

Issue Docket

Conference Committee on Senate Bill 1

2018-19 General Appropriations Bill

Article III - Public Education

As of May 20, 2017

703 TEXAS EDUCATION AGENCY - SUPPLEMENTAL

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Budget Structure	III-1	III-1	HOUSE	Senate includes program based budget structure. House includes strategy based budget structure.
Technical Adjustments Foundation School Program - Update to Current Law Estimates			ADOPT	Increase appropriations to the Foundation School Program (FSP) in the 2018-19 biennium by an additional \$236.0 million from the Foundation School Fund, No. 193 (General Revenue) to fully fund the current law estimate based on updated budget drivers including property values and enrollment growth. Other Method of Finance changes within the FSP contributing to the net increase in the Foundation School Fund include a \$26.0 million decrease in Recapture Revenue; a \$87.4 million decrease in the Property Tax Relief Fund; a \$28.6 million decrease in the Available School Fund; and an increase of \$93.5 million in Lottery Proceeds.
Foundation School Program Funding			ADOPT	Contingent on any legislation that extends Additional State Aid for Tax Reduction in accordance with Section 42.2516 of the Education Code into the 2018-19 biennium, set the Hold Harmless Reduction Percentage at 92.63 percent, the 2016-17 level.
Student Testing Program Rider - Update Unexpended Balances			ADOPT	Update unexpended balance estimates in Rider 12, Student Testing Program, to reflect a revised balance of \$3.3 million. In March 2017, TEA negotiated a \$2.3 million savings in fiscal year 2017 with ETS by removing the short answers form the English I and II end-of-course assessment. The agency indicates it will have a total of \$3.3 million in unexpended balances in fiscal year 2017. The technical adjustment results in a \$2.3 million General Revenue savings.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Juvenile Justice Department Rider - Correct Typographical Error			ADOPT	<p>Correct typographical error in Rider 28, FSP Funding for the Juvenile Justice Department, to match actual appropriations. The figure \$4,599,368 will be changed to \$4,559,368 for both fiscal years.</p> <p>This technical adjustment has no fiscal impact.</p>
Number of Full-Time-Equivalents (FTEs)	886.0	878.0 in 2018 and 882.0 in 2019	Adopted 880.0 FTEs in 2018 and 884.0 in 2019.	<p>Senate provides 8.0 FTEs for TEA's exceptional item request to support maintenance of the Texas Student Data System (TSDS) and 3.0 FTEs for TEA's exceptional item request to protect students from inappropriate educator relationships. See corresponding Senate Riders 71 and 72.</p> <p>House provides 1.0 FTE for the Collaborative Dual Credit Program Evaluation (see corresponding House Rider 69); 2.0 FTEs for cybersecurity in fiscal year 2018; and 6.0 FTEs for cybersecurity in 2019.</p>
Appropriations Made in Riders		\$ 1,470,200,000	\$ 1,470,200,000 Bill contingency list.	<p>a. House provides an additional \$1.47 billion in General Revenue for the Foundation School Program (FSP).</p>
		\$ (1,875,000,000)	\$ 1,875,000,000 Bill contingency list.	<p>b. House provides a decrease of \$1.875 billion in General Revenue to defer the August 2019 FSP payment to school districts until September 2019.</p> <p>Both of the above provisions are contingent on enactment of House Bill 21, or similar legislation, and a statutory basis for the deferral of the August 2019 FSP payment.</p>
Foundation School Program (Property Value Decline)		\$75,000,000		House provides \$75.0 million/biennium from the Economic Stabilization Fund for the Foundation School Program, Property Value Decline.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
A.1.1 FSP - Equalized Operations	\$ 40,809,500,000	\$ 41,157,000,000	\$ 347,500,000	<p>Senate includes a decrease of \$300 million in Foundation School Funds related to a contingent distribution to the Available School Fund by the School Land Board of an unspecified amount. (See Rider 77, Rider Packet Page 24).</p> <p>House includes a decrease of \$300 million in Foundation School Funds and an increase of \$300 million in Available School Funds, contingent on distribution by the School Land Board. (See Rider 75, Rider Packet Page 24.)</p> <p>House maintains \$47.5 million for the New Instructional Facilities Allotment. Senate eliminates funding for this purpose.</p>
Program: Foundation School Program - Maintenance and Operations	\$ 40,809,500,000	\$ 41,157,000,000	\$ 347,500,000	
A.2.1 Statewide Educational Programs	\$ 320,743,446	\$ 461,060,223	\$ 140,316,777	<p>a. Senate decreases General Revenue Funds by \$1.0 million compared to 2016-17 funding.</p> <p>House maintains funding at the 2016-17 funding level.</p> <p>b. Senate decreases General Revenue Funds by \$3.5 million, compared to 2016-17 funding levels, with additional program funding of \$22.7 million through an interagency contract with the Texas Workforce Commission.</p> <p>House maintains program funding at the 2016-17 funding level.</p> <p>c. House increases General Revenue Funds by \$117.0 million, compared to 2016-17 funding levels, for Enhanced Prekindergarten Capacity. Funding is provided on the basis of eligible prekindergarten students in average daily attendance.</p>
a. Program: Adult Charter School	\$ 1,000,000	\$ 2,000,000	\$ 1,000,000	
b. Program: Early Childhood School Readiness	\$ 26,900,000	\$ 30,400,000	\$ 3,500,000	
c. Program: Enhanced Prekindergarten Capacity	\$ -	\$ 146,955,193	\$ 146,955,193	
			<p>See Conference Committee Revisions and Additions on page 20.</p>	

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
d. Program: Public-Private Prekindergarten Partnerships	\$ 65,000,000	\$ -	\$ 65,000,000	d. Senate increases General Revenue Funds by \$65.0 million for a new program to provide quality support and guidance to districts and charters to implement prekindergarten programs. Of this total, \$40.0 million is appropriated in Article III and \$25.0 million is appropriated in Article IX.
			See Conference Committee Revisions and Additions on page 20.	
e. Program: Innovative Programs	\$ 12,500,000	\$ -	\$ 12,500,000	e. Senate increases General Revenue Funds by \$12.5 million to support new Innovative Programs.
			Adopt funding of \$14.5 million incorporated into Educator Excellence Innovation Program.	
f. Program: Literacy Achievement Academies	\$ 9,000,000	\$ 15,164,354	\$ 6,164,354	f. Senate decreases General Revenue Funds by \$8.8 million compared to 2016-17 funding levels. House decreases General Revenue Funds by \$2.7 million compared to 2016-17 funding levels.
g. Program: Mathematics Achievement Academies	\$ 9,000,000	\$ 17,540,926	\$ 8,540,926	g. Senate decreases General Revenue Funds by \$13.8 million compared to 2016-17 funding levels. House decreases General Revenue Funds by \$5.3 million compared to 2016-17 funding levels.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
h. Program: Pathways in Technology Early College High School (P-TECH)	\$ 5,000,000	\$ -	\$ 5,000,000	h. Senate increases General Revenue Funds by \$5.0 million to support a new program.
i. Program: Reading-to-Learn (RTL) Academies	\$ 5,500,000	\$ 9,287,304	\$ 3,787,304	i. Senate decreases General Revenue Funds by \$5.6 million compared to 2016-17 funding levels. House decreases General Revenue Funds by \$1.8 million compared to 2016-17 funding levels.
j. Program: Student Success Initiative	\$ 9,000,000	\$ 31,700,000	SENATE plus \$2.0 million.	j. Senate decreases General Revenue Funds by \$22.7 million compared to 2016-17 funding levels. House maintains funding at 2016-17 funding level.
	\$ 11,000,000			
k. Program: Texas Academic Innovation and Mentoring (AIM)	\$ 3,000,000	\$ 4,500,000	\$ 1,500,000	k. Senate decreases General Revenue Funds by \$1.5 million compared to 2016-17 funding levels. House maintains funding at 2016-17 funding levels.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
I. Program: Texas Gateway	\$ 10,731,000	\$ 14,400,000	\$ 3,669,000	I. Senate decreases General Revenue Funds by \$7.3 million compared to 2016-17 funding levels.
		\$ 15,000,000	HOUSE plus \$600,000. From the \$15.0 million in funding, \$6.0 million is to be used for maintenance and hosting; \$4.0 for OnRamps; \$2.0 million for UTeach; and \$3.0 million for Lesson Study Initiative.	House decreases General Revenue Funds by \$3.6 million compared to 2016-17 funding levels.
A.2.2 Achievement Of Students At Risk	\$ 3,184,876,976	\$ 3,186,126,976	\$ 1,250,000	Senate decreases General Revenue Funds by \$1.25 million compared to 2016-17 funding levels.
Program: Amachi	\$ 1,250,000	\$ 2,500,000	\$ 1,250,000	House maintains funding at 2016-17 funding levels.
	\$ 1,300,000		SENATE plus \$50,000.	
A.2.4 School Improvement & Support Pgms	\$ 297,533,434	\$ 302,133,434	\$ 4,600,000	
a. Program: Best Buddies	\$0	\$ 400,000	\$ 400,000	a. Senate eliminates funding for the program.
				House maintains funding at 2016-17 funding levels.
b. Program: Regional Education Service Centers - Funding for Core Services	\$ 21,500,000	\$ 25,000,000	HOUSE less \$1.25 million.	b. Senate decreases General Revenue Funds by \$3.5 million compared to 2016-17 funding levels.
		\$ 23,750,000		

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
c. Program: School Improvement and Governance Support	\$ 2,500,000	\$ 3,200,000	HOUSE less \$350,000. This amount includes a biennial decrease of \$650,000 to be used instead for administrative support of turnaround efforts.	c. Senate decreases General Revenue Funds by \$1.0 million compared to 2016-17 funding levels. Senate rider directs the \$1.0 million program reduction to administrative support of the program, see Senate Rider 73. House decreases General Revenue Funds by \$300,000 compared to 2016-17 funding levels. House rider directs the \$300,000 program reduction to administrative support of the program, see House Rider 72.
		\$ 2,850,000		
B.1.1 Assessment & Accountability System	\$ 162,379,116	\$ 163,079,116	\$ 700,000	Senate decreases General Revenue Funds by \$5.13 million compared to 2016-17 funding levels. The decrease is related to a \$4.0 million reduction contingent on enactment of legislation eliminating the requirement for the Texas Assessment of Academic Knowledge and Skills (TAKS) test and rider provision allowing the agency to transfer \$1.0 million in unexpended balances from the 2016-17 biennium.
Program: State Assessment Program	\$ 99,216,032	\$ 99,916,032	\$ 700,000	House decreases General Revenue Funds by \$4.43 million compared to 2016-17 funding levels. The decrease includes a rider provision allowing the agency to transfer \$1.0 million in unexpended balances from the 2016-17 biennium.
		\$ 95,916,032	HOUSE less \$4.0 million. Contingency rider adds \$4.0 million in General Revenue if legislation reducing assessments is not enacted.	
B.2.1 Technology/Instructional Materials	\$ 1,114,639,560	\$ 1,107,976,025	\$ 6,663,535	
a. Program: E-Rate Classroom Connectivity	\$25,000,000	\$25,000,000	Adopt funding of \$25.0 million.	a. Senate increases General Revenue Funds by \$25.0 million to support a new program to assist school districts and charters for qualifying special construction school projects under the E-Rate State Matching Provision. See corresponding Senate Rider 68. House provides \$25.0 million in Economic Stabilization Funds in Article IX for State matching funds for Federal e-Rate grants.
b. Program: Instructional Materials Allotment	\$ 1,068,839,560	\$ 1,093,176,025	SENATE plus \$10.0 million.	b. Senate provides \$1,068.8 million in Instructional Materials Fund, No. 3 based on a distribution rate of 44.3 percent of the transfer from the Permanent School Fund (PSF) to the Available School Fund (ASF).

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
	\$ 1,078,839,560			House provides \$1,093.2 million in Instructional Materials Fund, No. 3 based on a distribution rate of 44.9 percent of the transfer from the PSF to the ASF.
c. Program: Open Source Instructional Materials	\$ 20,000,000	\$ 10,000,000	\$ 10,000,000	c. Senate increases Instructional Materials Fund, No. 3 by \$10.0 million, compared to 2016-17 funding levels, and expands the subjects allowable under open source instructional materials. House maintains funding at the 2016-17 biennium funding level.
d. Program: Virtual School Network	\$ 800,000	\$ 4,800,000	\$ 4,000,000	d. Senate decreases General Revenue Funds by \$7.2 million compared to 2016-17 funding levels. House decreases General Revenue Funds by \$3.2 million compared to 2016-17 funding levels.
B.2.2 Health And Safety	\$ 23,618,736	\$ 23,118,736	\$ 500,000	
a. Program: Contingency for House Bill 11	\$ 0	\$ 1,500,000	\$ 1,500,000	a. House increases General Revenue Funds by \$1.5 million contingent on the passage of House Bill 11, 85th Legislature, or similar legislation. See House Rider 70 for corresponding rider.
b. Program: FitnessGram Program	\$ 2,000,000	\$ 0	\$ 2,000,000	b. Senate maintains funding at the 2016-17 funding levels. House eliminates funding for the program.
B.2.4 Windham School District	\$ 105,620,840	\$ 103,000,000	HOUSE plus \$1.4 million. Funding is provided for the 1.5 percent employer retirement contribution.	Senate increases General Revenue Funds by \$2.6 million, compared to 2016-17 funding levels. See corresponding Senate Rider 70, Expansion of Windham School District Programs, for funding details. House maintains funding at 2016-17 levels.
Program: Windham School District	\$ 105,620,840	\$ 103,000,000		
		\$ 104,400,000		

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
B.3.1 Improving Educator Quality/LDRSP	\$ 391,624,582	\$ 393,624,582	SENATE less 1.0 million. From the \$29.0 million in funding, \$5.0 million is to be used for educator quality purposes; \$2.0 million for Humanities Texas; and \$14.5 million for Innovative Programs.	Senate decreases General Revenue Funds by \$2.0 million compared to 2016-17 funding levels. House maintains funding at the 2016-17 funding levels.
Program: Educator Excellence Innovation Program	\$ 30,000,000	\$ 32,000,000		
	\$ 29,000,000			
B.3.2 Agency Operations	\$ 133,394,385	\$ 131,447,513	\$ 1,946,872	
a. Program: Accreditation and School Improvement	\$ 12,832,001	\$ 12,232,001	\$ 600,000	a. Senate increases General Revenue Funds by \$1.0 million for agency administrative support to effectively implement HB 1842, 84th Legislature. See corresponding Senate Rider 73.
		\$ 12,582,001	HOUSE plus \$350,000. This funding provides \$650,000 for administrative support of turnaround efforts.	House increases General Revenue Funds by \$300,000 for administrative support for school improvement and \$100,000 for administrative support for Communities in Schools. See corresponding House Rider 72, Administrative Support for School Improvement and Governance.
b. Program: Complaints, Investigations and Enforcement	\$ 3,614,150	\$ 3,223,016	SENATE less \$118,946. This funding provides for two additional investigators at a biennial cost of \$272,188.	b. Senate increases General Revenue Funds by \$391,134 for TEA's exceptional item request to protect students from inappropriate educator relationships. See corresponding Senate Rider 71, Administrative Support to Protect Students from Inappropriate Educator Relationships.
	\$ 3,495,204			House maintains funding at the 2016-17 funding levels.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
c. Program: Standards and Programs	\$ 17,290,198	\$ 16,334,460	\$ 955,738	c. Senate increases General Revenue Funds by \$100,000 for agency administration of the Communities in Schools programs and an increase of \$1.0 million in General Revenue Funds for administrative support of the Student Success Initiative. See corresponding Senate Rider 75, Administrative Support for the Student Success Initiative. House provides an increase of \$144,262 in General Revenue Funds to support one full-time equivalent position for a Collaborative Dual Credit Evaluation. See corresponding House Rider, 69.
	\$ 17,334,460		SENATE plus \$44,262.	
B.3.5 Information Systems - Technology	\$ 81,900,848	\$ 79,292,968	\$ 2,607,880	Senate increases General Revenue Funds by \$5.0 million to support student and teacher data privacy and cybersecurity; \$1.6 million for a one-time support for the maintenance of the Texas Student Data System (TSDS); and \$250,000 for a networks capabilities study. Senate increases Federal Funds by \$968,000 within the agency's capital budget. See corresponding Senate Riders 72, 74, and 76. House increases General Revenue by \$5.2 million and adds 2.0 FTEs in 2018 and 6.0 FTEs in 2019 for cybersecurity.
Program: Information Systems and Technology	\$ 81,608,720	\$ 79,000,840	\$ 2,607,880	
	\$ 79,758,720		SENATE less \$1,850,000 plus 2.0 FTEs in 2018 and 6.0 FTEs in 2019.	
Foundation School Program Funding	III-6, Rider 3 Rider Packet, page III-1	III-5, Rider 3 Rider Packet, page III-1	HOUSE funding for New Instructional Facilities Allotment and SENATE language on fiscal year 2019 to 2018 transfer.	House identifies \$47.5 million for the New Instructional Facilities Allotment. Senate provides for automatic approval of any request to transfer Foundation School Program funds from fiscal year 2019 to 2018 unless the Legislative Budget Board or Governor issues a disapproval within 30 days.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Textbooks and Instructional Materials/ Instructional Materials and Technology	III-8, Rider 8 Rider Packet, page III-2	III-7, Rider 8 Rider Packet, page III-2	Adopt new rider language clarifying the legislative intent regarding the timing of SBOE proclamations.	Senate rider directs \$1,068.9 million for textbooks and instructional materials. House rider directs \$1,093.2 million for textbooks and instructional materials, modifies the rider title to "Instructional Materials and Technology," and adds language related to the amount of State Board of Education proclamations and the disbursement of money from the ASF to fund the Instructional Materials Allotment.
Student Testing Program	III-9, Rider 12 Rider Packet, page III-4	III-8, Rider 12 Rider Packet, page III-4		House rider specifies that the student testing program shall realize savings resulting for legislation enacted by the Eighty-fifth Legislature, Regular Session, reducing or eliminating certain assessment requirements.
Professional Development for the Provision of Access to the General Curriculum for Students with Disabilities in the Least Restrictive Environment	III-10, Rider 17 Rider Packet, page III-5	III-9, Rider 17 Rider Packet, page III-5		Senate rider specifies the Commissioner shall set-aside 10.5 percent of IDEA, Part B funds in the biennium, to fund capacity building projects, including professional development and support, with a focus on Response to Intervention (RTI) processes. House rider specifies the Commissioner shall set-aside 15.5 percent of IDEA, Part B funds in the biennium to fund capacity building projects. The rider allows for funding to support the development of certain educator training materials, the establishment of academies for certain staff, and the development of parent training projects, with a focus on appropriately identifying students with disabilities and ensuring appropriate parental participation.
Communities in Schools	III-10, Rider 22 Rider Packet, page III-6	III-10, Rider 22 Rider Packet, page III-6	Adopt new rider language clarifying the use of TANF funds.	Senate rider includes "in addition" prior to specifying the amounts included in TANF funds.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Limitation on the Transfer and Use of Funds	III-11, Rider 25 Rider Packet, page III-7	III-11, Rider 25 Rider Packet, page III-7		<p>Senate rider requires the Commissioner to provide written notice prior to the transfer of federal IDEA, Part B funds, which are set aside and reserved for state-level activities and allowed for administrative purposes to administrative programs; specifies that transferred funding must support the agency's administration of federal IDEA, Part B programs.</p> <p>House rider requires the Commissioner to provide written notice prior to the transfer to federal IDEA discretionary funds that are allowed to be used for IDEA administrative purposes.</p>
Educator Quality and Leadership	III-15, Rider 41 Rider Packet, page III-8	III-15, Rider 41 Rider Packet, page III-8	Adopt new rider language specifying amounts of program funding.	<p>Senate rider directs \$30.0 million/ biennium to the Educator Quality and Leadership program. The rider provides set aside funding for the following: 1) \$5.0 million/ biennium for standards on educator quality; and 2) \$1.0 million/biennium for Humanities Texas.</p> <p>House rider directs \$32.0 million/ biennium to the Educator Quality and Leadership program. The rider provides set aside funding for the following: 1) \$5.0 million/ biennium for standards on educator quality and 2) \$2.0 million/biennium for Humanities Texas; and 3) \$8.7 million/ biennium for grants to pay the tuition and fees for certain teachers who enroll in an online professional development course.</p>

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Student Success Initiative	III-16, Rider 43 Rider Packet, page III-9	III-16, Rider 43 Rider Packet, page III-9		<p>Senate rider directs \$9.0 million/ biennium to the Student Success Initiative; specifies that the Commissioner shall award grants to schools with high percentages of students who do not perform satisfactorily on relevant state assessment, and that serve the most struggling neighborhoods; and requires the Commissioner to prioritize issuing awards based on applications that demonstrate a commitment to improved outcomes on clear performance measures.</p> <p>House rider directs \$31.7 million/ biennium to the Student Success Initiative and specifies funds shall be used to fund scientifically validated and research-based programs that target the prevention of academic failures in reading and mathematics. The rider requires the Commissioner to issue a request for proposal for statewide licenses to provide supplemental computer-based reading and mathematics instruction to all students in grades for which accelerated instruction is required; minimize duplication and maximize efficiency between the supplemental mathematics and reading instruction provided through the SSI and other similar state-funded reading and mathematics programs; and ensure that the mathematics and reading instruction programs funded by this Act contain diagnostic tools to assess the impact and effectiveness of the programs.</p>

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Texas Gateway and Online Resources	III-18, Rider 52 Rider Packet, page III-10	III-19, Rider 54 Rider Packet, page III-10	Adopt new rider language specifying the intended uses of funding.	<p>Senate directs \$10.7 million/biennium to support Texas Gateway and Online Resources. The rider specifies the funding will support online educator and student resources and directs the Commissioner to set aside funding for the following: 1) development, management, and distribution of online educator and student resources; 2) secure provisioning of user accounts; 3) the hosting and maintenance of educational resources; 4) the Lesson Study initiative; and 5) development of best-practice information. The rider directs the Commissioner to set-aside \$4.5 million/biennium for the Lesson Study Initiatives and \$2.0 million in each fiscal year for On Ramps Dual Enrollment courses.</p> <p>House directs \$14.4 million/biennium to support the development and distribution of online educator and student resources and the secure provisioning, hosting, and/or maintenance of educational resources made available to school districts. The rider directs the Commissioner to set-aside \$2.0 million in each fiscal year for On Ramps Dual Enrollment courses and \$1.0 million in each fiscal year to reimburse district costs related to professional development provided by UTeach.</p>
Open Source Instructional Materials	III-19, Rider 56 Rider Packet, page III-11	III-20, Rider 60 Rider Packet, page III-11		<p>Senate rider directs \$10.0 million in each fiscal year of the biennium for the development of open source instructional materials and prioritizes the procurement of materials in subject areas that constitute the bulk of school district purchases, including subject areas aligned with the State Board of Education curriculum revision schedule, and advanced secondary courses supporting the study of science, technology, engineering, and mathematics.</p> <p>House rider directs \$5.0 million in each fiscal year of the biennium for the development of open source instructional materials and prioritize the development of advanced secondary courses supporting the study of science, technology, engineering, and mathematics.</p>

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Enhanced Prekindergarten Capacity		III-20, Rider 58 Rider Packet, page III-11	See Conference Committee Revisions and Additions on page 20.	House rider directs approximately \$147.0 million/biennium for the purpose of providing supplemental funds for prekindergarten consistent with Chapter 29, Subchapter E, Education Code with funds allocated on the basis of eligible prekindergarten students in average daily attendance.
Mathematics Achievement Academies	III-20, Rider 59 Rider Packet, page III-12	III-20, Rider 63 Rider Packet, page III-12		Senate rider directs \$9.0 million/biennium to Mathematics Achievement Academies for teachers of kindergarten through third grade. The rider directs the Commissioner to prioritize campuses with higher percentages of students who do not perform satisfactorily on relevant state assessments when selecting teachers to attend the academies.
Reporting on Year-Round Schools		III-20, Rider 59 Rider Packet, page III-12		House rider directs the agency to maintain a list of schools operating on a year-round system, annually post the list to the agency's website, and annually submit the list to the Governor, the Legislature, and certain legislative standing committees.
Literacy Achievement Academies	III-20, Rider 60 Rider Packet, page III-12	III-20, Rider 64 Rider Packet, page III-12		Senate rider directs \$9.0 million/biennium to Literacy Achievement Academies for teachers of kindergarten through third grade. The rider directs the Commissioner to prioritize campuses with higher percentages of students who do not perform satisfactorily on relevant state assessments when selecting teachers to attend the academies. House rider directs \$15.2 million/biennium to Literacy Achievement Academies for teachers of kindergarten through third grade.
Reading-to-Learn Academies	III-20, Rider 62 Rider Packet, page III-13	III-21, Rider 66 Rider Packet, page III-13		Senate rider directs \$5.5 million/biennium to Reading-to-Learn Academies for teachers of grades 4 and 5. The rider directs the Commissioner to prioritize campuses with higher percentages of students who do not perform satisfactorily on relevant state assessments when selecting teachers to attend the academies. House rider directs \$9.3 million/biennium to Reading-to-Learn Academies for teachers of grades 4 and 5.

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FitnessGram Program	III-21, Rider 64 Rider Packet, page III-13			Senate rider directs \$2.0 million for the program and specifies that the agency may spend an amount not to exceed \$500,000 to use in managing and analyzing data provided by school districts, and may transfer such funds to administrative programs for such purposes.
Pathways in Technology Early College High School (P-TECH)	III-21, Rider 65 Rider Packet, page III-14			Senate rider directs \$5.0 million/biennium to support P-TECH and specific certain components required of eligible programs.
Innovative Programs	III-22, Rider 66 Rider Packet, page III-15		Adopt funding of \$14.5 million and incorporate rider language into the Educator Excellence Innovation Program rider.	Senate rider directs \$12.5 million/biennium to support Innovative Programs that increase achievement outcomes based on a proven and demonstrable track record of improving student, campus, and district achievement, such as Math Innovation Zones, Lesson Study, and Replicating Great Options.
E-Rate Classroom Connectivity	III-22, Rider 68 Rider Packet, page III-15		Adopt new rider language specifying that the funds may be used in fiscal year 2019 only if the E-Rate Program is extended by the federal government.	Senate rider directs \$25.0 million/biennium to school districts and charters for qualifying special construction school projects under the E-Rate State Matching Provision or any other similar provision under the E-Rate to ensure the receipt of the federal E-Rate Infrastructure Program available in fiscal year 2018.
Public-Private Prekindergarten Partnerships	III-22, Rider 69 Rider Packet, page III-15		See Conference Committee Revisions and Additions on page 20.	Senate rider directs \$40.0 million/biennium, with an additional \$25.0 million provided through Article IX, to support the public-private prekindergarten partnerships program; directs the Commissioner to set aside funds for specific purposes; and allows the agency to transfer up to \$2.5 million to support twenty FTEs to provide regional support for the program.
Collaborative Dual Credit Program Evaluation		III-21, Rider 69 Rider Packet, page III-16		House rider directs \$144,262/biennium for one full-time equivalent (FTE) to conduct a dual credit program evaluation collaboratively with the Texas Higher Education Coordinating Board. The rider specifies activities included in the evaluation.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Contingency for House Bill 11		III-22, Rider 70 Rider Packet, page III-17	Bill contingency list.	House rider directs \$1.5 million/biennium contingent on the enactment of House Bill 11, or similar legislation relating to the consideration of the mental health of public school students and provides direction on the allocation of the funding.
Expansion of Windham School District Programs	III-22-23, Rider 70 Rider Packet, page III-18		Adopt new rider language directing the use of \$1.4 million for the 1.5 percent employer contribution for retirement.	Senate rider directs \$2,620,840 in General Revenue Funds to support three Windham School District exceptional item requests - \$1.4 million for the 1.5 percent employer contribution for retirement, \$800,000 to expand vocational programming for certain female offenders, and \$455,400 to expand the apprenticeship program.
Programs for Advanced Social and Behavioral Skills Development for Children with Autism		III-22, Rider 71 Rider Packet, page III-19		House rider directs the Commissioner to set aside \$10.0 million/biennium out of federal IDEA, Part B funds, which are set aside and reserved for state-level activities, for programs that use interactive humanoid robotics for social and behavioral skills development in the advanced treatment of autism to maximize accessibility to the general education curriculum of children with disabilities.
Administrative Support to Protect Students from Inappropriate Educator Relationships	III-23, Rider 71 Rider Packet, page III-19		Adopt new rider language directing the use of \$272,188 for two additional investigators.	Senate rider directs \$391,134/biennium to support two additional investigators and one support staff member to address the increased case volume of inappropriate relationships between educators and students.
Maintenance of the Texas Student Data System (TSDS)	III-23, Rider 72 Rider Packet, page III-19			Senate rider directs \$1.6 million/biennium to support ongoing maintenance of the TSDS.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Public Education State Funding Transparency		III-22, Rider 73 Rider Packet, page III-19		House rider directs the agency to evaluate, for the current and prior four biennia, state aid provided through the Foundation School Program for school districts per student in average daily attendance and requires the agency to report certain information on its external website by January 1, 2019.
Administrative Support for School Improvement and Governance	III-23, Rider 73 Rider Packet, page III-20	III-22, Rider 72 Rider Packet, page III-20		Senate rider directs \$1.0 million/biennium to effectively implement turnaround efforts associated with House Bill 1842, 84th Legislature and allows funds to support certain activities. House rider directs \$300,000/biennium to develop and implement innovative and transformational turnaround efforts and continue agency efforts with school boards and administrators to provide governance and turnaround assistance services to certain districts and campuses and provide technical or governance assistance to charter schools.
Contingency for House Bill 21 and Deferral Legislation		III-23, Rider 74 Rider Packet, page III-21	Bill contingency list.	House rider increases Foundation School Fund (Fund 193) to Strategy A.1.1, FSP-Equalized Operations by \$735.1 million in each fiscal year; establishes a Basic Allotment of \$5,350 in each fiscal year; and decreases Foundation School Fund (Fund 193) to Strategy A.1.1, FSP-Equalized Operations by \$1,875 million in fiscal year 2019 contingent on enactment of HB 21, or similar legislation, and enactment of legislation providing the legal basis for deferring the August 2019 Foundation School Program payment to school districts until September 2019.
Support Student and Teacher Data Privacy and Cybersecurity	III-23, Rider 74 Rider Packet, page III-22		Adopt new rider language specifying Senate funding, House FTEs, and that the funding is intended to be one-time.	Senate rider directs \$5.0 million/biennium to support students and teacher data privacy and cybersecurity efforts; directs the Commissioner to allocate funding specific initiatives; and specifies the funding as one-time and not be included in the agency's baseline budget request for the subsequent biennium.
Administrative Support for the Student Success Initiative	III-23, Rider 75 Rider Packet, page III-22			Senate rider directs \$1.0 million/biennium to provide administrative support for the Student Success Initiative.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Network Capabilities Study	III-23, Rider 76 Rider Packet, page III-22			Senate rider requires the Commissioner to set aside \$250,000 in fiscal year 2019 to conduct a network capability study to measure the success of the E-Rate Infrastructure Program; requires specific components of the report; and directs the agency to produce the report by September 1, 2019.
FSP Funding Contingent on a Distribution to the Available School Fund	III-23, Rider 77 Rider Packet, page III-23	III-23, Rider 75 Rider Packet, page III-23		Senate includes a decrease of \$300 million in Foundation School Funds related to a contingent distribution to the Available School Fund by the School Land Board of an unspecified amount.
See also Article XI	Page XI -3	Page XI-5		
Conference Committee Revisions and Additions				
Virtual School Network	III-17, Rider 45	III-17, Rider 45	ADOPT	The existing rider is amended to specify that contingent on enactment of legislation removing the requirement that the agency contract with an educational service center for the operation of the virtual school network, the Commissioner shall use agency resources and information systems to operate the network.
High Quality Prekindergarten Program			ADOPT	Adopt a new rider requiring the Commissioner ensure that recipient school districts and charter schools use a portion of their Foundation School Program kindergarten entitlement, totaling \$236 million statewide, to implement prekindergarten consistent with the requirements of a High-Quality Prekindergarten program, pursuant to the provisions in Education Code, §§29.167 – 29.171.
Teach for America			Adopt an additional \$4.0 million for a new biennial total of \$11.0 million.	

771 SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Technical Adjustment	III-23	III-23		
	III-26, Rider #3	III-26, Rider #3	ADOPT	In Rider 3, Teacher Preparation Consortium, update text to conform to House and Senate funding decisions. There is no difference between chambers on this item, and there is no cost to the bill for this adjustment.
Number of Full-Time-Equivalents (FTEs)	367.5 in FY 2018 and 370.5 in FY 2019	367.5 in FY 2018 and 372.5 in FY 2019	HOUSE plus 4.0 FTEs in each fiscal year.	
		371.5 in FY 2018 and 376.5 in FY 2019		
D.1.1 CENTRAL ADMINISTRATION Centralized Accounting and Payroll/Personnel System (CAPPS) / Article IX, Sec. 17.13	\$ 179,693	\$ 299,489		Senate provides \$179,963 in General Revenue and 3.0 FTEs in fiscal year 2019 for CAPPS. House appropriates \$299,489 and 5.0 FTEs from the Economic Stabilization Fund in the 2018-19 biennium for CAPPS.
See also Article IX	Page IX-79	Article IX, House page IX-85	Adopt funding of \$2.0 million and a new rider transferring funds to the Facilities Commission.	Senate states intent to appropriate \$2,000,000 to fund a Texas Facilities Commission plan to raze two aging structures on the campus and replace them with a 5,000 square-foot facility for Residential Administration and Weekends Home Transportation. Any funds appropriated by the Legislature would be transferred to TFC to implement the plan.
See also Article XI		Page XI-6		

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
<p>Conference Committee Revisions and Additions</p> <p>Additional funding of \$600,000 in the 2018-19 biennium</p>			<p>Adopt new rider specifying the use of funds.</p>	<p>Rider specifies that the additional funding shall be used for the following purposes: \$254,580 to reduce reliance on unexpended balances of appropriated receipts; \$91,460 for one additional Administrative Assistant II; \$91,460 for one additional Teacher Aide II; and \$162,500 for two additional Residential Instructors.</p>

772 SCHOOL FOR THE DEAF

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
	III-27	III-27		
Number of Full-Time-Equivalents (FTEs)	442.1	449.1	7.0	
Cross-Strategy Agency Exceptional Item #1: Additional Instructional and Support Services and Staff				Senate provides \$1,000,000 from General Revenue and 8.5 FTEs in the 2018-19 biennium for additional instructional and support services and staff. House provides \$2,033,224 from General Revenue and 15.5 FTEs in the 2018-19 biennium for additional and instructional support services and staff.
A.1.2 RESIDENTIAL PROGRAM / Article IX, Sec. 17.13	\$ 9,777,763	\$ 10,539,763	\$ 762,000	See cross-strategy item above. In addition, the House provides \$600,000 of one-time funding from the Economic Stabilization Fund in the 2018-19 biennium for dormitory furniture replacement.
A.1.3 RELATED AND SUPPORT SERVICES	\$ 12,319,273	\$ 12,762,971	\$ 443,698	See cross-strategy item above.
A.1.4 CAREER AND TRANSITION PROGRAMS	\$ 3,863,598	\$ 3,983,598	\$ 120,000	See cross-strategy item above.
A.1.5 STUDENT TRANSPORTATION	\$ 4,262,646	\$ 4,423,626	\$ 160,980	See cross-strategy item above.
B.1.2 STATEWIDE OUTREACH PROGRAMS	\$ 2,960,375	\$ 3,106,921	\$ 146,546	See cross-strategy item above.
D.1.1 CENTRAL ADMINISTRATION Centralized Accounting and Payroll/Personnel System (CAPPS) / Article IX, Sec. 17.13	\$ 126,000	\$ 210,000		Senate provides \$126,000 in General Revenue in the 2018-19 biennium for CAPPS. House provides \$210,000 from the Economic Stabilization Fund in the 2018-19 biennium for CAPPS.
		Article IX, House page IX-85		

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
See also Article IX	Senate page IX-79		Adopt funding of \$14.6 million and new rider transferring funds to the Facilities Commission.	Senate states intent to provide \$14.6 million to fund Phase 1 of the Texas Facilities Commission Master Plan for Texas School for the Deaf. Any funds appropriated by the Legislature would be transferred to TFC to implement the plan.
		\$ 4,200,000		
Funding for Summer Programs	III-29, Rider 4 Rider Packet, page III-24			Senate specifies that out of funds appropriated in Strategy B.1.2., Statewide Outreach Programs, \$722,425 of General Revenue in fiscal year 2018 and \$723,046 of General Revenue in fiscal year 2019 shall be used to provide for the continuation of Summer Programs at the school.
See also Article XI		Page XI-6		

323 TEACHER RETIREMENT SYSTEM

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Number of Full-Time Equivalents (FTEs)	III-30 503.3	III-30 503.3	HOUSE plus 21.0 FTEs in each fiscal year	
		524.3		
Schedule of Exempt Positions: Salary Authority for Deputy Director Investment Officer	\$ 340,000	\$ 357,000	\$ 17,000	House adopts an increase of salary authority for the exempt salary of the Deputy Director Investment Officer from \$340,000 to \$357,000 in Other Funds per year to reflect a decision of the TRS Board pursuant to Rider 8 of the TRS bill pattern, which authorizes the Board to set the salaries of exempt positions without limitation. The Senate did not adopt the increase. TRS salaries are funded by the Pension Trust Fund (Other Funds).
			See Exempt Salary Issue Docket	
A.2.1 RETIREE HEALTH - STATUTORY FUNDS / ARTICLE IX, SEC. 17.13	\$ 937,597,636	\$ 1,147,597,636	\$ 210,000,000	Senate provides a net increase of additional funding to TRS-Care of \$290 million in General Revenue Funds, contingent on the enactment of Senate Bill 788, or similar legislation. This additional funding includes \$167.4 million to fund the increase of the state contribution rate from 1.0 to 1.25 percent of payroll, and a one-time additional appropriation of \$148.8 million to cover the remainder of the projected TRS-Care shortfall in the 2018-19 biennium. When reduced for cost containment initiatives directed by Riders 19 and 20 of the Teacher Retirement System bill pattern, Committee Substitute for Senate Bill 1, the net total additional funding to TRS-Care is \$290.0 million.
	\$ 997,597,636		SENATE plus \$60.0 million	
		Article IX, House page IX-85		House appropriates \$500.0 million in Article IX, Section 17.13 from the Economic Stabilization Fund for the 2018-19 biennium to ensure the solvency of the TRS-Care Fund. Of this amount, \$167.4 million is to fund the increase of the state contribution rate from 1.0 to 1.25 percent of payroll, and the remaining \$332.6 million is to address the projected shortfall.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
TRS-Care Shortfall		III-34, Rider 18 Rider Packet, page III-25	\$ -	House expresses the intent of the Legislature that resolving the long-term solvency cost of TRS-Care be a shared fiscal responsibility between the state, school districts, employees, and retirees.
Contingency for Senate Bill 788 - Appropriation to TRS-Care	III-34, Rider 18 Rider Packet, page III-25		Adopt rider reflecting funding of \$376.2 million and an increase of the district contribution rate from 0.55 to 0.75 percent of payroll, contingent on passage of HB 3976 or similar legislation.	Senate rider identifies \$316.2 million for Strategy A.2.1., Retiree Health - Statutory Funds in General Revenue for the 2018-19 biennium contingent on enactment of Senate Bill 788, or similar legislation relating to TRS Retiree Health, by the Eighty-fifth Legislature, Regular Session, which increases the state contribution from 1.0 percent to 1.25 percent of active employee payroll.
TRS-Care Health Care Cost Containment Initiatives	III-35, Rider 19 Rider Packet, page III-25			Senate rider identifies savings of \$26.2 million in the 2018-19 biennium resulting from the following cost containment initiatives: (1) ensuring full enrollment of all eligible TRS-Care members into the Social Security Disability and Medicare Programs, for an estimated savings of \$24.0 million; and (2) implementation of value-based payment strategies, for an estimated savings of \$2.2 million.
Medicare Enrollment for Eligible Members of TRS-Care	III-35, Rider 20 Rider Packet, page III-25		\$ -	Senate directs TRS to identify members of TRS-Care who are eligible for Social Security Disability or Medicare benefits, and to provide information and assistance necessary for eligible members to enroll in the programs to help ensure the solvency of the TRS-Care fund.
See also Article XI		Page XI-6		
Conference Committee Revisions and Additions				
Additional 21.0 FTEs for administrative operations			Adopt 21.0 FTEs and \$3.3 million (Other Funds)	21.0 additional FTEs include 10 Retirement Benefits Specialists; 7 developers in IT to support the post-TEAM transition; 2 investment portfolio managers; one benefits auditor; and one investments attorney. Administrative operations are funded by the Pension Trust Fund (Other Funds).

Article III Agencies with No Issues

Agency	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Special Provisions for the School for the Blind and the School for the Deaf (S20)	III-30	III-29		
Optional Retirement Program (32C)	III-35	III-34		

P03 ARTICLE III, SPECIAL PROVISIONS

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Cross-Article Issue - Contract Cost Containment		III-261 III-261, Sec. 63 Rider Packet, page III-98		House reduces \$4,802,750 in General Revenue funds from Article III agencies for contract cost containment pursuant to Article III, Special Provisions, Sec. 63, and allocated across agencies according to Art. IX Sec. 17.10.
Texas Education Agency	\$	- \$ (4,189,250)	\$ 4,189,250	
See also Article IX		Page IX-80		

By: _____

Texas Education Agency
Proposed Contingency Rider
Contingency for SB 419

Prepared by LBB Staff, 05/17/17

Overview

Prepare a rider, contingent on the enactment of Senate Bill 419, or similar legislation relating to the extension of additional state aid for tax reduction provided to certain school districts, that would set the Hold Harmless Reduction Percentage at 92.63 percent.

Required Action

On page III-23 of Senate Bill 1, add the following new rider:

_____. **Contingency for SB 419.** Contingent on enactment of Senate Bill 419, or similar legislation relating to the extension of additional state aid for tax reduction provided to certain school districts, for purposes of distributing the Foundation School Program Additional State Aid for Tax Reduction appropriated elsewhere in this Act and in accordance with §42.2516(i), the percentage applied for purposes of §§42.2516(b)(1), 42.2516(b)(2), and 42.2516(d)(1) is 92.63 percent for the 2017-18 and the 2018-19 school years.

By: _____

Texas Education Agency
Proposed Rider
Student Testing Program

Prepared by LBB Staff, May 11, 2017

Overview

Amend Rider 12, Student Testing Program, to specify the unexpended balance amount as \$3.3 million and include language that savings may be achieved through legislation enacted by the 85th Legislature.

Required Action

On page III-8 of the Texas Education Agency bill pattern, amend the following rider:

_____. **Student Testing Program.** The Commissioner shall use the Federal Funds appropriated above in Strategy B.1.1, Assessment and Accountability System, to cover the cost of developing, administering, and scoring assessment instruments in the student testing program. Any remaining costs associated with developing, administering, or scoring the assessment instruments required under Texas Education Code, Chapter 39, Subchapter B shall be paid from amounts appropriated above from General Revenue in the State Assessment Program.

Unexpended and unobligated balances remaining in General Revenue appropriations to the State Assessment Program, as of August 31, 2017, estimated to be ~~\$1,000,000~~\$3,300,000, are appropriated for the same purpose in fiscal year 2018.

It is the intent of the Legislature that the student testing program shall realize savings resulting from legislation enacted by the Eighty-fifth Legislature, Regular Session, reducing or eliminating certain assessment requirements, resulting in a reduction to the amount of funding required for developing, administering, and scoring assessment instruments.

Any unexpended balances as of August 31, 2018 are hereby appropriated for fiscal year 2019 for the same purposes.

By: _____

Texas Education Agency
Proposed Rider
Foundation School Program Funding

Prepared by LBB Staff, 05/20/17

Overview

Update Rider 3, Foundation School Program Funding to account for the increased amount of funding required to fully fund the Foundation School Program due to updated estimates of budget drivers, and to include funding of \$23.75 million per fiscal year for the New Instructional Facilities Allotment.

Required Action

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

_____. **Foundation School Program Funding.** Out of the funds appropriated above, a total of ~~\$21,271,450,000~~\$21,318,200,000 in fiscal year 2018 and ~~\$21,079,450,000~~\$21,267,700,000 in fiscal year 2019 shall represent the sum-certain appropriation to the Foundation School Program. The total appropriation may not exceed the sum-certain amount. This appropriation includes allocations under Chapters 41, 42 and 46 of the Texas Education Code.

Formula Funding: The Commissioner shall make allocations to local school districts under Chapters 41, 42 and 46 based on the March 2017 estimates of average daily attendance and local district tax rates as determined by the Legislative Budget Board and the final tax year 2016 property values. Property values, and the estimates of local tax collections on which they are based, shall be increased by ~~5.857.04~~ percent for tax year 2017 and by ~~4.89~~ 6.77 percent for tax year 2018.

For purposes of distributing the Foundation School Program basic tier state aid appropriated above and in accordance with §42.101 of the Texas Education Code, the Basic Allotment is established at \$5,140 in fiscal year 2018 and \$5,140 fiscal year 2019.

For purposes of distributing the Foundation School Program enrichment tier state aid appropriated above and in accordance with §41.002(a)(2) and §42.302(a-1)(1) of the Texas Education Code, the Guaranteed Yield is ~~\$99.85~~\$99.41 in fiscal year 2018 and ~~\$106.37~~\$106.28 in fiscal year 2019.

From the amount appropriated above to the Texas Education Agency for Foundation School Program - Maintenance and Operations, in each year of the 2018-19 biennium, the Commissioner may not spend more than the amount that, together with all other amounts appropriated from the Foundation School Fund or another source of the Foundation School Program or for paying the costs of school property tax relief, is necessary to achieve a state compression percentage, as defined by Section 42.2516, Texas Education Code, of 66.67 percent and fully fund the school funding formulas under Chapters 41 and 42, Texas Education Code, without the prior approval of the Legislative Budget Board.

Out of amounts appropriated above and allocated by this rider to the Foundation School Program, \$23,750,000 in each fiscal year of the biennium is appropriated for the New Instructional Facilities Allotment under §42.158 of the Texas Education Code.

Notwithstanding any other provision of this Act, the Texas Education Agency may make transfers as appropriate between Foundation School Program - Maintenance and Operations, and Foundation School Program - State Aid for Facilities. The TEA shall notify the Legislative Budget Board and the Governor of any such transfers at least 15 days prior to the transfer.

To the extent necessary to avoid reductions in state aid as authorized by Texas Education Code §42.253(h), the Commissioner of Education is authorized to transfer Foundation School Program funds from fiscal year 2019 to 2018 only upon the approval of the Legislative Budget Board and the Governor's Office. The request to transfer Foundation School Program funds from fiscal year 2019 to 2018 shall be considered to be approved unless the Legislative Budget Board or the Governor issues a written disapproval within 30 business days after the date on which the staff of the Legislative Budget Board concludes its review of the request to transfer appropriations and forwards its review to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor. Any requests for additional information made by the Legislative Budget Board shall suspend the counting of the 30 business days.

The Texas Education Agency shall submit reports on the prior month's expenditures on programs described by this rider no later than the 20th day of each month to the Legislative Budget Board and the Governor's Office in a format determined by the Legislative Budget Board in cooperation with the agency.

Contingent on the Commissioner of Education identifying a budget surplus of Foundation School Program funds appropriated above in either fiscal year of the 2018-19 biennium, the Commissioner shall notify the Legislative Budget Board and the Office of the Governor in writing no later than 30 calendar days before taking any action pursuant to the Education Code §§7.062, 42.2517, 42.2521, 42.2522, 42.2523, 42.2524, or 42.2528.

By: _____

**Texas Education Agency
Proposed Funding and Rider
Contingency Rider for SB 1005**

Prepared by LBB Staff, May 20, 2017

Overview

Add a new contingency rider to increase General Revenue funding by \$4.0 million in Strategy B.1.1, Assessment and Accountability, contingent on the failure to enact Senate Bill 1005.

Required Action

On page III-23 of the Texas Education Agency bill pattern, add the following new rider:

_____.
Contingency for Senate Bill 1005. In addition to amounts appropriated above, and contingent on the failure to enact Senate Bill 1005, or other legislation by the Eighty-fifth Legislature, Regular Session, that eliminates certain state assessment instruments, the amounts in Strategy B.1.1, Assessment and Accountability, out of the Foundation School Fund No. 193 are increased by \$4,000,000 for the 2018-19 biennium.

By: _____

Texas Education Agency
Proposed Rider
FSP Funding for the Juvenile Justice Department

Prepared by LBB Staff, May 11, 2017

Overview

Amend Rider 28, FSP Funding for the Texas Juvenile Justice Department, to revise funding to match actual appropriations.

Required Action

On page III-12 of the Texas Education Agency bill pattern, amend the following rider:

_____. **FSP Funding for the Texas Juvenile Justice Department.** Out of the funds appropriated above in Strategy B.2.2, Health and Safety, the Texas Education Agency shall allocate to the Texas Juvenile Justice Department a prorated basic allotment of the Foundation School Program equivalent to the basic allotment that would be generated by a school district with an \$0.86 maintenance and operations tax effort minus the amounts allocated to the commission pursuant to Texas Education Code §30.102 (a) for each student in average daily attendance. These amounts are estimated to be ~~\$4,599,368~~\$4,559,368 in fiscal year 2018 and ~~\$4,599,368~~\$4,559,368 in fiscal year 2019. This transfer shall not be subject to the limitation in Rider 25, Limitation on the Transfer and Use of Funds.

By: _____

Texas Education Agency
Proposed Funding and Rider
Instructional Materials and Technology

Prepared by LBB Staff, May 8, 2017

Overview

Amend the Instruction Materials and Technology rider related to the timing associated with the issuance of proclamations; update the funding for the instructional materials allotment; and update terminology to reflect the revised rider title.

Required Action

On page III-7 of the Texas Education Agency bill pattern, amend the following rider:

_____. **Instructional Materials and Technology.** Except as explicitly allowed elsewhere in this Act, any amount expended pursuant to Texas Education Code, §31.021, including expenditures for instructional materials administration, shall be paid out of the State Instructional Materials Fund appropriated for that purpose. A transfer of funds from the Available School Fund to the State Instructional Materials Fund is authorized in an amount which, together with other revenues of the State Instructional Materials Fund, is sufficient to finance the sum-certain appropriation from the State Instructional Materials Fund for each fiscal year. Penalties assessed by the State Board of Education shall be deposited to the credit of the State Instructional Materials Fund.

In accordance with Texas Education Code §31.0211 and §31.0214, the Commissioner shall allocate the funds available in the State Instructional Materials Fund to school districts and charter schools for each student enrolled in the district or charter school on a date during the preceding year specified by the Commissioner and shall adjust the instructional materials allotment of school districts and charter schools experiencing high enrollment growth according to rules adopted by the Commissioner.

It is the intent of the legislature that for any state fiscal biennium, the State Board of Education issue proclamations for instructional materials in which the total projected cost of instructional materials under the proclamations does not exceed 75 percent of the total instructional materials allotment under Section 31.0211, Education Code, for ~~that~~ **the most recent biennium for which the allotment has been determined.**

It is the intent of the legislature that the State Board of Education consider the cost of all instructional materials and technology requirements when determining the disbursement of money to the available school fund and the amount of that disbursement that will be used, in accordance with Section 43.001(d), Education Code, to fund the instructional materials allotment under Section 31.0211, Education Code.

From funds appropriated from the State Instructional Materials Fund, the Commissioner may set aside an amount not to exceed \$2,500,000 for the 2018-19 biennium for the continued support and delivery of online college readiness materials in English language arts and reading, mathematics, science, and social studies.

From funds appropriated above in Strategy B.2.1, Technology and Instructional Materials, ~~\$1,093,176,025~~ **\$1,078,839,560** from the State Instructional Materials Fund is allocated in the 2018-19 biennium for ~~textbooks~~ ~~and~~ **instructional materials and technology.**

From funds appropriated above in A.2.3, Students with Disabilities, an amount not to exceed \$13,500,000 in federal funds in the 2018-19 biennium is allocated for the purchase of Braille, large-type, and related materials for students with special needs.

The Commissioner shall provide juvenile justice alternative education programs with instructional materials necessary to support classroom instruction in those programs. The cost of the instructional materials shall be funded with State Instructional Materials Funds appropriated to the agency for the 2018-19 biennium.

Revenue from fees collected under the authority of Texas Education Code §31.0221 pertaining to the midcycle review and adoption of textbooks are hereby appropriated to the Texas Education Agency for the purpose of administering the midcycle review and adoption process.

The Texas Education Agency is hereby appropriated any balances held in the State Instructional Materials Fund on August 31, 2017 for use in fiscal year 2018 for the same purposes.

Any unexpended balances as of August 31, 2018 are hereby appropriated for fiscal year 2019 for the same purposes.

By: _____

Texas Education Agency
Proposed Funding and Rider
Communities in Schools

Prepared by LBB Staff, May 8, 2017

Overview

Amend the Communities in School rider language to clarify the TANF funding.

Required Action

On page III-X of the Texas Education Agency bill pattern, amend the following rider:

_____. **Communities in Schools.** Out of funds appropriated above to programs for Strategy A.2.4, School Improvement and Support Programs, \$15,521,817 in General Revenue and \$3,898,450 in TANF funds in fiscal year 2018 and \$15,521,815 in General Revenue and \$3,898,450 in TANF funds in fiscal year 2019 is allocated for the Communities in Schools Program. ~~Out of~~ In addition to funds ~~appropriated above~~ identified elsewhere in this rider, \$943,892 in TANF funds is allocated to programs in Strategies B.3.2 – B.3.5 for administrative purposes of the program in each fiscal year of the 2018-19 biennium.

Notwithstanding any other limitation imposed elsewhere in this Act, the Texas Education Agency may transfer General Revenue funds identified above and appropriated for the purpose of providing grants under the Communities in Schools program to Strategies B.3.2 – B.3.5 for the purpose of providing administrative support for the program. Transfers made under the authority of this rider may not exceed \$100,000 for the 2018-19 biennium. TANF funds may be expended for administrative purposes in accordance with the applicable limitations of the TANF state plan.

Any unexpended balances as of August 31, 2018 are hereby appropriated to fiscal year 2019 for the same purpose.

By: _____

Texas Education Agency
Proposed Funding and Rider
Limitation on the Transfer and Use of Funds

Prepared by LBB Staff, May 3, 2017

Overview

Amend the Limitation on the Transfer and Use of Funds rider to specify the federal funds allowed for administrative purposes and to limit the transfer of those funds to \$5.0 million for the biennium.

Required Action

On page III-X of the Texas Education Agency bill pattern, amend the following rider:

_____. **Limitation on the Transfer and Use of Funds.** The restrictions of this rider, rather than those of the General Provisions of this Act, apply to the Texas Education Agency's transfer of appropriations between strategies. For the purposes of this rider, the Texas Education Agency's non-administrative strategies include all strategies in Goal A, Provide Education System Leadership, Guidance, and Resources, and Strategies B.1.1.- B.3.1. in Goal B, Provide System Oversight and Support; administrative strategies include Strategies B.3.2. through B.3.6. For the purposes of this rider, non-Foundation School Program strategies include Strategies A.2.1-A.2.4 in Goal A, Provide Education System Leadership, Guidance, and Resources, and Strategies B.1.1-B.3.1 in Goal B, Provide System Oversight and Support. For purposes of this rider, funds appropriated for the purpose of funding the Foundation School Program consist of the sum certain appropriation contained in Rider 3, Foundation School Program Funding.

Funds appropriated to the Texas Education Agency in non-administrative strategies may not be spent for administrative purposes unless they are first transferred to an administrative strategy in accordance with this rider. The agency shall not transfer out of a non-Foundation School Program strategy.

Funds appropriated to the Texas Education Agency for the purpose of funding the Foundation School Program may not be transferred to a non-Foundation School Program item of appropriation or expended for a non-Foundation School Program purpose unless the Commissioner of Education provides written notice to the Legislative Budget Board and to the Governor of intent to transfer such funds at least 45 days prior to the execution of the transfer. Such transfers from the Foundation School Program appropriation to other items of appropriation shall not exceed \$8 million in each fiscal year of the 2018-19 biennium.

The Commissioner of Education will provide written notice to the Legislative Budget Board and to the Governor of intent to transfer federal funds awarded to the Texas Education Agency through the Individuals with Disabilities Education Act (IDEA), Part B funds, which are set aside and reserved for state-level activities and allowed to be used for IDEA administrative purposes, and appropriated above, from non-administrative programs to IDEA administrative programs 45 days prior to the execution of the transfer. Transferred funding shall support the agency's administration of federal IDEA, Part B programs as allowed by federal regulations. This transfer is ~~limited to~~ may not exceed \$5 million ~~in each fiscal year~~ per biennium and is excluded from the \$8 million transfer limit referenced above.

From amounts included within the \$8 million transfer allowance, the Commissioner may annually transfer up to \$1 million of appropriated funds to an administrative strategy only upon approval of the Legislative Budget Board and the Governor's Office.

The Comptroller of Public Accounts shall cooperate as necessary to assist the completion of a transfer and spending made under this section.

Texas Education Agency
Proposed Funding and Rider
Educator Quality and Leadership

Prepared by LBB Staff, May 5, 2017

By: _____

Overview

Amend the Education Quality and Leadership rider to reflect set-aside funding for the program, including \$5.0 million for standards on educator quality; \$2.0 million for Humanities Texas; and \$14.5 million for Innovative Programs.

Required Action

On page III-X of the Texas Education Agency bill pattern, amend the following rider:

Educator Quality and Leadership. Out of General Revenue Funds appropriated above in Strategy B.3.1, Improving Educator Quality and Leadership, the Commissioner shall expend ~~\$16,000,000~~\$14,500,000 in fiscal year 2018 and ~~\$16,000,000~~\$14,500,000 in fiscal year 2019 for initiatives that will systematically transform educator quality and effectiveness statewide through improved teacher and principal hiring and recruitment, mentoring, preparation including standards related to educator preparation and program quality, induction, evaluation, professional development, career pathways, and retention; or for the purpose of administering the Educator Excellence Innovation Program in accordance with Texas Education Code Chapter 21, Subchapter O. The Commissioner shall ensure that funds directed by this rider are allocated in a manner that maximizes receipt of federal grant funding for similar purposes.

From amounts referenced in the paragraph above, the Commissioner shall set aside funds for the following purposes:

1. \$5,000,000 for the 2018-19 biennium to implement standards on educator quality, including standards related to educator preparation and principal quality;
 2. \$2,000,000 for the 2018-19 biennium for Humanities Texas to support the Teacher Institute program targeting teachers in their first or second year of service in geographic areas with low student achievement on state assessments; and
 3. \$14,500,000 for the 2018-19 biennium to support Innovative Programs that support educator development or increase achievement outcomes based on a proven and demonstrable track record of improving student, campus, and district achievement, such as Math Innovation Zones and Replicating Great Options. The Commissioner shall require any entity with which the Texas Education Agency contracts for purposes of administering Innovative Programs to provide any expenditure and performance data deemed necessary to assess the success of the program.
- ~~3. \$8,697,824 for the 2018-19 biennium for grants to pay the tuition and fees for teachers who enroll in an online professional development course designed to provide mentoring and subject-specific assistance to that teacher. The Commissioner may only provide grant funds for a program providing funds to teachers in the first year of teaching; teaching a subject for which the teacher does not possess a bachelor's degree with an academic major or minor in that subject; or teaching at a campus assigned an overall rating of D or F under Education Code, Section 39.054.~~

Any unexpended balances as of August 31, 2018 are hereby appropriated to fiscal year 2019 for the same purpose.

By: _____

Texas Education Agency
Proposed Funding and Rider
Texas Gateway and Online Resources

Prepared by LBB Staff, May 5, 2017

Overview

Amend the Texas Gateway and Online Resources rider to specify the use of funds within the rider.

Required Action

On page III-X of the Texas Education Agency bill pattern, amend the following rider:

~~_____.~~ **Texas Gateway and Online Resources.** Out of General Revenue funds appropriated above in Strategy A.2.1, Statewide Educational Programs, the Commissioner shall allocate ~~\$5,365,500~~\$7,500,000 in each fiscal year of the 2018-19 biennium to support online educator and student resources. From amounts referenced above, the Commissioner shall set aside funds for the following purposes:

- a. \$3,000,000 in each fiscal year of the 2018-19 biennium for the hosting, maintenance the development, management, and distribution of online educator and student resources and the secure provisioning of user accounts;
- b. ~~the secure provisioning of user accounts;~~
- c. ~~the hosting, and maintenance of educational resources made available to school districts;~~
- d. \$1,500,000 in each fiscal year of the 2018-19 biennium for the Lesson Study Initiatives which includes teacher development of best-practice lessons and supporting tools; and
- e. ~~the development of best-practice information, accountability tools, and resources;~~
- d. \$1,000,000 in each fiscal year of the 2018-19 biennium to reimburse district costs related to professional development provided by UTeach and other providers, focused on improving blended-learning teacher preparation.

~~From amounts referenced in the paragraph above, the Commissioner shall set aside \$4,500,000 in the 2018-19 biennium for the Lesson Study Initiatives:~~

~~From amount referenced in the paragraph above, the Commissioner shall set aside \$2,000,000 in each fiscal year of the 2018-19 biennium to reimburse districts for costs related to students taking On Ramps Dual Enrollment courses:~~

The Commissioner shall report to the Legislative Budget Board and the Office of the Governor expenditure and performance data on the programs funded by this rider by October 1 of each fiscal year. The information submitted must include:

1. Measures of program impact, including the number of school districts and open-enrollment charter schools served; the number of campuses served; the number of teachers served; and the number of students served by the program.
 2. Measures of program effectiveness, including student achievement and teacher growth; and
- 1-3. Program expenditures delineated by activity.

Any unexpended balances as of August 31, 2018 are hereby appropriated to fiscal year 2019 for the same purpose.

_____. **Texas Gateway and Online Resources.** Out of General Revenue funds appropriated above in Strategy A.2.1, Statewide Educational Programs, the Commissioner shall allocate \$7,500,000 in each fiscal year of the 2018-19 biennium to support online educator and student resources. From amounts referenced above, the Commissioner shall set aside funds for the following purposes:

- a. \$3,000,000 in each fiscal year of the 2018-19 biennium for the hosting, and maintenance of online educator and student educational resources and the secure provisioning of user accounts;
- b. \$1,500,000 in each fiscal year the 2018-19 biennium for the Lesson Study Initiative which include teacher development of best-practice lessons and supporting tools;
- c. \$2,000,000 in each fiscal year of the 2018-19 biennium to reimburse districts for costs related to students taking On Ramps Dual Enrollment courses; and
- d. \$1,000,000 in each fiscal year of the 2018-19 biennium to reimburse district costs related to professional development provided by UTeach and other providers, focused on improving blended-learning teacher preparation.

The Commissioner shall report to the Legislative Budget Board and the Office of the Governor expenditure and performance data on the programs funded by this rider by October 1 of each fiscal year. The information submitted must include:

1. Measures of program impact, including the number of school districts and open-enrollment charter schools served; the number of campuses served; the number of teachers served; and the number of students served by the program.
2. Measures of program effectiveness, including student achievement and teacher growth; and
3. Program expenditures delineated by activity.

Any unexpended balances as of August 31, 2018 are hereby appropriated to fiscal year 2019 for the same purpose.

By: _____

Texas Education Agency
Proposed Funding and Rider
E-Rate Classroom Connectivity

Prepared by LBB Staff, May 3, 2017

Overview

Amend the E-Rate Classroom Connectivity rider to include unexpended balance authority from fiscal year 2018 to 2019 only upon federal government extension of the E-Rate Infrastructure program and to require the agency to provide a status update on the funding directed by the rider.

Required Action

On page III-X of the Texas Education Agency bill pattern, amend the following rider:

E-Rate Classroom Connectivity. Out of funds appropriated above in Strategy B.2.1, Technology and Instructional Materials, the Commissioner shall distribute the \$25,000,000 to school districts and charters for qualifying special construction school projects under the E-Rate State Matching Provision or any other similar provision under the E-Rate to ensure the receipt of the federal E-Rate Infrastructure Program available in fiscal year 2018. The Commissioner shall distribute the funding to support projects that build high-speed broadband infrastructure to and within schools. The Commissioner shall not expend the funds appropriated through this rider unless able to secure the funding through the federal E-Rate initiative. If the Commissioner is unable to secure the funding through the federal E-Rate initiative, the \$25,000,000 will lapse at the end of fiscal year 2018. Any unexpended balances as of August 31, 2018 are appropriated for fiscal year 2019 for the same purpose only upon federal extension of the E-Rate Infrastructure Program. By August 1, 2018, the agency shall report to the Legislative Budget Board and Office of the Governor on the status of the funding directed by the rider.

By: _____

Texas Education Agency
Proposed Funding and Rider
Expansion of Windham School District Programs

Prepared by LBB Staff, May 3, 2017

Overview

Amend the Expansion of Windham School District Program rider to modify the title and specify the additional funding only for the 1.5 percent employer contribution to the Teacher Retirement System.

Required Action

On page III-X of the Texas Education Agency bill pattern, amend the following rider:

_____. ~~Expansion of Windham School District Programs~~**Employer Contribution for Retirement**, Out of funds appropriated above in ~~B.2.4, Windham School District,~~ the Superintendent of Windham School District shall allocate \$1,365,440 for the 1.5 percent employer contribution for retirement to the Teacher Retirement System; ~~\$800,000 to expand vocational programming for female offenders related to industry certification in Science, Technology, Engineering and Mathematics (STEM) jobs; and \$455,400 to expand the apprenticeship program for on-the-job learning and Journey Worker certification in skilled occupations in the 2018-19 biennium.~~

By: _____

Texas Education Agency
Proposed Funding and Rider
Administrative Support to Protect Students from Inappropriate Educator Relationships
Prepared by LBB Staff, May 11, 2017

Overview

Modify the Administrative Support to Protect Students from Inappropriate Educator Relationships to specify that \$272,188 for the 2018-19 biennium will support two investigator positions.

Required Action

On page III-X of the Texas Education Agency bill pattern, amend the following rider:

_____. **Administrative Support to Protect Students from Inappropriate Educator Relationships.** Out of funds appropriated above in **B.3.2, Agency Operations**, the Commissioner shall allocate ~~\$195,567~~\$136,094 in General Revenue funds in each fiscal year of the 2018-19 biennium to support two additional investigators ~~and one support-staff member~~ to address the increased case volume of inappropriate relationships between educators and students.

By: _____

Texas Education Agency
Proposed Funding and Rider
Administrative Support for School Improvement and Governance
Prepared by LBB Staff, May 11, 2017

Overview

Modify the Administrative Support for School Improvement and Governance rider to specify \$325,000 in each fiscal year of the 2018-19 biennium shall be used for support of turnaround efforts associated with House Bill 1842, 84th Legislature.

Required Action

On page III-X of the Texas Education Agency bill pattern, amend the following rider:

_____. **Administrative Support for School Improvement and Governance.** Out of funds appropriated in Strategy B.3.2, Agency Operations, the Commissioner shall allocate ~~\$500,000~~ \$325,000 in General Revenue funds in each fiscal year of the 2018-19 biennium to effectively implement turnaround efforts associated with House Bill 1842, 84th Legislature. Funds may support the following administrative activities: provide technical assistance to districts developing turnaround plans, ensure timely and comprehensive agency review of plans, hold campuses accountable for those plans, and provide technical assistance, monitor, and provide best practice information related to Districts of Innovation.

By: _____

Texas Education Agency
Proposed Funding and Rider
Support Student and Teacher Data Privacy and Cybersecurity

Prepared by LBB Staff, May 11, 2017

Overview

Modify the Support Student and Teacher Data Privacy and Cybersecurity rider to reflect funding and full-time equivalent position decisions made by the Conference Committee Workgroup for Article III.

Required Action

On page III-X of the Texas Education Agency bill pattern, amend the following rider:

_____. **Support Student and Teacher Data Privacy and Cybersecurity.** Out of funds appropriated above in B.3.5, Information Systems and Technology, the Commissioner shall allocate \$2,500,000 in each fiscal year of the 2018-19 biennium to support student and teacher data privacy and cybersecurity efforts. The Commissioner shall allocate funding to the following initiatives: remediation of the teacher certification application; addressing significant gaps in the agency's information security programs; and transferring and securing the student and teacher records from closed charter schools. In addition, the "Number of Full-Time Equivalents (FTE)" indicated in the agency's bill pattern is hereby increased by 2.0 FTE in fiscal year 2018 and 6.0 FTE in fiscal year 2019. The funding and full-time equivalent positions directed by this rider is one-time ~~funding~~ and shall not be included in the agency's baseline budget request for the subsequent biennium.

By: _____

Texas Education Agency
Proposed Funding and Rider
Virtual School Network

Prepared by LBB Staff, May 6, 2017

Overview

Amend the Virtual School Network rider to direct the agency to operate and maintain the program through internal resources contingent upon legislation changing the requirement for the contract for the operation of the network.:-

Required Action

On page III-X of the Texas Education Agency bill pattern, amend the following rider:

~~_____.~~ **Virtual School Network.** From funds appropriated above in ~~Strategy B.2.1, Technology and Instructional Materials B.3.5, Information Systems and Technology, \$400,000 \$2,400,000~~ in General Revenue in each fiscal year of the 2018-19 biennium shall be used for the operation of a state virtual school network ~~in accordance with Texas Education Code, Chapter 30A. Contingent on enactment of legislation removing the requirement that the agency contract with an education service center for operation of the virtual school network by the Eighty-fifth Legislature. Regular Session, the Commissioner shall use agency resources and information systems to operate the state virtual school network.~~

In addition to the amounts above, all revenues received under the authority of Texas Education Code, Chapter 30A are hereby appropriated to the Texas Education Agency for the 2018-19 biennium for the purpose of administering the state virtual school network.

~~The Commissioner may require any entity with which the Texas Education Agency contracts for purposes of administering the programs under this rider to provide any expenditure and performance data deemed necessary to assess the success of the program.~~

Any unexpended balances as of August 31, 2018 are hereby appropriated to fiscal year 2019 for the same purpose.

By: _____

Texas Education Agency
Proposed Rider
High-Quality Prekindergarten Funding
Prepared by LBB Staff, 05/18/2017

Overview

The proposed rider identifies a portion of the \$1,580 million in prekindergarten formula funding for the Foundation School Program, and requires the Commissioner to ensure that recipient school districts and charter schools to use a portion of their entitlement, totaling \$236 million statewide, to implement prekindergarten consistent with the requirements of a High-Quality Prekindergarten program, pursuant to the provisions in Education Code, §§29.167 – 29.171.

Required Action

On page III-23 of the bill pattern for the Texas Education Agency, add the following new rider:

. **FSP Formula Funding for High-Quality Prekindergarten Programs.** Included in amounts appropriated above in Strategy A.1.1., Foundation School Program – Maintenance and Operations, is an estimated \$1.580 million in the 2018-19 biennium for formula funding entitlement for pre-kindergarten programs. Of this amount, the Commissioner shall ensure that school districts and charter schools receiving these funds shall use not less than 15 percent of their entitlement, an estimated \$236 million statewide, to implement prekindergarten consistent with the requirements of a High-Quality Prekindergarten program, as established in Education Code, §§29.167 – 29.171, and consistent with the provisions of Education Code, Chapters 41 and 42.

Texas School for the Blind and Visually Impaired
Proposed Funding and Rider
Additional Funding for Staff and Operations

Prepared by LBB Staff, 05/07/2017

Overview

The following rider directs Texas School for the Blind and Visually Impaired (TSBVI) to allocate \$300,000 of General Revenue in each fiscal year of the biennium to fund four new full-time equivalent (FTE) positions in Strategies A.1.1., Classroom Instruction, and A.1.2., Residential Program, as well as to support ongoing operational expenses at the school related to the expiration of unexpended balances of appropriated receipts.

Required Action

On page III-27 of the School for the Blind and Visually Impaired bill pattern, add the following rider:

_____. **Uses of Additional Funding.** Out of funds appropriated above, the agency shall allocate \$600,000 of General Revenue for the following purposes:

1. \$127,290 shall be used in each fiscal year to support ongoing operational expenses and reduce reliance on unexpended balances of appropriated receipts.
2. In Strategy A.1.1., Classroom Instruction, \$45,730 shall be used each fiscal year for one additional full-time equivalent position of Administrative Assistant II.
3. In Strategy A.1.1., Classroom Instruction, \$45,730 shall be used each fiscal year for one additional full-time equivalent position of Teacher Aide II.
4. In Strategy A.1.2., Residential Program, \$81,250 shall be used each fiscal year for two additional full-time equivalent positions of Residential Instructor.

Notwithstanding Article IX, Section 14.01, the agency may spend funds directed by this rider for purposes other than those listed in this rider only with the prior written approval of the Legislative Budget Board.

By: _____

Texas School for the Blind and Visually Impaired, Article III
Proposed Funding and Rider
Transfer of Funds to the Texas Facilities Commission

Prepared by LBB Staff, 05/20/2017

Overview

The Eighty-third Legislature enacted Senate Bill 1457, which transferred responsibility for facilities maintenance at School for the Blind and Visually Impaired to the Texas Facilities Commission. Similar provisions were also included in Senate Bill 211, the Sunset bill for TFC during the Eighty-third Legislative session, and Senate Bill 836 in the Eighty-fourth Legislative session, which completed the transfer of management and maintenance responsibilities to TFC. In addition, in the Eighty-fourth Legislative session, TFC requested \$2.1 million for deferred maintenance on behalf of TSBVI, indicating a precedent for how facilities requests would be handled following SB 1457, SB 211, and SB 836. In July 2016, the Office of the Governor and the Texas Facilities Commission directed TSD and TSBVI to make their own requests for facilities projects related to new construction and capital improvements during the Eighty-fifth Legislative session, with the intent to subsequently transfer the funds to TFC to implement the plans.

The following rider directs TSBVI to transfer facilities funding appropriated by the Eighty-fifth Legislature to TFC.

Required Action

On page III-27 of the School for the Blind and Visually Impaired bill pattern, add the following new rider:

_____. **Transfer of Funds to the Texas Facilities Commission.** In accordance with Education Code Chapter 30 and Government Code Chapter 2165, out of amounts appropriated above in Strategy D.1.3, Facility Construction, Repair and Rehabilitation, \$2,000,000 shall be transferred in fiscal year 2018 to the Texas Facilities Commission for the construction of a Residential Administration and Weekends Home Transportation facility.

By: _____

Texas School for the Deaf, Article III
Proposed Funding and Rider
Transfer of Funds to the Texas Facilities Commission

Prepared by LBB Staff, 05/20/2017

Overview

The Eighty-third Legislature enacted Senate Bill 1457, which transferred responsibility for facilities maintenance at TSD and the School for the Blind and Visually Impaired to the Texas Facilities Commission. Similar provisions were also included in Senate Bill 211, the Sunset bill for TFC during the Eighty-third Legislative session, and Senate Bill 836 in the Eighty-fourth Legislative session, which completed the transfer of management and maintenance responsibilities to TFC. In addition, in the Eighty-fourth Legislative session, TFC requested \$846,000 for TSD's Master Plan Study, and \$37.7 million for deferred maintenance at TSD, indicating a precedent for how facilities requests would be handled following SB 1457, SB 211, and SB 836. In July 2016, the Office of the Governor and the Texas Facilities Commission directed TSD and TSBVI to make their own requests for facilities projects related to new construction and capital improvements during the Eighty-fifth Legislative session, with the intent to subsequently transfer the funds to TFC to implement the plans.

The following rider directs TSD to transfer facilities funding appropriated by the Eighty-fifth Legislature to TFC.

Required Action

On page III-29 of the School for the Deaf bill pattern, add the following new rider:

_____.
Transfer of Funds to the Texas Facilities Commission. In accordance with Education Code Chapter 30 and Government Code Chapter 2165, out of amounts appropriated above in Strategy D.1.3, Facility Construction, Repair and Rehabilitation, \$14,600,000 shall be transferred in fiscal year 2018 to the Texas Facilities Commission for the construction of a Toddler Learning Center and a Central Service Center, as described in the Texas Facilities Commission's Campus Master Plan for Texas School for the Deaf. Of the \$14.6 million, \$4,200,000 shall be used for the construction of the Toddler Learning Center.

By: _____

Teacher Retirement System, Article III
Proposed Rider
Contingency for HB 3976

Prepared by LBB Staff, 05/18/2017

Overview

The following rider appropriates \$376.2 million in General Revenue for the 2018-19 biennium contingent on the enactment of HB 3976 or similar legislation. This amount includes \$167.4 million from General Revenue to fund the increase of the state contribution rate to TRS-Care from 1.0 to 1.25 percent of total payroll, and \$208.8 million of additional one-time funding to ensure the solvency of the TRS-Care fund. When reduced by \$26.2 million for cost-containment measures directed by rider in the TRS bill pattern, the net one-time funding is \$182.6 million, and the net total additional funding to TRS-Care for the 2018-19 biennium is \$350.0 million.

In addition, the following rider amends Rider 9 in the TRS bill pattern to increase the district contribution rate from 0.55 percent to 0.75 percent of total payroll, contingent on the enactment of HB 3976, or similar legislation. The increased district contribution rate is expected to generate an additional \$133.9 million for the TRS-Care Fund in the 2018-19 biennium.

Required Action

Add the following rider to page III-39.

- _____.
1. Contingency for House Bill 3976 – Appropriation to TRS-Care. Contingent on enactment of House Bill 3976, or similar legislation relating to TRS Retiree Health, which increases the state contribution rate to TRS-Care from 1.0 percent to 1.25 percent of active employee payroll, by the Eighty-fifth Legislature, Regular Session:
 1. Amounts appropriated above in Strategy A.2.1., Retiree Health – Statutory Funds include \$376,200,000 in General Revenue for the 2018-19 biennium;
 2. The annual contribution rate for school districts for fiscal years 2018 and 2019, as specified in Rider 9, Annual School District Contribution Rate to TRS-Care, shall be increased from 0.55 percent to 0.75 percent of active employee payroll.