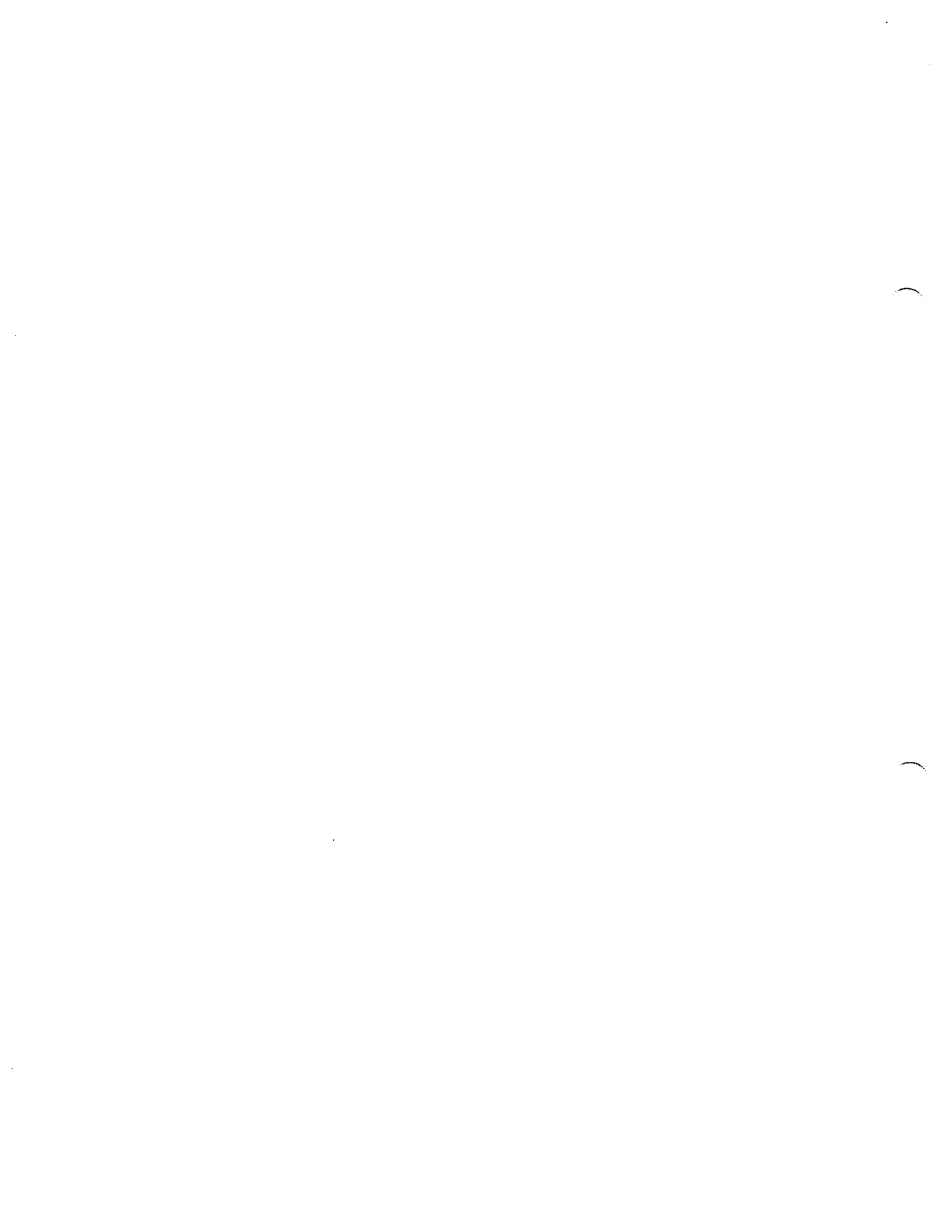
**Method of Finance (if applicable):** General Revenue

**Rider Language:**

### Overview

Contingency rider for HB 816 or similar legislation, to strengthen the Texas teaching workforce and to lessen the \$100 million cost of teacher attrition that Texas taxpayers shoulder each year, this rider asks for \$30,000,000 over the next biennium to allow TEA to implement and fund a new teacher mentorship program.

### Required Action



Rep. Burrows

**\_\_\_\_\_ . Financial Hardship Grant Program For Certain School Districts.** From amounts appropriated above to the Texas Education Agency for Strategy A.1.1, FSP - Equalized Operations, in the 2017-18 and 2018-19 school years, the Commissioner shall administer a grant program that provides \$150 million in grants each school year to eligible school districts that have suffered financial hardship due to the loss of revenue as a result of the loss of state aid that would have been provided under former Section 42.2516, Education Code, as that section existed on January 1, 2017. Funding provided to a district under this program is in addition to all other funding provided under Chapters 41 and 42, Education Code.

**Overview**

Increase funding to the Texas Education Agency by \$150 million in each fiscal year of the 2018-19 biennium. Prepare a rider, which appropriates \$150 million in each fiscal year of the biennium to provide a Financial Hardship Grant Program for Certain School Districts affected by the expiration of Additional State Aid for Tax Reduction state aid in the Foundation School Program.

**Required Action**

(1) On page III-1 of the bill pattern for the Texas Education Agency, increase Foundation School Fund No. 193 funding to Strategy A.2.1, Statewide Educational Programs by \$150,000,000 in fiscal year 2018 and \$150,000,000 in fiscal year 2019.

(2) On page III-26 of the bill pattern for the Texas Education Agency, add the following new rider:

**Financial Hardship Grant Program for Certain School Districts.** Out of amounts appropriated above in Strategy A.2.1, Statewide Educational Programs, the Commissioner shall administer a grant program that provides \$150 million in grants each fiscal year of the 2018-19 biennium to school districts that have experienced a loss of state aid that would have been provided under former Section 42.2516, as that section existed on January 1, 2017. Funding provided to a district under this program is in addition to all other funding provided under Chapters 41 and 42 of the Texas Education Code.



**RIDER REQUEST**

**Member Name:** Representative Diego Bernal

**Affected Agency:** Texas Education Agency

**Purpose:** to allow high need campuses to hire a behavioral health professional at each campus with a combined student population of 50% economically disadvantaged, homeless, and students in CPS conservatorship.

**Amount Requested (if applicable):** \$430,000,000

**Method of Finance (if applicable):** General Revenue

**Rider Language:**

**Overview**

Contingency rider for HB 353 or similar legislation to allow high need campuses to hire a behavioral health professional at each campus with a combined student population of 50% economically disadvantaged, homeless, and students in CPS conservatorship.

**Required Action**

Appropriate \$430,000,000 additional dollars to the Texas Education Agency over the next biennium from General Revenue.

Rep. Howard

**Overview**

Prepare a rider that appropriates \$220,921 in fiscal year 2018 and \$220,921 in fiscal year 2019 from General Revenue for the purpose of implementing the provisions of legislation providing funding to schools serving students in substance abuse recovery, contingent on enactment of such legislation.

**Required Action**

On page III-26 of the bill pattern for the Texas Education Agency, add the following new rider:

\_\_\_\_\_. **Contingency for Legislation Relating to Students in Substance Abuse Recovery. Contingent on enactment of House Bill \_\_\_\_\_, or similar legislation relating to providing state funding to schools serving students in active recovery from substance use disorder, in addition to amounts appropriated above the Texas Education Agency is appropriated \$220,921 for fiscal year 2018 and \$220,921 for fiscal year 2019 out of General Revenue in Strategy A.2.2, Achievement of Students at Risk, to implement the provisions of the legislation.**

Rep. Cortez

**Overview**

Prepare a rider, which appropriates \$39.7 million in fiscal year 2018 and \$50.6 million in fiscal year 2019 from the Foundation School Fund No. 193 for the purposes of implementing the provisions of House Bill 1245, or similar legislation relating to funding for public school career and technology programs, contingent upon its enactment.

**Required Action**

On page III-26 of the bill pattern for the Texas Education Agency, add the following new rider:

\_\_\_\_\_. **Contingency for House Bill 1245.** Contingent on enactment of House Bill 1245, or similar legislation relating to funding for public school career and technology programs, by the Eighty-fifth Legislature, Regular Session, in addition to amounts appropriated above, the Texas Education Agency is appropriated \$39,700,000 for fiscal year 2018 and \$50,600,000 for fiscal year 2019 out of the Foundation School Fund No. 193 in Strategy A.1.1, FSP – Equalized Operations, to implement the provisions of the legislation. The sum-certain appropriation for the Foundation School Program as identified in Article III, Rider 3 of the Texas Education Agency’s bill pattern, shall be increased commensurately to reflect these adjustments.

**RIDER REQUEST**

**Member Name:** Representative Harold V. Dutton, Jr.

**Affected Agency:** Texas Education Agency

**Purpose:** Meant to be a contingency appropriation to fund the implementation of the "charter facilities funding bill," HB 2337 by Dutton. Public charter schools currently receive \$0.00 in direct state funds for facilities and must utilize operational funds intended for student instruction to help pay the rent or mortgage for classrooms. Lack of facilities funding combined with exponential enrollment growth at charter campuses has resulted in a waiting list exceeding 141,000 students across the state.

**Amount Requested (if applicable):** Amount requested for appropriation is contingent as directed by statute.

**Method of Finance (if applicable):** General Revenue

**Rider Language:** Contingency for House Bill 2337. Contingent upon enactment of House Bill 2337, or similar legislation relating to providing facilities funding for open-enrollment charter schools, by the Eighty-Fifth Legislature.

**Overview**

Rep. Howard

Prepare a rider, which appropriates \$10 million in fiscal year 2018 and \$10 million in fiscal year 2019 from the Foundation School Fund No. 193 for the purposes of implementing the provisions of House Bill 395, or similar legislation relating to the career and technology education allotment and the essential knowledge and skills of the career and technology education and technology applications curriculum, contingent upon its enactment.

**Required Action**

On page III-26 of the bill pattern for the Texas Education Agency, add the following new rider:

\_\_\_\_\_. **Contingency for House Bill 395.** Contingent on enactment of House Bill 395, or similar legislation relating to the career and technology education allotment and the essential knowledge and skills of the career and technology education and technology applications curriculum, by the Eighty-fifth Legislature, Regular Session, in addition to amounts appropriated above, the Texas Education Agency is appropriated \$10,000,000 for fiscal year 2018 and \$10,000,000 for fiscal year 2019 out of the Foundation School Fund No. 193 in Strategy A.1.1, FSP – Equalized Operations, to implement the provisions of the legislation. The sum-certain appropriation for the Foundation School Program as identified in Article III, Rider 3 of the Texas Education Agency’s bill pattern, shall be increased commensurately to reflect these adjustments.

**RIDER REQUEST**

**Member Name:** Tan Parker

**Affected Agency:** Texas Education Agency

**Purpose:** Increase funds appropriated to the adult high school diploma and industry certification charter school pilot program

**Amount Requested (if applicable):** \$1,240,000 million over the FY 2018-2019 Biennium

**Method of Finance (if applicable):** Out of funds appropriated in Strategy A.1.1., FSP-Equalized Operations

**Rider Language:**

\_\_\_\_\_. Contingent on enactment of House Bill 852. Adult Charter School. Out of funds appropriated above in Strategy A.1.1., FSP-Equalized Operations, up to \$620,000 is allocated in each fiscal year for the adult high school diploma and industry certification charter school pilot program for adults 26-50 as authorized under §29.259 of the Texas Education Code.

**RIDER REQUEST**

**Member Name:** Rep. Giovanni Capriglione

**Affected Agency:** Texas Education Agency

**Purpose:** Provide funding for the Foundation School Program to make up for the loss of revenue due to a reduction in recapture certain school districts are required to pay the state. Contingent on passage of House Bill 1037 or Senate Bill 358, school districts subject to the wealth equalization provisions in Chapter 41 would be granted a credit against the recapture amount they are required to pay commensurate to the funding under the Transportation Allotment to which the district would be entitled if they were not required to pay recapture. This change in law is expected to reduce recapture by approximately \$50 million per year.

**Amount Requested (if applicable):** \$100,000,000

**Method of Finance (if applicable):** Foundation School Fund No. 193

**Rider Language:**

On page III-25 of the Texas Education Agency's bill pattern, add the following new rider:

**Contingency for Legislation Relating to Transportation Allotment Credit.** In addition to amounts appropriated above, and contingent on the enactment of House Bill 1037, Senate Bill 358, or other legislation by the Eighty-fifth Legislature, Regular Session, the Texas Education Agency is appropriated an additional \$100 million, out of Foundation School Fund No. 193 in the 2018-19 biennium to be allocated to school districts for the purpose of providing a transportation allotment credit for school districts required to take action to reduce wealth per

**TEXAS EDUCATION AGENCY  
THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON  
TRANSFORM TX-KEA INTO PROGRESS MONITORING  
PROPOSED FUNDING AND RIDER REQUEST**

**Member Name:** Alma A. Allen

**Affected Agency:** Texas Education Agency and The University of Texas Health Science Center at Houston

**Purpose:** The University of Texas Health Science Center at Houston (UTHealth)'s Children's Learning Institute, in collaboration with the Texas Education Agency (TEA), has developed a cutting edge tool to assess the early academic skills of children when they enter kindergarten. The Texas Kindergarten Entry Assessment (TX-KEA) is housed on and delivered by an intuitive technology platform that provides immediate results and online reports for parents, teachers, and administrators. Data exports are compatible with TEA's longitudinal data and tracking system. Online training modules include video examples of administration procedures. Well over \$6 million of competitive federal grant dollars has gone into developing and validating TX-KEA, and it will be available at no cost to all public schools across Texas in fall of 2017. TX-KEA will be available in English and Spanish.

Through extensive outreach, UTHealth and TEA received regular feedback from educators, administrators, and other stakeholders calling to evolve TX-KEA into a progress monitoring system and to have it provide optional instructional recommendations. Shifting TX-KEA into a progress monitoring system would improve the impact and efficiency of the state's assessment system used to individualize instruction and improve educational outcomes.

This proposal seeks GR funding to leverage work nearly completed through a US Department of Education grant. While a thoughtfully designed, validated, and sociolinguistically fair and relevant assessment system that is fun and engaging for children is essential, the utility of such a system rests in its ability to provide readily interpretable results with clear implications for instruction. Therefore, this proposal includes funding to develop instructional activities, house the freely downloadable materials and video exemplars on CLI's portal.



**Method of Finance (if applicable):** General Revenue

**Rider Language:**

On page III-25 of House Bill 1 – introduced, within the Texas Education Agency’s bill pattern, add the following new General Revenue rider strategy:

“ . Out of funds appropriated above in Strategy A.2.1., Statewide Educational Programs, \$1,000,000 in fiscal year 2018 in General Revenue shall be distributed to the Children’s Learning Institute at The University of Texas Health Science Center at Houston to be used to transform the Texas Kindergarten Entry Assessment from a comprehensive screener used at kindergarten entry into a progress monitoring system.”

## RIDER REQUEST

**Member Name:** Rep. Mary E. González

**Affected Agency:** Texas Education Agency

**Purpose:** Positive Behavior Intervention and Supports (PBIS) is an applied science that uses educational and positive support methods to enhance a student's quality of education and minimize problem behavior. PBIS improves teacher quality and preparedness, especially benefits young children, teaches the importance of keeping students with disabilities included in classroom activity with students without disabilities, and can be applied to students across the board that would benefit from behavior modifications. Texas can use Federal IDEA funding to provide PBIS training to teachers through the IDEA Part B application without increasing the budget.

**Amount Requested (if applicable):** \$2,000,000.00

**Method of Finance (if applicable):** federal discretionary funds

**Rider Language:** Out of the federal discretionary funds awarded to the Texas Education Agency through the Individuals with Disabilities Education Act (IDEA), Part B and appropriated above, the Commissioner of Education shall allocate \$2,000,000.00 (\$1,000,000.00 for FY 18 and \$1,000,000.00 for FY 19) to assist local education agencies in providing positive behavioral interventions and supports and appropriate mental health services for certain students whose admission, review and dismissal committee determined a need for a new or revised behavior intervention plan that includes positive behavior interventions and

Rep. Howard

**Overview**

Add a rider to require the Commissioner to expend \$1.0 million in each fiscal year of the 2018-19 biennium to support military-connected children through the Military Childhood Education Coalition.

**Required Actions**

- (1) Increase General Revenue Funds in A.2.4, School Improvement and Support, by \$1,000,000 in each fiscal year of the 2018-19 biennium.
- (2) On page III-25 of the Texas Agency Education bill pattern, add the following rider:

**Support for Military-Connected Children.** Out of General Revenue Funds appropriated above in Strategy A.2.4, School Improvement and Support, the Commissioner shall expend \$1,000,000 in each fiscal year of the 2018-19 biennium, to support Texas military-connected children through support of the Military Childhood Education Coalition.

By:     Howard    

*Texas Education Agency*  
**High-Speed Internet Infrastructure for Classroom Connectivity**

**Overview**

The following action adds a rider that allocates \$25,000,000 in fiscal year 2018 for the purpose of providing a match for the E-Rate State Match Program. The federal E-Rate program provides significant funding to help build high-speed Internet infrastructure for eligible schools and libraries. In order to receive additional E-rate match funding, school districts must provide a State funding share. This appropriation will allow districts to pay their share of funding for the construction of new broadband infrastructure. This funding will allow school districts to access an estimated \$200,000,000 in E-rate funds. The additional E-rate match opportunity expires in 2019.

**Required Action**

On page III-29 of Texas Education Agency's bill pattern, add the following rider:

\_\_\_\_. Classroom Connectivity. Out of funds appropriated above in Strategy A.2.4. School Improvement and Support Programs, the Commissioner shall distribute \$25,000,000 in fiscal year 2018 to leverage student learning using internet resources that includes funding for projects that build high-speed broadband infrastructure to and within schools. The commissioner shall take steps necessary to use the funding for qualifying special construction school projects under the E rate State Matching Provision or any other similar provision under the E rate or similar programs. Any unexpended balances remaining at the expiration of the E rate program, are hereby appropriated for continued E-rate state matching or digital learning

By Longoria

***Texas Education Agency***  
**Dual Language Programs**

**Overview**

The following action adds a new rider that directs \$5,000,000 in each fiscal year for the 2018-19 biennium for supplemental funding for all Texas students in Dual Language programs consistent with the provisions of Texas Education Code Chapter 89.1227. The Commissioner shall allocate funds on the basis of eligible participating school districts. The funds shall be distributed equally among eligible rural, urban, small, medium or large school districts.

**Required Action**

On page I-68 of the Trusteed Programs Within the Office of the Governor's bill pattern, add the following new rider:

\_\_\_\_\_ . Dual Language Programs. Out of General Revenue funds appropriated to programs under District Programs/Grants, \$5,000,000 in each fiscal year for the 2018-19 biennium for the purpose of providing supplemental funds for all Texas students enrolled in Dual Language programs consistent with the provisions of Texas Education Code Chapter 89.1227. The Commissioner shall allocate funds on the basis of eligible participating school districts. The funds shall be distributed equally among eligible rural, urban, small, medium or large school districts.

## RIDER REQUEST

**Member Name:** John Raney

**Affected Agency:** Texas Education Agency

**Purpose:** Texas needs innovative and effective approaches to Pre-K education that make an impact on student achievement in the early grades. Reasoning Mind has been a proven non-profit state partner in foundational blended learning models for math education, currently serving over 25,000 students through a grant from TEA. The organization's new initiative, Blueprint, could serve 125,000 students in Pre-K through 1<sup>st</sup> grade for the same amount of funds, allowing economically disadvantaged students to receive the foundational mathematics education they need to be successful in later years.

This rider will cover 10-15% of all students in the eligible grades, providing significant educational impact, for relatively low cost. The funds for this initiative would be set aside from current supplemental Pre-K funds. Given the nominal amount of the current Pre-K appropriation, the state would see far more impact from this targeted approach to improve foundational math skills in our youngest learners.

**Amount Requested (if applicable):** \$4,000,000 (\$0 GR cost to the bill)

**Method of Finance (if applicable):** General Revenue set-aside from appropriated funds in Rider 58. Supplemental Funding for Prekindergarten

**Rider Language:**

Amend HB 1, TEA, **Rider 58. Supplemental Funding for Pre-kindergarten** by adding the following:

From funds appropriated above, the Commissioner shall allocate \$2,000,000 in each fiscal

## RIDER REQUEST

**Member Name:** Rep. Helen Giddings

**Affected Agency:** The University of Texas at Dallas

**Purpose:** Adding additional funding to Rider 31

**Amount Requested (if applicable):** \$2,000,000

**Method of Finance (if applicable):**

**Rider Language:**

31. Recorded Instructional Materials. Out of the funds appropriated above in Strategy A.2.3, Students with Disabilities, the Commissioner shall expend an amount not to exceed \$200,000 in fiscal year 2018 and \$200,000 in fiscal year 2019 to continue a program of providing state-adopted textbooks instructional materials using digital audio technology for students with visual impairment and other print disabilities as appropriate in prekindergarten through 12th grade.

Out of the funds appropriated above in Strategy A.2.3, Students with Disabilities, the Commissioner shall expend an amount not to exceed ~~\$1,500,000~~ \$2,500,000 in fiscal year 2018 and ~~\$1,500,000~~ \$2,500,000 in fiscal year 2019 for the purpose of conducting an educational outreach program to provide instructional materials in accessible formats to individuals with print disabilities affording reading accommodation and providing instruction and training in the use of accessible instructional materials and related assistive technology.