

HOUSE COMMITTEE ON APPROPRIATIONS

ARTICLE III - PUBLIC EDUCATION RIDERS



**House Appropriations Committee
Riders - Article III
Public Education**

Adopted

Legislative Budget Board

By: Rep. Howard

**Texas Education Agency
Proposed Rider
Open-Enrollment Charter Schools Reporting**

Overview

Amend Texas Education Agency Rider 56 reporting requirements to be inclusive of certain students.

Request:

On page III-23 of the Texas Education Agency bill pattern, amend Rider 56 to read as follows:

56. Reporting on Open-Enrollment Charter Schools. Out of funds appropriated above, the Texas Education Agency shall annually collect information from each open-enrollment charter school concerning fees collected from students by the open-enrollment charter school under the authority of Section 12.108 (b), Education Code, and shall annually collect information about students enrolled in an open-enrollment charter school who do not complete the school year at the school. The agency shall produce and submit to the legislature by January 1 of each year reports [~~a report~~] that details the following:

- a. the amount each open-enrollment charter school collects for each type of fee listed by Section 11.158 (a), Education Code; and
- b. the number of students enrolled in the charter school who do not complete the school year at the school and by the six-week period the student exited, including the number of students by leaver code (“leavers”) for a student for whom a leaver code is available and the number of students who move from the charter school to another public school in this state (“movers”).

By: Rep. Zwiener

**Texas Education Agency, Article III
Proposed Rider Amendment
The Role of Special Education Strategic Plan FTEs**

Prepared by LBB Staff, 3/17/2021

Overview

The purpose of this rider amendment is to specify that Special Education Strategic Plan FTEs shall provide services to identify and evaluate students with disabilities.

Required Action

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

- 67. Funding for Special Education Strategic Plan FTEs.** For both years of the 2022-23 biennium, 54.0 FTEs included above in Strategy B.3.2, Agency Operations, are intended for the implementation of the Special Education Strategic Plan and are to be completely paid for with federal Individuals with Disabilities Act (IDEA), Part B funds appropriated above. In a manner consistent with the federally approved Special Education Strategic Plan, the Texas Education Agency shall ensure that these FTEs provide the services necessary to support the identification and evaluation of students with ~~autism and students with dyslexia~~ disabilities.

**Texas Education Agency
Proposed Funding and Rider
Allowable Uses of the School Safety Allotment**

Prepared by LBB Staff, 3/18/21

Overview

The purpose of this rider is to specify the allowable uses of the School Safety Allotment during the 2022-23 biennium

Required Action

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

- _____. **School Safety Allotment.** Pursuant to Education Code Sec. 42.168, the School Safety Allotment is set at \$9.72 per student in average daily attendance. During the 2022-2023 biennium, funds appropriated for this purpose shall be used in keeping with the approved uses outlined in sections 42.168(b)(3)(C)(i-ii) and 42.168(b)(4), to identify and implement research-based, effective prevention practices focused on mental and behavioral health that improve school safety as students and educators recover from the trauma associated with the COVID-19 pandemic and 2021 winter storm. Research-based practices include: hiring trained counselors, social workers, social-emotional learning coordinators and facilitators trained in restorative discipline and justice practices; and, developing and supporting programs focused on social-emotional learning, restorative justice practices, and culturally-relevant instructions, and robust mental health supports.

Overview

The purpose of this rider is to provide transparency related to the amount of funds appropriated for the local designation systems and teacher incentives and the estimated number of designations included.

Required Action

On page III-28 of the Texas Education Agency bill pattern, amend the following rider:

- 77. **Local Designation Systems and Teacher Incentives.** Included in amounts appropriated above in Strategy B.3.1, Improving Educator Quality and Leadership, are all fees generated by the operation of local designation systems and teacher incentives as authorized under Texas Education Code (TEC) §21.3521 and TEC §48.112 (estimated to be \$1,500,000 in fiscal year 2022 and \$2,700,000 in fiscal year 2023). Fee revenue collections appropriated under this rider are to be used exclusively for the purpose of administering the programs under TEC §21.3521 and TEC §48.112. Any unexpended and unobligated balances remaining as of August 31, 2022 are appropriated to fiscal year 2023 for the same purpose.

In addition, out of funds appropriated above in Strategy A.1.1, FSP-Equalized Operations, \$ _____ in fiscal year 2022 and \$ _____ in fiscal year 2023 is allocated for the local designation systems and teacher incentives under TEC §21.3521 and TEC §48.112. The estimated number of designations for fiscal year 2022 include _____ master, _____ exemplary, and _____ recognized teachers. The estimated number of designations for fiscal year 2023 include _____ master, _____ exemplary, and _____ recognized teachers.

Overview

The purpose of this rider is to ensure school districts and charter schools maintain the salary increases granted to employees in the 86th legislative session in the 2022 and 2023 fiscal years.

Required Action

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

- _____. **Salary Increase Maintenance for District Employees.** Included in amounts appropriated above in Strategy A.1.1, FSP-Equalized Operations, are funds sufficient to maintain salary increases to employees at school district and open-enrollment charter schools, as specified in House Bill 3, 86th Legislature, Regular Session. It is the intent of the Legislature that, at a minimum, school districts and open-enrollment charter schools shall maintain salary increases provided to employees in the 2020-2021 school year.

By: Wu

Texas Education Agency

Ensuring Equitable Opportunities for English Learners

Overview

English learners learn best in bilingual programs that are effective at teaching English and supporting their home languages. Unfortunately, many English Learners have missed in-person learning and even distance learning if they lack quality internet access or digital literacy, and enrollment of English Learners in pre-k and bilingual education programs is exponentially less than in previous academic years. This funding would support the Texas Education Agency’s ability to assist districts in responding to the unique needs and opportunities of English Learner children.

Required Action

On page X-XXX of the Texas Education Agency’s bill pattern, add the following new rider:

Out of funds appropriated for Strategy A.2.4. Grants for School and Program Improvement and Innovation and Strategy B.3.1. Improving Educator Quality and Leadership, the Commissioner of Education shall support initiatives that will support districts’ ability to attract and retain effective bilingual educators and address learning loss and achievement gaps among Texas English Learners

Page X of X

Texas Education Agency, Article III
Proposed Funding and Rider
The Distribution of Federal Coronavirus Funds to Local Education Agencies

Prepared by LBB Staff, 3/19/21

Overview

The intent of this rider is to specify the way in which federal coronavirus funds related to public education.

Required Action

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

- _____. **The Distribution of Federal Education Funds Related to the Coronavirus Pandemic.** Notwithstanding any other provision of this Act, and to the extent allowable under federal statute or regulation, no public education funds provided to the State of Texas by the federal government in response to the coronavirus pandemic shall be used to reduce state funding for local education agencies. It is the intent of the Legislature that the Commissioner of Education shall allocate the maximum award possible to local education agencies from public education funds provided to the State of Texas through the Coronavirus Relief Fund and the Elementary and Secondary School Emergency Relief Fund.

By: Rep. Zwiener

**Texas Education Agency, Article III
Proposed Funding and Rider
Expanding the Scope of Instructional Materials for Students with Disabilities**

Prepared by LBB Staff, 3/17/2021

Overview

The purpose of this rider amendment is to expand the scope of instructional materials that are designed to serve students with disabilities.

Required Action

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

- 8. 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 and Technology Fund appropriated for that purpose. A transfer of funds from the Available School Fund to the State Instructional Materials and Technology Fund is authorized in an amount which, together with other revenues of the State Instructional Materials and Technology Fund, is sufficient to finance the sum-certain appropriation from the State Instructional Materials and Technology Fund for each fiscal year. Penalties assessed by the State Board of Education shall be deposited to the credit of the State Instructional Materials and Technology Fund.

In accordance with Texas Education Code §31.0211 and §31.0214, the Commissioner shall allocate the funds available in the State Instructional Materials and Technology 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 technology and 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 technology and instructional materials allotment under Section 31.0211, Education Code, for 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 technology and instructional materials allotment under Section 31.0211, Education Code.

From funds appropriated from the State Instructional Materials and Technology Fund, the Commissioner may set aside an amount not to exceed \$2,500,000 for the 2022-23 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, \$1,045,438,721 from the Technology and Instructional Materials Fund is allocated in the 2022-23 biennium for instructional materials and technology. In addition to these funds, \$4,541,909 is appropriated in the 2022-23 biennium in the agency's administrative strategies from the State Instructional Materials and Technology Fund. Total appropriations from the State Instructional Materials and Technology Fund in the 2022-23 biennium equal \$1,049,980,630.

From funds appropriated above in Strategy A.2.3, Students with Disabilities, an amount not to exceed \$13,500,000 in federal funds in the 2022-23 biennium is allocated for the purchase of accessibility remediation of instructional materials, captioning of video and multimedia instructional materials, Braille, ~~large-type~~ large print, and related materials for students with ~~special needs~~ disabilities.

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 Technology and Instructional Materials Funds appropriated to the agency for the 2022-23 biennium.

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

The Texas Education Agency is appropriated any balances held in the State Instructional Materials and Technology Fund on August 31, 2021, for use in fiscal year 2022 for the same purposes.

Any unexpended balances as of August 31, 2022, are appropriated for fiscal year 2023 for the same purposes.

By: Rep. Mary González

**Texas Education Agency, Article III
Proposed Rider Amendment
Grants for Projects for Students with Disabilities who Benefit from Behavioral Supports**

Prepared by LBB Staff, 3/17/2021

Overview

The purpose of this rider amendment is to provide grants to local education agencies for projects for students with disabilities who benefit from behavioral supports.

Required Action

On page III-27 of the Texas Education Agency bill pattern, amend the following rider:

- 69. Grants for Students with ~~Autism~~ Disabilities who Benefit from Behavioral Supports.** Out of General Revenue Funds appropriated above in Strategy A.2.3, Students with Disabilities, the Texas Education Agency (TEA) shall use \$10,000,000 in fiscal year 2022 and \$10,000,000 in fiscal year 2023 to provide grants to local education agencies for evidence-based projects for students with disabilities who benefit from positive behavioral interventions and supports to access the general education environment and curriculum. ~~innovative services for students with autism. Such innovative services may include the use of interactive technology.~~ These grants shall be ~~made in accordance with Texas Education Code Section 29.026~~ provided consistent with the statewide plan under Texas Education Code Section 29.001.

Any unexpended balances as of August 31, 2022 are hereby appropriated to fiscal year 2023 for the same purpose.

Texas Education Agency, Article III
Proposed Rider
Cross-Agency Coordination on Available Out of School Time (OST) Funding

Prepared by LBB Staff, 3/10/21

Overview

Prepare a rider directing the Texas Education Agency to work with the Health and Human Services Commission, Texas Workforce Commission, and Higher Education Coordinating Board to identify available funding for out of school programs and to present a report on funding identified.

Required Action

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

_____. **Cross-Agency Coordination on Available Out of School Time Funding.**

- (a) Out of funds appropriated above, the Texas Education Agency (TEA) shall coordinate with the Health and Human Services Commission, Texas Workforce Commission, and the Texas Higher Education Coordinating Board to identify available funding that may be utilized for out of school programs licensed or license-exempt under Chapter 42 of the Human Resources Code that develop academic, social, emotional, and physical skills through expanded learning opportunities during non-school hours or periods when school is not in session. Available funding may include, but is not limited to, 21st Century Community Learning Centers, Title I, Texas Rising Star, Additional Days School Year funding through the Foundation School Program, Texas Academic Innovation and Mentoring (AIM), and Temporary Assistance for Needy Families (TANF).
- (b) TEA shall document processes and findings describing cross-agency coordination activities, funding identified, and any agency policies and practices that have been amended due to the application of the data. The agency shall present its processes and findings to the Expanded Learning Opportunities (ELO) Council by March 1, 2022 for incorporation into the report required by Education Code §33.259 .

Texas Education Agency, Article III
Proposed Rider
Diversity of TEA Leadership

Overview

The Texas Education Agency is led by the Commissioner of Education, who is appointed by the Governor. The Commissioner is supported by a hierarchy of deputy commissioners, associate commissioners, division directors, and agency staff. The leadership of the agency that regulates the public education system in Texas should be inclusive of the diversity of the population of the state.

Required Action

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

- _____ . **Reporting on Diversity of Leadership of the Agency.** Out of funds appropriated above, the Texas Education Agency shall prepare a report that analyzes the diversity reflected by the Commissioner of Education, the Deputy Commissioners of Education, the Associate Commissioners, and the Division Directors, and provides recommendations for improving diversity among agency leadership. Diversity shall be assessed based on demographic information and any information publically published should be de-identified in order to protect personal information. The information required by this rider shall be submitted to the Governor, Lieutenant Governor, and the Legislative Budget Board.

Texas Education Agency, Article III
Proposed Funding and Rider
Requiring TEA to issue a report on charter school real property holdings.

Prepared by LBB Staff, 3/12/21

Overview

The purpose of this rider is to require the Texas Education Agency to produce a report about real property owned or leased by open-enrollment charter schools.

Required Action

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

_____. **Report on Open-Enrollment Charter School Real Property Holdings.** From funds appropriated above in Strategy B.3.4, Central Administration, the Texas Education Agency (TEA) shall prepare a report containing information on all real property owned or leased by open-enrollment charter schools. The report shall include information about each owned or leased property, including a description of each property, the address of each property, and the total assessed value of each property. The report shall also contain information about the amount and terms of each charter school's bonds, including information about debt service, whether each charter school's bonds are backed by a guarantee from the Permanent School Fund, and the aggregate amount of each charter school's outstanding bonds.

TEA shall publish the annual report no later than January 1, 2022 and January 1, 2023. By these respective dates the agency shall post the report on its website and submit the report to the Governor, the Lieutenant Governor, the Speaker of the House of Representatives, the Legislative Budget Board, and the presiding officers of the standing committees of the Legislature with primary jurisdiction over public education.

Texas Education Agency, Article III
Proposed Rider
Changing the Scope of a Report about Open-Enrollment Charter Schools

Prepared by LBB Staff, 3/12/21

Overview

The purpose of this rider amendment is to change the scope of an existing report about open-enrollment charter schools that is published by the Texas Education Agency.

Required Action

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

- 56. Reporting on Open-Enrollment Charter Schools.** Out of funds appropriated above, the Texas Education Agency shall annually collect information from each open-enrollment charter school concerning fees collected from students by the open-enrollment charter school under the authority of Section 12.108 (b), Education Code; ~~and~~ The agency shall also collect information about students enrolled in an open-enrollment charter school who do not complete the school year at the school and about students receiving special education services. The agency shall produce and submit to the legislature by January 1 of each year ~~a report~~ reports that details detail the following:
- a. the amount each open-enrollment charter school collects for each type of fee listed by Section 11.158 (a), Education Code; ~~and~~
 - b. the number of students enrolled in the charter school who do not complete the school year at the school by the six-week the student exited, including the number of students by leaver code (“leavers”) for students for whom a leaver code is available and including the number of students who move from the school to another public school in this state (“movers”) by leaver code and by the six-week period the student exited.
 - c. for each open-enrollment charter school, data from the most recent five years on:
 1. the number and percentage of students in special education programs;
 2. the amount of special education allotment entitlement funding and all funds for students with disabilities, both as a total and per students;
 3. the amount and percentage of special education operating expenditures (in state funds and in all funds) for students with disabilities, as a total and per student and by each type of service, including the number of FTEs by instructional arrangement;
 4. the number certified special education teachers and the number of certified special education teachers as a percentage of all teachers at the school;
 5. grade-level retention rates of special education students by grade level;
 6. attrition and mobility rates of special education students by grade level;
 7. the number and percentage of leavers and movers who are special education students, by the six-week period the student exited.;
 8. attrition rates of special education students by cohort starting in eighth grade and continuing through graduation;
 9. the number of expulsions of special education students, including the number as a percentage of all expulsions;
 10. the number of special education graduates, including the number of special education graduates as a percentage of all graduates;
 11. whether the school is under regular or alternative education accountability;
and

12. for each item numbered 1-10 above, a comparison between each open-enrollment school and the statewide average, including charter schools and school districts, the statewide average for school districts, the statewide average for charter schools, and each school district from which the charter school draws its largest enrollment.

5049. **Amachi Texas.** From funds appropriated above in Strategy A.2.2, Achievement of Students at Risk, the Commissioner shall allocate ~~\$2,000,000~~~~\$1,950,000~~\$2,500,000 in General Revenue in each fiscal year of the ~~2020-21~~2022-23 biennium to the Amachi Texas program for mentoring children of incarcerated parents and other at-risk identified students. To the extent possible, in the administration of the Amachi Texas program, Big Brothers Big Sisters Lone Star shall coordinate with other community-based entities providing training for mentors and mentoring services and shall seek additional funding from other private and public sources in order to expand services to more eligible children. The Commissioner may require Big Brothers Big Sisters Lone Star to provide any expenditure and performance data necessary to assess the success of the program.

Any unexpended balances available as of August 31, ~~2020~~2022, are hereby appropriated to fiscal year ~~2021~~2023 for the same purpose.

**Texas Education Agency
Proposed Funding and Rider
Reporting Requirement: COVID-19 Funding to School Districts**

Prepared by LBB Staff, 3/25/21

Overview

The purpose of this new rider is to require the Texas Education Agency to provide a report to the Governor, Legislative Budget Board, and standing committees of the Legislature, detailing any funding received by districts or charter schools related to the coronavirus pandemic.

Required Action

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

- _____. **Reporting Requirement: COVID-19 Funding to School Districts.** Out of funds appropriated above, the Texas Education Agency shall develop a report detailing the value and uses of COVID-19 related Federal Funds provided to each school district and charter school since the beginning of the pandemic. The Texas Education Agency shall submit the report to the Governor, Legislative Budget Board, and any appropriate standing committee of the Legislature on December 1st and June 1st of each fiscal year. The format and content of the report shall be specified by the Legislative Budget Board and posted on the TEA website.

**House Appropriations Committee
Riders - Article III
Public Education**

Article XI

Legislative Budget Board

Overview

Amend Rider 66, Best Buddies, to provide an additional \$250,000 from General Revenue Funds to the program each fiscal year of the 2022-23 biennium.

Required Actions

1. On page III-2 of the bill pattern for the Texas Education Agency, increase General Revenue Funds to Strategy A.2.4, School Improvement and Support Programs, by \$250,000 for fiscal year 2022 and \$250,000 for fiscal year 2023.

2. On page III-26 of the Texas Education Agency bill pattern, amend the following rider:

66. **Best Buddies.** From funds appropriated above in Strategy A.2.4, School Improvement and Support Programs, the Commissioner shall allocate ~~\$250,000~~\$500,000 in each fiscal year of the 2022-23 biennium to support the Best Buddies program.

Any unexpended balances as of August 31, 2022, are appropriated to fiscal year 2023 for the same purpose.

By: Rep. Buckley

Texas Education Agency, Article III
Proposed Funding and Rider
Provide Funding for Purple Star School Programs for Texas Military-Connected Students

Prepared by LBB Staff, 3/19/2021

Overview

The purpose of this rider is to provide funding to the Texas Education Agency for the Purple Star Campus Designation program.

Required Action

On page III-2 of the Texas Education Agency's bill pattern, increase Strategy A.2.4, School Improvement and Support Programs, by \$272,000 in each fiscal year of the 2022-23 biennium.

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

_____. **Purple Star Campus Designation Program.** From funds appropriated above in Strategy A.2.4, School Improvement and Support Programs, the Commissioner shall allocate \$272,000 in each fiscal year of the biennium to a non-governmental organization that is working to increase the number of campuses with the Purple Star Campus Designation, pursuant to Texas Education Code Sec. 33.909. The Commissioner may require the organization to provide any expenditure and performance data necessary to assess the success of the program.

Any unexpended balances available as of August 31, 2022, are appropriated to fiscal year 2023 for the same purpose.

By: Rep. Buckley

Texas Education Agency, Article III
Proposed Funding and Rider
Provide Funding for Purple Star School Programs for Texas Military-Connected Students

Prepared by LBB Staff, 3/17/2021

Overview

The purpose of this rider is to provide funding to the Texas Education Agency for the Purple Star Campus Designation program.

Required Action

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

- _____. **Purple Star Campus Designation Program.** It is the intent of the Legislature that, out of funds appropriated above in Strategy A.2.4, School Improvement and Support Programs, the Texas Education Agency allocate \$272,000 in General Revenue Funds in each year of the 2022-23 biennium to contract with a non-governmental organization that is working to increase the number of campuses with the Purple Star Campus Designation, pursuant to Texas Education Code Sec. 33.909. The Commissioner may require the organization to provide any expenditure and performance data necessary to assess the success of the program.

Any unexpended balances available as of August 31, 2022, are appropriated to fiscal year 2023 for the same purpose.

By: Rep. Minjarez

**Texas Education Agency
Proposed Funding and Rider
High School Equivalency Program**

Overview

Provide a direct appropriation for the High School Equivalency program, which was authorized in House Bill 3 but for which funds were not appropriated in the 2021-22 biennium. This action would make the direct appropriation to the Texas Education Agency and direct TEA to transfer those funds to TWC for program administration.

Required Action

- 1) On page III-Increase General Revenue by \$750,000 in 2022 and \$750,000 in 2023 in Strategy A.2.1, Statewide Educational Programs

Add the following new rider:

Rider __. High School Equivalency Program. Out of General Revenue funds appropriated above in Strategy A.2.1, Statewide Educational Programs, \$750,000 in fiscal year 2022 and \$750,000 in fiscal year 2003 shall be transferred to the Texas Workforce Commission for administration of the High School Equivalency program as authorized by Texas Education Code Chapter 48.302.

programs to help their students cope with the impact on COVID-19.

Overview

The rider adds \$10,000,000 to the bill in 2022, with any unexpended balance at the end of that fiscal year appropriated to the Adult Charter School in 2023.

The COVID-19 pandemic has had a tremendous disruption in Texas' student population. This population is not limited to the typical K-12th grade, under 18 years of age students. The EXCEL Center's primary focus is to bring students back who may have fallen through the cracks and provide them with a student-focused education so they can graduate and provide for their families. The three federal stimulus bills passed by the US Congress address the traditional student's needs but due to EXCEL Center not having Title I funding, they will not be eligible to receive any of the ESSER funding. This Rider addition would provide state General Revenue (GR), in the event the Legislature supplants state GR using federal ESSER funds. Without this increased funding, EXCEL will have to absorb the costs associated with COVID-19 which would dramatically reduce the Center's ability to achieve its mission.

Required Action

- Increase appropriations by \$10,000,000 in fiscal year 2022 in TEA Strategy A.2.1, Statewide Education Programs.
- On page III-XX of the Texas Education Agency bill pattern, add the following new rider:

_____. XX. **Adult Charter School COVID-19 Relief.** Contingent on the 87th Legislature taking action to supplant state General Revenue for Local Education Agencies using federal funds, the adult high school diploma and industry certification charter school authorized in 2014 for adults 19 to 50 years of age as authorized under Texas Education Code, §29.259 is appropriated \$10,000,000 from General Revenue funds included above in Strategy A.2.1, Statewide Educational Programs, for fiscal year 2022. These funds may be used for assessment tool(s), data systems, technology, infrastructure, career certification development and equipment to meet the education and workforce training needs of adults who have been adversely affected by COVID-19.

The Commissioner may require any entity with which the Texas Education Agency contracts for purposes of administering programs under this rider to provide any expenditure and performance data necessary to assess the success of the program. Any unexpended balances as of August 31, 2022 are hereby appropriated for fiscal year 2023. If the 87th Legislature does not take action to supplant state General Revenue for Local Education Agencies using federal funds, the appropriation made by this rider shall be lapsed.

Texas Education Agency, Article III
Proposed Funding and Rider
Grants for Advanced Placement Computer Science Principles Courses

Prepared by LBB Staff, 3/12/21

Overview

Add a rider appropriating \$5,170,200 from General Revenue Funds to the Texas Education Agency for grants for Advanced Placement Computer Science Principles courses.

Required Actions

1. On page III-2 of the Texas Education Agency bill pattern, increase General Revenue Funds to Strategy A.2.4, School Improvement & Support Programs, by \$2,585,100 each fiscal year of the 2022-23 biennium.
2. On page III-29 of the Texas Education Agency bill pattern, add the following rider:

_____. **Grants for Advanced Placement Computer Science Principles Courses.** Included in amounts appropriated above in Strategy A.2.4, School Improvement & Support Programs, is \$2,585,100 in General Revenue Funds each fiscal year of the 2022-23 biennium for grants to assist each school district in the state in making an Advanced Placement Computer Science Principles course available at each high school in the district. The Commissioner shall adopt a process for submission of a grant application and require that grant funds are used only for technology, teacher training, or other expenses related to offering an Advanced Placement Computer Science Principles course.

**Texas Education Agency, Article III
Proposed Funding and Rider**

Rider that identifies the amount of funding for use in foundation school program for use to overcome the Winter Storm Uri.

Overview

\$100 million increase in FSP entitlement to pay for unreimbursed disaster remediation costs arising from Winter Storm Uri.

Required Action

- Increase General Revenue appropriations in Strategy A.1.1, FSP – Equalized Operations by \$100,000,000 in fiscal year 2022.
- On page III-29 of the Texas Education Agency bill pattern, add the following rider:

_____. **Funding for Disaster Remediation for Winter Storm Uri.** Out of General Revenue funds appropriated above in Strategy A.1.1, FSP – Equalized Operations, for fiscal year 2022, the Commissioner shall allocate \$100,000,000 for purposes related to increased state costs under the Foundation School Program resulting from Winter Storm Uri for additional state aid provided to school districts and open enrollment charter schools for disaster remediation cost reimbursement pursuant to Texas Education Code, §48.261.

Any unexpended balances as of August 31, 2022, are hereby appropriated for fiscal year 2023 for the same purpose.

**Texas Education Agency, Article III
Proposed Funding and Rider**

Rider that identifies the amount of funding for use in foundation school program for use to overcome the Winter Storm Uri.

Overview

\$100 million increase in FSP entitlement to pay for unreimbursed disaster remediation costs arising from Winter Storm Uri.

Required Action

- Increase General Revenue appropriations in Strategy A.1.1, FSP – Equalized Operations by \$100,000,000 in fiscal year 2022.
- On page III-29 of the Texas Education Agency bill pattern, add the following rider:

_____. **Funding for Disaster Remediation for Winter Storm Uri.** Out of General Revenue funds appropriated above in Strategy A.1.1, FSP – Equalized Operations, for fiscal year 2022, the Commissioner shall allocate \$100,000,000 for purposes related to increased state costs under the Foundation School Program resulting from Winter Storm Uri for additional state aid provided to school districts and open enrollment charter schools for disaster remediation cost reimbursement pursuant to Texas Education Code, §48.261.

Any unexpended balances as of August 31, 2022, are hereby appropriated for fiscal year 2023 for the same purpose.

By:

Texas Education Agency Article III
Proposed Funding and Rider
Increase funding for P-TECH and JET educational programs and provide launch support
for CTE pathway programs

Overview

Increase funding for P-TECH to \$58.6 million; provide \$50 million in additional funding for JET as a pass through from the agency to TWC; provide \$17 million in launch support to expand high-quality regional career and technical education pathways.

Required Action

- Increase General Revenue appropriations in Strategy A.2.1, Statewide Educational Programs, by \$118,000,000 in each year of the 2022-2023 biennium.
- Increase the Texas Education Agency's fulltime equivalent (FTE) cap by 1.0 in each year of the biennium.
- On page III-25 of the Texas Education Agency bill pattern, amend the following rider:

64 . **Pathways to High-Value Credentials Leading to High-Wage In-Demand Employment in Technology Early College High School (P-TECH).**

a. Pathways in Technology Early College High School (P-TECH).

Out of funds appropriated above in Strategy A.2.1, Statewide Educational Programs, ~~\$3,800,000~~ \$29,300,000 in General Revenue in each fiscal year of the 2022-23 biennium is allocated to support Pathways in Technology Early College High School (P-TECH) programs. Of the amounts appropriated, at least \$3,000,000 in each year of the biennium shall be used to support dual credit faculty expansion grants. Notwithstanding any other provision of this Act, The Texas Education Agency may transfer an amount not to exceed ~~\$120,000~~ \$240,000 in each fiscal year to Strategies B.3.2-B.3.5 for the purpose of providing administrative support for this program.

Funds shall be used to support P-TECH programs that align with the Early College High School requirements outlined in Texas Education Code §29.908 (b) and include the following additional components:

(1) ~~a.~~ dual-credit enrollment for every student participating for four to six years at no cost to the students;

(2) ~~b.~~ academic and support services including higher education faculty, instructional materials, lab fees, and transportation;

(3) ~~c.~~ staff to serve as liaisons between districts, higher education institutions, and business

partners; and

~~(4) d.~~ high school and college counseling, intervention specialists, and other staff trained in providing support for students in the program.

The Commissioner shall 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.

b. Jobs and Education for Texans (JET) Grant Program.

Out of funds appropriated above in Strategy A.2.1, Statewide Educational Programs, the Texas Education Agency shall transfer \$25,000,000 in fiscal year 2022 and \$25,000,000 in fiscal year 2023 in General Revenue Funds to the Texas Workforce Commission for the Jobs and Education for Texans Grant Program.

c. Texas Regional Pathways Network.

Out of funds appropriated above in Strategy A.2.1, Statewide Educational Programs, \$8,000,000 in General Revenue in fiscal year 2022, and \$9,000,000 in General Revenue in fiscal year 2023 are allocated to support the Texas Regional Pathways Network designed to connect local education agencies, institutions of higher education, and employers within workforce regions to design, collaborate, and implement high-quality career and technical education pathways for students.

Any unexpended balances as of August 31, 2022, are appropriated to fiscal year 2023 for the same purpose.

Overview

Provide \$9.3 million in General Revenue per fiscal year for the Texas Advanced Placement Initiative.

Required Actions

1. On page III-2 of the Texas Education Agency bill pattern, increase General Revenue to Strategy A.2.1, Statewide Educational Programs, by \$1,790,000 in General Revenue in fiscal year 2022 and \$1,790,000 in General Revenue in fiscal year 2023.
2. On page III-20 of the Texas Education Agency bill pattern, amend the following rider:

45. **Texas Advanced Placement Initiative.** Out of the General Revenue funds appropriated above in Strategy A.2.1, Statewide Educational Programs, the Commissioner shall spend \$9,250,000~~7,460,000~~ in fiscal year 2022 and \$9,250,000~~7,460,000~~ in fiscal year 2023 to fund the Texas Advanced Placement Initiative.

In the administration of the Texas Advanced Placement Initiative, funding shall be allocated for both the pre-Advanced Placement/International Baccalaureate activities and for the Advanced Placement Incentive Program. In the allocation of funding for the Texas Advanced Placement Initiative, the Texas Education Agency shall award funds for examination fee subsidies for students and for teacher training.

It shall be the goal of the Texas Education Agency that Advanced Placement/International Baccalaureate courses are available at as many public school campuses as possible, without regard to the rural/urban status of the campus and the socioeconomic characteristics of its students.

Any unexpended balances as of August 31, 2022, are hereby appropriated to fiscal year 2023 for the same purpose.

Article III, Texas Education Agency Proposed Funding and Rider

Ensuring Equitable Opportunity through Targeted Supports

Overview

The COVID-19 pandemic has forced Texas schools to confront unprecedented challenges. While educators and school systems have taken significant actions to provide continuity of instruction for students, the likely negative impact on student learning outcomes remains high. The longer students lack access to effective on-campus instruction, and support services, the higher the stakes become for students who do not experience a high-quality remote instruction experience. This is especially true for those who have historically lacked access to equitable education opportunities and not achieved academically to the level of other groups.

Addressing these challenges will require a new level of focus on proven strategies to accelerate student learning, with a targeted focus on providing additional supports and addressing the specific factors that are impacting these subgroups of students to experience significantly more learning loss than other groups. Districts must develop strategies to ensure equitable and accessible instruction that supports all students in reaching and exceeding high standards for student learning and to provide additional resources and increased technical assistance to put these strategies into action.

Required Action

- Increase General Revenue appropriations in Strategy A.2.4, School Improvement & Support Programs, by \$10,000,000 in each year of the 2022-2023 biennium.
- Increase the Texas Education Agency's fulltime equivalent (FTE) cap by 5.0 in each year of the biennium.
- On page III - XX of the TEA bill pattern, add the following rider:

XX. **Ensuring Equitable Opportunity through Targeted Supports.** Out of funds appropriated above in Strategies A.2.4, School Improvement & Support Programs, the Commissioner shall expend \$10,000,000 in General Revenue in fiscal year 2022 and \$10,000,000 in General Revenue in fiscal year 2023 for the Ensuring Equitable Opportunity Through Targeted Supports initiative.

Notwithstanding any other provision of this Act, The Texas Education Agency may transfer funds appropriated by this rider between program strategies as necessary to implement the initiative. The agency may transfer an amount not to exceed \$900,000 during the 2022-2023 biennium to Strategy B.3.2, Agency Operations, for the purpose of providing administrative support for this program.

In the administration of these grants and supports, the commissioner shall consider schools with high percentages of students who do not perform satisfactorily on relevant state assessments, have a student body that has historically experienced an academic achievement gap that is assumed to have widened due to the COVID-19 pandemic.

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, 2022, are hereby appropriated to fiscal year 2023 for the same purpose.

By: Jarvis Johnson

Article III, Texas Education Agency Proposed Funding and Rider

Ensuring Equitable Opportunity through Targeted Supports

Overview

The COVID-19 pandemic has forced Texas schools to confront unprecedented challenges. While educators and school systems have taken significant actions to provide continuity of instruction for students, the likely negative impact on student learning outcomes remains high. The longer students lack access to effective on-campus instruction, and support services, the higher the stakes become for students who do not experience a high-quality remote instruction experience. This is especially true for those who have historically lacked access to equitable education opportunities and not achieved academically to the level of other groups.

Addressing these challenges will require a new level of focus on proven strategies to accelerate student learning, with a targeted focus on providing additional supports and addressing the specific factors that are impacting these subgroups of students to experience significantly more learning loss than other groups. Districts must develop strategies to ensure equitable and accessible instruction that supports all students in reaching and exceeding high standards for student learning and to provide additional resources and increased technical assistance to put these strategies into action.

Required Action

- Increase General Revenue appropriations in Strategy A.2.4, School Improvement & Support Programs, by \$10,000,000 in each year of the 2022-2023 biennium.
- Increase the Texas Education Agency's fulltime equivalent (FTE) cap by 5.0 in each year of the biennium.
- On page III - XX of the TEA bill pattern, add the following rider:

XX. **Ensuring Equitable Opportunity through Targeted Supports.** Out of funds appropriated above in Strategies A.2.4, School Improvement & Support Programs, the Commissioner shall expend \$10,000,000 in General Revenue in fiscal year 2022 and \$10,000,000 in General Revenue in fiscal year 2023 for the Ensuring Equitable Opportunity Through Targeted Supports initiative.

Notwithstanding any other provision of this Act, The Texas Education Agency may transfer funds appropriated by this rider between program strategies as necessary to implement the initiative. The agency may transfer an amount not to exceed \$900,000 during the 2022-2023 biennium to Strategy B.3.2, Agency Operations, for the purpose of providing administrative support for this program.

In the administration of these grants and supports, the commissioner shall consider schools with high percentages of students who do not perform satisfactorily on relevant state assessments, have a student body that has historically experienced an academic achievement gap that is assumed to have widened due to the COVID-19 pandemic.

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, 2022, are hereby appropriated to fiscal year 2023 for the same purpose.

Overview

The COVID-19 pandemic has forced Texas schools to confront unprecedented challenges. While educators and school systems have taken significant actions to provide continuity of instruction for students, the likely negative impact on student learning outcomes remains high. The longer students lack access to effective on-campus instruction, and support services, the higher the stakes become for students who do not experience a high-quality remote instruction experience. This is especially true for those who have historically lacked access to equitable education opportunities and not achieved academically to the level of other groups.

Addressing these challenges will require a new level of focus on proven strategies to accelerate student learning, with a targeted focus on providing additional supports and addressing the specific factors that are impacting these subgroups of students to experience significantly more learning loss than other groups. Districts must develop strategies to ensure equitable and accessible instruction that supports all students in reaching and exceeding high standards for student learning and to provide additional resources and increased technical assistance to put these strategies into action.

Required Action

- Increase General Revenue appropriations in Strategy A.2.4, School Improvement & Support Programs, by \$10,000,000 in each year of the 2022-2023 biennium.
- Increase the Texas Education Agency's fulltime equivalent (FTE) cap by 5.0 in each year of the biennium.
- On page III - XX of the TEA bill pattern, add the following rider:

XX. **Ensuring Equitable Opportunity through Targeted Supports.** Out of funds appropriated above in Strategies A.2.4, School Improvement & Support Programs, the Commissioner shall expend \$10,000,000 in General Revenue in fiscal year 2022 and \$10,000,000 in General Revenue in fiscal year 2023 for the Ensuring Equitable Opportunity Through Targeted Supports initiative.

Notwithstanding any other provision of this Act, The Texas Education Agency may transfer funds appropriated by this rider between program strategies as necessary to implement the initiative. The agency may transfer an amount not to exceed \$900,000 during the 2022-2023 biennium to Strategy B.3.2, Agency Operations, for the purpose of providing administrative support for this program.

In the administration of these grants and supports, the commissioner shall consider schools with high percentages of students who do not perform satisfactorily on relevant state assessments, have a student body that has historically experienced an academic achievement gap that is assumed to have widened due to the COVID-19 pandemic.

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, 2022, are hereby appropriated to fiscal year 2023 for the same purpose.

By: Harold V. Dutton, Jr.

Texas Education Agency
Assistance Grant for Public Schools

Overview

The following action adds a new rider that directs \$200 million to provide relief for public schools experiencing financial difficulties in paying for increase costs due to the pandemic.

Required Action

- Increase appropriations by \$200,000,000 fiscal year 2022 biennium in Strategy A.2.1, Statewide Education Programs.
- Increase the Texas Education Agency’s fulltime equivalent (FTE) cap by 1 in each year.
- On page III-29 of the Texas Education Agency bill pattern, add the following rider:

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

_____. **Assistance Grant for Public Schools.** From funds appropriated above in Strategy A.2.1, Statewide Education Programs, the Texas Education Agency is appropriated \$200,000,000 in fiscal year 2022 to provide assistance grants to public schools experiencing financial difficulties due to the pandemic as determined by the agency.

Notwithstanding any other provision of this Act, the Texas Education Agency may transfer funds appropriated by this rider between program strategies as necessary to implement the Grant Program. The agency may transfer an amount not to exceed 0.5% of the amount appropriated for the program in each fiscal year to Strategies B.3.2-B.3.5 for the purpose of providing administrative support.

Any unexpended balances as of August 31, 2022, are appropriated to fiscal year 2023 for the same purpose.

Overview

\$200 million grant program to improve performance of early grades with a rigorous school approach combining effective instruction, materials, and support.

Required Action

- Increase appropriations by \$100,000,000 each fiscal year of the 2022-2023 biennium in Strategy A.2.1, Statewide Education Programs.
- Increase the Texas Education Agency’s fulltime equivalent (FTE) cap by 2 in each year.
- On page III-29 of the Texas Education Agency bill pattern, add the following rider:

_____. **Strong Foundations Grant Program.** Contingent on enactment of _____ Bill or similar legislation relating to the establishment of a strong foundations grant program by the 87th Legislature, Regular Session, 2021, the Texas Education Agency is appropriated \$100,000,000 in each fiscal year of the 2022-23 biennium to support the strong foundations grant program. Funds shall be used to ensure campuses serving early grades adopt a rigorous school approach combining high-quality instruction, materials, and support structures.

Notwithstanding any other provision of this Act, the Texas Education Agency may transfer funds appropriated by this rider between program strategies as necessary to implement the Grant Program. The agency may transfer an amount not to exceed 0.5% of the amount appropriated for the program in each fiscal year to Strategies B.3.2-B.3.5 for the purpose of providing administrative support.

Any unexpended balances as of August 31, 2022, are appropriated to fiscal year 2023 for the same purpose.

Texas Education Agency, Article III

**Proposed Funding and Rider
Restores budget cut from 2020 to the Adult Charter School**

Overview

The rider restores the budget cut to the adult charter school that was enacted in 2020, so it costs the bill \$1,421,427 each year of the biennium.

Required Action

On page III-22 of the Texas Education Agency bill pattern, replace the rider in the filed version of the bill with the following rider:

5654. Adult Charter School. From General Revenue funds appropriated above in Strategy A.2.1, Statewide Educational Programs, ~~\$2,500,000~~ 4,114,247 5,535,673 is allocated in fiscal year ~~2020~~ 2022 and ~~\$5,000,000~~ 4,114,246 5,535,673 is allocated in fiscal year ~~2021~~ 2023 for the adult high school diploma and industry certification charter school authorized in 2014 for adults 18 to 50 years of age as authorized under Texas Education Code, §29.259. The Commissioner may require any entity with which the Texas Education Agency contracts for purposes of administering programs under this rider to provide any expenditure and performance data necessary to assess the success of the program. Any unexpended balances as of August 31, 2022 are hereby appropriated for fiscal year 2023.

By Wilson

Texas Education Agency
Grants for Facilities Construction and Renovation

Overview

The following action adds a new rider that directs \$30 million to provide a grant to the Houston Independent School District for the purposes of facilities construction and renovation at North Forest High School.

Required Action

- Increase appropriations by \$30,000,000 in fiscal year 2022 in Strategy A.2.1, Statewide Education Programs.
- On page III-29 of the Texas Education Agency bill pattern, add the following new rider:

_____. **Grants for Facilities Construction and Renovation.** Out of the General Revenue funds appropriated above in Strategy A.2.1, Statewide Educational Programs, the Commissioner shall spend \$30,000,000 in fiscal year 2022 to fund grants to Houston Independent School District for facility construction and renovation costs at North Forest High School.

As a condition of any grant funds awarded under this rider, the Texas Education Agency shall require the grantee to submit an expenditure plan for approval by the agency. To be approved, the plan must demonstrate prudent use of funds consistent with current construction and renovation standards and best practice.

Any unexpended balances as of August 31, 2022, are appropriated for fiscal year 2023 for the same purposes.

Overview

Prepare a rider which appropriates \$25,000,000 to the Texas Education Agency in each fiscal year of the 2022-23 biennium for the purposes of maintaining digital devices for K-12 students.

Required Action

1. On page III-2 of the Texas Education Agency bill pattern, increase General Revenue Funds to Strategy B.2.1, Technology and Instructional Materials, by \$25,000,000 in fiscal year 2022 and \$25,000,000 in fiscal year 2023.
2. On page III-29 of the bill pattern for the Texas Education Agency, add the following new rider:

_____. **Long-Term Digital Device Management for Bridging the Digital Divide for Texas Students.** Included in amounts appropriated above in Strategy B.2.1, Technology and Instructional Materials, is \$25,000,000 in each fiscal year of the 2022-23 biennium for the purposes of managing, supporting, refreshing, and securing digital devices for Texas students. The Commissioner of Education shall use the funds described in this rider to support a solution that will enhance cybersecurity by ensuring that student devices are secure and used for educational purposes. These funds shall be made available as part of a solution for the benefit of students who attend school districts that choose to opt-in to the program described by this rider. Any request for proposal associated with the funds should prioritize applicants that have experience supporting students environments of a size and complexity similar to those associated with this program.

RIDER REQUEST

Member Name: Dan Huberty

Affected Agency: Texas Education Agency

Purpose: To provide a one-time appropriation to the Texas Education Agency for the purposes of a grant to the Houston Independent School District to cover the costs of the previously unfunded directive to build a new Field House at North Forest High School.

Amount Requested (if applicable): \$51,471,632

Method of Finance (if applicable): General Revenue

Rider Language: In addition to the amounts appropriated above, the Texas Education agency shall allocate \$51,471,632 over the 2022-2023 biennium in the form of a one-time grant to the Houston Independent School District to cover the costs of the previously unfunded directive to build a new Field House at North Forest High School.

By: Thompson of Harris

Texas Education Agency, Article III
Proposed Funding and Rider
Funding for North Forest High School Athletic Facilities

Overview

Appropriate \$51 million to fund the North Forest High School Athletic Facilities, as it relates to the consolidation of Houston ISD and North Forest ISD. The athletic facility will address safety issues and create a space for students and the community to allow participation in array of sports and recreation opportunities.

Required Action

Amend HB 1 on page III-29 following the bill pattern of the Texas Education Agency by adding the following rider:

A.1.1 FSP-EQUALIZED OPERATIONS

_____. **Funds for North Forest High School Athletic Facilities.** Out of funds appropriated above in Strategy A.1.1, FSP-Equalized Operations, the commissioner shall expend up to \$51,471,632 for the purpose of beginning construction of the North Forest High School Athletic Facilities, relating to the consolidation of Houston ISD and North Forest ISD.

Overview

The intent of this rider is to provide funding for a grant program supporting the transition to electronic administration of assessment instruments by local education agencies.

Required Action

On page III-2 of the Texas Education Agency bill pattern, increase General Revenue Funds in Strategy B.1.1, Assessment and Accountability, by \$30,000,000 in fiscal year 2022.

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

_____. **Transition to Electronic Administration of Assessment Instruments.** Included in amounts appropriated above, in Strategy B.1.1, Assessment and Accountability System, is \$30,000,000 in General Revenue Funds in fiscal year 2022 for the purposes of establishing a matching fund grant program to support the transition to electronic administration of assessment instruments by local education agencies. The intent of this program is to defray expenses incurred by school districts and open enrollment charter schools related to:

- a. deploying the necessary infrastructure to administer assessment instruments electronically, as required by statute;
- b. paying for increased bandwidth to administer electronically administered assessments; and
- c. other expenditures associated with managing this program.

Any unexpended balances as of August 31, 2022 are appropriated to fiscal year 2023 for the same purpose.

By: Rep. Minjarez

Texas Education Agency

Article III

Proposed Funding and Rider

Adult Charter High School Pilot

Overview

In 2013 the Texas Legislature created an Adult Charter High School Pilot, as a strategy for meeting industry needs for a sufficiently trained workforce within the state. For the first time in Texas' history, the state authorized a program to offer the opportunity to adults who are high school dropouts to complete a high school education, culminating in a high school diploma.

The Goodwill Excel Center for Adults was born of this initiative and has since graduated over 900 adults. Almost 90% of graduates have positive outcomes, including earning an industry recognized certification, enrolling in college, and/or earning higher wages. In the first year after graduation, graduates are earning \$4,300 more per year.

The premise for growing this investment is simple, systemic, and endorsed by the Tri-Agency Commission. Texas has more than 4.4M people over age 25 without a high school diploma, and more than 13% of our population live in poverty, with 60% of Texas children qualifying for free and reduced lunch. The majority of those persons lack education and job training, and more than 60% do not earn a living wage. The likelihood of a child dropping out of school is 50% when their parent has not graduated from high school. Creating a pathway out of poverty for an adult often changes the life trajectory for their children and families.

The Commissioner of TEA recently extended the Excel Center charter for 10 years. Last session the Texas Legislature removed the pilot language and appropriated money for a purposeful expansion of the program, awarding \$2.5 million in the first year of this biennium and \$5 million in the second year of the biennium. This past summer Governor Abbott required agencies to make 5% cuts to their current budgets and the Excel Center High School funding was cut, albeit by 4%. Excel Center, Windham School District, and some portions of funding for Juvenile Justice Alternative Education Programs all received cuts to their school funds, because their funding is not protected in the Foundation School Program.

This session, funding for the Excel Center should have started at \$5,000,000/year plus the funding authorized by HB 1051 - \$1,071,347 – for a total of \$11,071,347. Excel Center was not anticipating funding for further expansion of the program this session given the economic situation but did expect to start with enough funding for current enrollment.

Instead, the rider was drafted as seen below, averaging the funding for both years of the 2020-2021 budget, thereby reducing funding for enrollment, and maintaining the 4% cut. This resulted in essentially 2 cuts to the funding for the high school program. The Excel Center has already

been forced to return money to the state for the current biennium. It is critical that the cuts proposed in Rider 54 of HB 1 be restored so that the Excel Center is able to maintain its commitments to the adult students it serves.

Required Action

Proposed Rider to Replace Existing Rider in HB 1 -

54. Adult Charter School. From General Revenue funds appropriated above in Strategy A.2.1, Statewide Educational Programs, ~~\$2,500,000~~ ~~4,114,247~~ 5,535,673 is allocated in fiscal year ~~2020~~ 2022 and ~~\$5,000,000~~ ~~4,114,246~~ 5,535,673 is allocated in fiscal year ~~2021~~ 2023 for the adult high school diploma and industry certification charter school authorized in 2014 for adults 18 to 50 years of age as authorized under Texas Education Code, §29.259. The Commissioner may require any entity with which the Texas Education Agency contracts for purposes of administering programs under this rider to provide any expenditure and performance data necessary to assess the success of the program. Any unexpended balances as of August 31, 2022 are hereby appropriated for fiscal year 2023.

Overview

Prepare a rider which appropriates \$ _____ from General Revenue Funds for the purposes of implementing the provisions of HB 1055, contingent upon its enactment.

Required Action

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

_____. **Contingency for House Bill 1055.** Contingent on enactment of HB 1055, or similar legislation relating to the employment of health care professionals at public schools, by the Eighty-seventh Legislature, Regular Session, the Texas Education Agency is appropriated \$ _____ for fiscal year 2022 from General Revenue Funds and \$ _____ for fiscal year 2023 from General Revenue Funds to implement the provisions of the legislation.

Texas Education Agency, Article III
Proposed Funding and Rider
Funding based on enrollment

Overview

In order for public schools to receive full funding for all of the students they serve, the Texas Education Agency shall provide funding based on a formula that utilizes the average number of students enrolled in schools.

Required Action

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

- _____. **Contingency for HB 1246.** Contingent on enactment of HB 1246, or similar legislation relating to the use of average enrollment for purposes of the public school finance system by the Eighty-seventh Legislature, Regular Session, out of the amounts appropriated elsewhere in this Act, the Texas Education Agency shall expend amounts as necessary to implement the provisions of the legislation.

Texas Education Agency, Article III
Proposed Rider
Contingency for House Bill 1504

Prepared by LBB Staff, 3/11/2021

Overview

Prepare a rider which appropriates \$_____ from General Revenue Funds for the purposes of implementing the provisions of HB 1504, contingent upon its enactment.

Required Action

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

_____. **Contingency for House Bill 1504.** Contingent on enactment of HB 1504, or similar legislation relating to ethnic studies instruction in public schools, by the Eighty-seventh Legislature, Regular Session, the Texas Education Agency is appropriated \$_____ for fiscal year 2022 from General Revenue Funds and \$_____ for fiscal year 2023 from General Revenue Funds to implement the provisions of the legislation.

**Texas Education Agency
Proposed Rider
Contingency for HB 1713**

Prepared by LBB Staff, 03/12/2021

Overview

Prepare a rider which directs the Texas Education Agency to use \$150,000,000 in FY 2022 from General Revenue Funds to the Texas Education Agency to implement HB 1713, contingent upon its enactment.

Required Action

On page III-28 of the bill pattern for the Texas Education Agency, add the following new rider:

- _____. **Contingency for HB 1713, Public School Mental Health.** Contingent on enactment of HB 1713, or similar legislation relating to Public School Mental Health, by the 87th Legislature, Regular Session, the Texas Education Agency shall use \$150,000,000 in General Revenue Funds appropriated in Strategy Item A.2.3, Students with Disabilities, in FY 2022 to provide a grant for the hiring of one FTE mental health counselor for every 500 students in each school district to implement the provisions of the legislation.

Part 18, Contingency and Other Provisions, Article IX
Proposed Rider
Contingency for HB 1744

Prepared by LBB Staff, 3/18/21

Overview

Prepare a rider which appropriates \$18.5 million from General Revenue Funds to the Higher Education Coordinating Board and \$0.5 million from General Revenue Funds to the Texas Education Agency for the purposes of implementing the provisions of HB 1744, contingent upon its enactment.

Required Action

1. IX-116 of the bill pattern for the Article IX, add the following new rider:

_____ . **Contingency for House Bill 1744.**

- (a) Contingent on enactment of HB 1744, or similar legislation relating to measures to prepare students to teach bilingual education, English as a second language, or Spanish, by the Eighty-seventh Legislature, Regular Session, in addition to amounts appropriated elsewhere in this Act, the Texas Education Agency is appropriated \$250,000 for fiscal year 2022 from General Revenue Funds and \$250,000 for fiscal year 2023 from General Revenue Funds in Strategy A.2.1, Statewide Education Programs, to implement the provisions of the legislation.
- (b) Contingent on enactment of the legislation, in addition to amounts appropriated elsewhere in this Act, the Higher Education Coordinating Board (THECB) is appropriated \$6,250,000 for fiscal year 2022 from General Revenue Funds and \$12,250,000 for fiscal year 2023 from General Revenue Funds in Strategy C.1.2, Educational Loan Repayment, to implement the provisions of the legislation. Of these amounts, the agency shall allocate \$6,000,000 from General Revenue Funds for fiscal year 2022 and \$12,000,000 from General Revenue Funds for fiscal year 2023 to loan repayment for students pursuing a bilingual education certificate. THECB shall allocate the remaining \$250,000 from General Revenue Funds for each fiscal year to administer the program.

By: Guerra

Article III, Education
Proposed Funding and Rider
Funding for Incentivizing Students to Become Bilingual Teachers

Overview

Require the Texas Education Agency to ensure funds for the purpose of incentivizing high school students to become bilingual educators through Career and Technology Education (CTE) courses and financial assistance.

Required Action

Amend HB 1 on Page III-29 following the bill pattern of the Texas Education Agency by adding the following rider:

_____. **State Funds for Incentivizing Bilingual Educators with a Bilingual Teacher Certification.** Contingent on enactment of HB 1744 or similar legislation relating to measures to prepare students to teach bilingual education, English as a second language, or Spanish, by the Eighty-Seventh Legislature, Regular Session, out of funds appropriated above in strategy A.2.2 Achievement of Students at Risk, to the extent that such funds can be used for the purpose of this rider, the Texas Education Agency will ensure \$19,000,000 will be provided for developing a CTE in bilingual teacher certification and providing financial incentives for students to become bilingual educators. Of the funds appropriated, the Texas Education Agency shall dedicate \$6,500,000 in 2022 and \$11,500,000 in 2023 to loan repayment to students pursuing a bilingual education certificate. The remaining \$1,000,000 shall be dedicated to administration costs incurred by the Texas Education Agency or the Texas Higher Education Coordinating Board.

Overview

Adds funding for full time school nurses.

Required Action

Amend HB 1 on page III-29 following the bill pattern of the Texas Education Agency by adding the following rider

- _____. **Contingency for House Bill 181.** Contingent upon enactment of House Bill 181, or similar legislation relating to requiring employment of full time nurses at each school campus by the Eighty-Seventh Legislature, Regular Session, the Health and Human Services Commission shall allocate funds from Strategy B.2.2., Health and Safety, to implement the provisions of the bill.

**Texas Education Agency, Article III
Proposed Funding and Rider
Adding Funding for School Panic Buttons**

Overview

Adds funding for school panic buttons.

Required Action

Amend HB 1 on page III-29 following the bill pattern of the Texas Education Agency by adding the following rider

- _____. **Contingency for House Bill 204.** Contingent upon enactment of House Bill 204, or similar legislation relating to implementing school panic buttons by the Eighty-Seventh Legislature, Regular Session, the Health and Human Services Commission shall allocate funds from Strategy B.2.2., Health and Safety, to implement the provisions of the bill.

**Texas Education Agency, Article III
Proposed Rider and Funding
Contingency for House Bill 2193**

Prepared by LBB Staff, 3/14/21

Overview

Prepare a rider which appropriates \$1,000,000 from the General Revenue to implement HB 2193, contingent upon its enactment.

Required Action

1. On page III-2 of the Texas Education Agency bill pattern, increase Strategy A.2.3, Students with Disabilities, by \$1,000,000 in General Revenue funds in fiscal year 2022.
2. On page III-29 of the bill pattern for the Texas Education Agency, add the following new rider:

_____. **Contingency for House Bill 2193.** Contingent on enactment of HB 2193, or similar legislation relating to the establishment of an adaptive sports program for students with disabilities, by the Eighty-seventh Legislature, Regular Session, and in addition to other money appropriated, the Texas Education Agency is appropriated \$1,000,000 for fiscal year 2022 from the General Revenue fund in Strategy A.2.3, Students with Disabilities, to create an adaptive sports program offered by the University Interscholastic League that will provide students with disabilities access to team sports.

By: Guerra

**Texas Education Agency
Ensuring Equitable Opportunities for English Learners**

Overview

The following action adds a new rider that directs \$5 million to address learning loss among English Learners in pre-k through 6th grade. Building on the Texas Education Agency's Exceptional Item request: ensuring Equitable Opportunity through Targeted Supports, this rider would add additional funds to support the unique needs of English Learners who have experienced learning loss from the COVID-19 pandemic.

English learners learn best in bilingual programs that are effective at teaching English and supporting their home languages. Unfortunately, many English Learners have missed in-person learning and even distance learning if they lack quality internet access or digital literacy, and enrollment of English Learners in pre-k and bilingual education programs is exponentially less than in previous academic years. This funding would support the Texas Education Agency's ability to assist districts in responding to the unique needs and opportunities of English Learner children.

Required Action

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

_____. **Ensuring Equitable Opportunities for English Learners.** Out of state and/or federal funds appropriated for **Strategy A.2.4. Grants for School and Program Improvement and Innovation** and **Strategy B.3.1. Improving Educator Quality and Leadership**, the Commissioner of Education shall expend \$2,500,000 million in fiscal year 2022 and \$2,500,000 million in fiscal year 2023 for initiatives that will support districts' ability to attract and retain effective bilingual educators and address learning loss and achievement gaps among Texas English Learners.

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

- a. \$2,500,000 for the 2022-23 biennium to support initiatives to attract and retain bilingual educators, including grants to LEAs, education preparation programs (EPPs), and technical assistance to accelerate the current Grow Your Own and teacher residency programs, focused on attracting and training bilingual educators.

b. \$2,500,000 for the 2022-23 biennium to support technical assistance and grants to develop campus-level supports and systems to reduce the impacts of COVID-19 on the achievement gaps among English Learners, including effectively implementing Dual Language Immersion Programs and providing curricular guidance to address learning loss.

Overview

Prepare a rider which appropriates \$ _____ from General Revenue Funds for the purposes of implementing the provisions of HB 24, contingent upon its enactment.

Required Action

1. On page III-2 of the Texas Education Agency bill pattern, increase General Revenue Funds to Strategy A.2.3, Students with Disabilities, by \$ _____ in fiscal year 2022 and \$ _____ in fiscal year 2023.

2. On page III-29 of the bill pattern for the Texas Education Agency, add the following new rider:

_____. **Contingency for House Bill 24.** Contingent on enactment of HB 24, or similar legislation relating to funding for school districts to provide inclusive and accessible playgrounds, by the Eighty-seventh Legislature, Regular Session, the Texas Education Agency is appropriated \$ _____ for fiscal year 2022 and \$ _____ for fiscal year 2023 from General Revenue Funds to provide grants for the construction of an inclusive and accessible playground in each school district, pursuant to the provisions of the legislation.

Texas Education Agency, Article III
Proposed Rider
Contingency for HB 2465

Prepared by LBB Staff, 3/18/21

Overview

Prepare a rider which appropriates \$20.0 million from General Revenue Funds for the purposes of implementing the provisions of HB 2465, contingent upon its enactment.

Required Action

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

- _____. **Contingency for House Bill 2465.** Contingent on enactment of HB 2465, or similar legislation relating to requiring cultural inclusion curriculum as part of the enrichment curriculum for public schools, by the Eighty-seventh Legislature, Regular Session, in addition to amounts appropriated above, the Texas Education Agency is appropriated \$10,000,000 for fiscal year 2022 from General Revenue Funds and \$10,000,000 for fiscal year 2023 from General Revenue Funds in Strategy A.2.1, Statewide Educational Programs, to implement the provisions of the legislation.

Texas Education Agency, Article III
Proposed Rider
Contingency for HB 2769

Prepared by LBB Staff, 3/18/21

Overview

Prepare a rider which directs the Texas Education Agency to use funds appropriated in the bill pattern to implement HB 2769, contingent upon its enactment.

Required Action

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

- _____. **Contingency for House Bill 2769.** Contingent on enactment of HB 2769, or similar legislation relating to the essential knowledge and skills of the technology applications curriculum for public school students, by the Eighty-seventh Legislature, Regular Session, the Texas Education Agency shall use funds appropriated above in Strategy B.2.1, Technology and Instructional Materials, to implement the provisions of the legislation.

Texas Education Agency, Article III

Proposed Funding and Rider

Provide funding for career and technology funding for small & mid-size school districts

Contingency for House Bill 3128 - relating to the career and technology education allotment under the Foundation School Program.

Overview

The rider is needed to ensure that if HB 3128 or similar legislation passes, which is designed to address a mistake in funding for career technology education programs that was created when House Bill 3 (86R) passed in 2019. A problem arose from the language left out of HB 3 (86R) that kept small and mid-sized school districts from qualifying for career and technology funding.

Required Action

On page III-28 of the Texas Education Agency bill pattern, add the following rider:

_____. **Contingency rider for House Bill 3128.** Contingent on enactment of House Bill 3128, or similar legislation, relating to the career and technology education allotment under the Foundation School Program, by the 87th Legislature, Regular Session, no more than \$115 million dollars shall be appropriated each fiscal year of the 2022-2023 biennium to fund formula increases enacted by House Bill 3128, in addition to those amounts already appropriated by this Act for Career and Technology Education under A.1.1. Strategy: FSP - Equalized Operations Foundation School Program - Equalized Operations.

**Texas Education Agency,
Strategy A.2.3, Students with Disabilities
Proposed Funding and Rider
Special Education Law Training**

Overview

Appropriation of \$1 million for Special Education law training for due process hearing officers and representatives.

Required Action

Amend HB 1 (house committee report) on page III-28 following the bill pattern of the Texas Education Agency by adding the following rider:

_____ **Contingency for HB 3446.** Contingent on enactment of HB 3446, or similar legislation relating to a required training course for persons serving as special education representatives and hearing officers at impartial due process hearings or as facilitators for individualized education program facilitation, by the 87th Legislature, Regular Session, included in amounts appropriated above in Strategy A.2.3., Students with Disabilities is \$500,000 in fiscal year 2021 and \$500,000 in fiscal year 2022 from General Revenue and 1.0 FTE each fiscal year to implement the provisions of the legislation.

Texas Education Agency, Article III
Proposed Funding and Rider
Federal Funding for a Texas Tutor Corps

Overview

Require the Texas Education Agency to ensure that funds received from the Coronavirus Response and Relief Supplemental Appropriations Act of 2021 and the American Rescue Plan Act of 2021 are used for providing high-quality tutoring services to public school students, including the creation of the Texas Tutor Corps program, the establishment of a COVID-19 learning loss and student acceleration pilot program.

Required Action

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

_____. **Federal Funds for Tutoring Services.** Out of funds appropriated above in ESSER II and ESSER III, the Texas Education Agency will ensure that any money received from the Coronavirus Response and Relief Supplemental Appropriations Act of 2021 and the American Rescue Plan Act of 2021 for the purposes of tutoring be implemented for learning remediation across the state. In addition to any federal requirements, the agency will make every effort to prioritize high-need schools, as defined by the Elementary and Secondary Education Act of 1965. The agency shall provide quarterly reports to the Governor and every Member of the Legislature on the dispersal of funds, beginning December 1, 2021.

Texas Education Agency, Article III
Proposed Funding and Rider
Funding for special education based on enrollment

Overview

In order for public schools to receive full funding for all of the students they provide special education services to, the Texas Education Agency shall ensure schools receive funding based on a formula that dictates that, for each student in average enrollment in a special education program in a mainstream instructional arrangement, a school district is entitled to an annual allotment equal to the basic allotment, or, if applicable, the sum of the basic allotment and the Small and Mid-Sized allotment to which the district is entitled, multiplied by 1.15. For each full-time equivalent student in average enrollment in a special education program in an instructional arrangement other than a mainstream instructional arrangement, a district is entitled to an annual allotment equal to the basic allotment, or, if applicable, the sum of the basic allotment and the Small and Mid-Sized allotment to which the district is entitled, multiplied by a weight determined according to instructional arrangement.

Required Action

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

- _____. **Contingency for HB 4123.** Contingent on enactment of HB 4123, or similar legislation relating to the special education allotment by the Eighty-seventh Legislature, Regular Session, out of the amounts appropriated elsewhere in this Act, the Texas Education Agency shall expend amounts as necessary to implement the provisions of the legislation.

Texas Education Agency, Article III

Proposed Funding and Rider

Contingency rider that identifies the amount of funding for use in foundation school program modifications and identifying funds for use in grant programs to overcome the impact of school disruptions.

Overview

\$3 billion reduction in FSP entitlement with a \$2.3 billion education grant program.

Required Action

- Modify FSP appropriations and FSP methods of finance to result in a savings of \$1.5 billion per fiscal year of the 2022-2023 biennium in Strategy A.1.1, FSP – Equalized Operations, and increase appropriations by \$1.15 billion per fiscal year in Strategy A.2.1, Statewide Educational Programs.
- Increase the Texas Education Agency’s fulltime equivalent (FTE) cap by 35 in each year of the 2022-2023 biennium.
- On page III-29 of the Texas Education Agency bill pattern, add the following rider:

_____. Preventing Generational Educational Harm. Contingent on enactment of Bill _____ or similar legislation by the 87th Legislature, Regular Session, 2021, relating to the modification of funding for the foundation school program and establishment of a grant program to prevent generational harm, the foundation school program and methods of finance are adjusted to result in a savings of \$1,500,000,000 in each year of the fiscal biennium and the Texas Education Agency is appropriated \$1,150,000,000 in General Revenue in each fiscal year of the 2022-23 biennium to implement the grant program to prevent generational harm and to take action in accordance with this rider.

a. For purposes of Section 48. _____ of the Education Code, the agency shall calculate changes to the foundation school program in accordance with that section to achieve a reduction in the amount of \$1,500,000,000 in each year of the fiscal biennium based on amounts distributed to public schools through Section 313 of the Coronavirus Response and Relief Supplemental Appropriations Act of 2021.

b. Grant Program to Prevent Generational Harm. The commissioner shall implement grant programs under Section _____ to overcome the educational impact of disasters in Texas. The programs may include:

- (1) extended instructional time;
- (2) innovation in curriculum and instruction

c. Broadband Grants to Ensure Students Access to Remote Instruction to Prevent Generational Harm. From the funds under this rider, the commissioner shall use up to \$150,000,000 in each fiscal year to implement grant programs under Section _____ to ensure high-speed Internet and broadband access to Texas students who currently lack high-speed Internet and broadband connectivity at home.

Notwithstanding any other provision of this Act, the Texas Education Agency may transfer funds appropriated by this rider between program strategies as necessary to implement the Grant Program. The agency may transfer an amount not to exceed 0.5% of the amount appropriated for the program in each fiscal year to Strategies B.3.2-B.3.5 for the purpose of providing administrative support.

Any unexpended balances as of August 31, 2022, are appropriated to fiscal year 2023 for the same purpose.

Texas Education Agency, Article III
Proposed Rider
Contingency for HB 622

Prepared by LBB Staff, 3/19/21

Overview

Prepare a rider allocating \$500,000 from General Revenue Funds for the purposes of implementing the provisions of HB 622, contingent upon its enactment.

Required Action

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

- _____. **Contingency for House Bill 622.** Contingent on enactment of HB 622, or similar legislation relating to creating abbreviated educator preparation programs for certification in marketing education and certification in health science technology education, by the Eighty-seventh Legislature, Regular Session, out of amounts appropriated above the Texas Education Agency shall allocate \$250,000 for fiscal year 2022 from General Revenue Funds and \$250,000 for fiscal year 2023 from General Revenue Funds in Strategy B.3.3, State Board for Educator Certification, to implement the provisions of the legislation.

**Texas Education Agency, Article III
Proposed Funding and Rider
Contingency for House Bill 893**

Prepared by LBB Staff, 3/18/2021

Overview

The purpose of this rider is to direct the Texas Education Agency to use funds already appropriated to implement the provisions of HB 893, contingent upon its enactment.

Required Action

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

- _____. **Contingency for House Bill 893.** Contingent on enactment of HB 893, or similar legislation relating to a financial assistance program for open-enrollment charter school facilities, by the Eighty-seventh Legislature, Regular Session, it is the intent of the Legislature that the Texas Education Agency shall implement a program under which the state provides financial assistance to a charter holder seeking to construct or acquire adequate facilities for student instruction, pursuant to the provisions of the legislation.

Texas Education Agency, Article III
Proposed Rider
Contingency for SB 980

Prepared by LBB Staff, 3/11/21

Overview

Prepare a rider which appropriates \$1,000,000 to the Texas Education Agency in each fiscal year of the 2022-23 biennium for the purposes of implementing SB 980, contingent upon its enactment.

Required Action

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

- _____. **Contingency for Senate Bill 980.** Contingent on enactment of SB 980, or similar legislation relating to a suicide prevention, intervention, and postvention program for certain public elementary school campuses, by the Eighty-seventh Legislature, Regular Session, in addition to the amounts shown above, the Texas Education Agency is appropriated \$1,000,000 in General Revenue Funds in fiscal year 2022 and \$1,000,000 in General Revenue Funds in fiscal year 2023 in Strategy A.2.4, Grants for School and Program Improvement and Innovation, to implement the provisions of the legislation. The Commissioner may allocate additional available state, federal, or private funding for this purpose.

Texas Education Agency, Article III
Proposed Rider
Contingency for HB 2554

Prepared by LBB Staff, 3/16/21

Overview

Prepare a rider which appropriates \$_____ from General Revenue Funds for the purposes of implementing the provisions of HB 2554, contingent upon its enactment.

Required Action

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

_____. **Contingency for House Bill 2554.** Contingent on enactment of HB 2554, or similar legislation by the Eighty-seventh Legislature, Regular Session, relating to the establishment of joint vocational school districts to provide eligible high school students with vocational and educational training under a plan for the issuance of a high school diploma, the funding of those districts under the foundation school program, and the operation of certain vocational education charter programs, in addition to amounts appropriated above in Strategy B.1.1, Assessment & Accountability System, the Texas Education Agency is appropriated \$_____ for fiscal year 2022 from General Revenue Funds and \$_____ for fiscal year 2023 from General Revenue Funds to develop recommendations to the Legislature on accountability criteria for vocational education programs provided through a joint vocational school district, in collaboration with the Texas Workforce Investment Council. It is the intent of the Legislature that the recommendations be aligned with Career and Technology Education Programs of Study and the Texas Skills Standards established by the Texas Workforce Investment Council.

By: Wu

Texas Education Agency Ensuring Equitable Opportunities for English Learners

Overview

The following action adds a new rider that directs \$5 million to address learning loss among English Learners in pre-k through 6th grade. Building on the Texas Education Agency's Exceptional Item request: ensuring Equitable Opportunity through Targeted Supports, this rider would add additional funds to support the unique needs of English Learners who have experienced learning loss from the COVID-19 pandemic.

English learners learn best in bilingual programs that are effective at teaching English and supporting their home languages. Unfortunately, many English Learners have missed in-person learning and even distance learning if they lack quality internet access or digital literacy, and enrollment of English Learners in pre-k and bilingual education programs is exponentially less than in previous academic years. This funding would support the Texas Education Agency's ability to assist districts in responding to the unique needs and opportunities of English Learner children.

Required Action

On page **X-XXX** of the Texas Education Agency's bill pattern, add the following new rider:

____. **Ensuring Equitable Opportunities for English Learners.** Out of state and/or federal funds appropriated for **Strategy A.2.4. Grants for School and Program Improvement and Innovation** and **Strategy B.3.1. Improving Educator Quality and Leadership**, the Commissioner of Education shall expend \$2,500,000 million in fiscal year 2022 and \$2,500,000 million in fiscal year 2023 for initiatives that will support districts' ability to attract and retain effective bilingual educators and address learning loss and achievement gaps among Texas English Learners.

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

- a. \$2,500,000 for the 2022-23 biennium to support initiatives to attract and retain bilingual educators, including grants to LEAs, education preparation programs (EPPs), and technical assistance to accelerate the current Grow Your Own and teacher residency programs, focused on attracting and training bilingual educators.
- b. \$2,500,000 for the 2022-23 biennium to support technical assistance and grants to develop campus-level supports and systems to reduce the impacts of COVID-19 on the achievement gaps among English Learners, including effectively implementing Dual Language Immersion Programs and providing curricular guidance to address learning loss.

Page X of X

By: Rep. Minjarez

Texas Education Agency

Proposed Motion and Rider

Rider __, Limitation on Federal ARPA Education Stabilization Funds

Overview

Add a new rider to direct federal Education Stabilization Funds from the American Rescue Plan Act, 2021.

Required Action

1. Add the following new rider to the bill pattern of the Texas Education Agency:

Rider __. Limitation on Federal ARPA Education Stabilization Funds. Notwithstanding Article IX, Section 13.02(d), out of Federal Funds appropriated to the agency in this Act in both fiscal years of the biennium received from the federal Education Stabilization Fund as appropriated in the American Rescue Plan Act (ARPA), 2021, it is the intent of the legislature that the Commissioner allocate the maximum award possible (up to 100 percent) (estimated to be \$12,277,400,000) to local education agencies (including charter schools that are local educational agencies) as permitted by the relevant federal legislation.

In addition, no Education Stabilization Funds appropriated by this Act may be used to reduce state funding for local education agencies. It is the intent of the legislature that the Commissioner shall not condition the receipt of funds subject to this rider on payment to any entity or purchase of any service by a local education agency. The Commissioner may collect information regarding the local expenditure of Education Stabilization Funds.

By: Rep. Minjarez

Texas Education Agency

Proposed Motion and Rider

Rider __, Limitation on Federal CRRSA Education Stabilization Funds

Overview

Add a new rider to direct federal Education Stabilization Funds from the Consolidated Appropriations Act, 2021 Coronavirus Response and Relief Supplemental Appropriations Act, 2021.

Required Action

1. Add the following new rider to the bill pattern of the Texas Education Agency:

Rider __. Limitation on Federal CRRSA Education Stabilization Funds. Notwithstanding Article IX, Section 13.02(d), out of Federal Funds appropriated to the agency in this Act in both fiscal years of the biennium received from the federal Education Stabilization Fund as appropriated in the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSA), 2021, it is the intent of the Legislature that the Commissioner shall allocate the maximum award possible (up to 100 percent) (estimated to be \$5,529,552,209) to local education agencies (including charter schools that are local educational agencies) as permitted by the relevant federal legislation.

In addition, the Commissioner shall not use Education Stabilization Funds subject to this rider to reduce state funding for local education agencies. The Commissioner shall not condition the receipt of funds subject to this rider on payment to any entity or purchase of any service by a local education agency. The Commissioner may collect information regarding the local expenditure of Education Stabilization Funds.

By: VanDeaver

**Texas Education Agency, Article III
Proposed Funding and Rider**

To provide funding for the Adult Charter School from funds available from the American Rescue Plan Act of 2021.

Overview

Use funding available from the American Rescue Plan Act of 2021 to provide additional funding to the Adult Charter School.

Required Action

On page III-28 of the Texas Education Agency bill pattern, add the following rider:

_____. **Contingency rider from American Rescue Plan dollars.** Adult Charter School. To the extent federal funds are available, and to the extent those funds can be used for such purpose, included in appropriations above in Strategy XX, is \$10,000,000 in federal funds appropriated to adult high school charter authorized under Texas Education Code, §29.259 or Chapter 12, subchapter G for assessment tool(s), data systems, technology, infrastructure, career certification development and equipment to meet the education and workforce training needs of adults who have been adversely affected by COVID-19. These funds may be granted to a non-profit entity in the form of a grant through the Texas Education Agency. The Commissioner may require any entity with which the Texas Education Agency contracts for purposes of administering programs under this rider to provide any expenditure and performance data necessary to assess the success of the program. Any unexpended balances as of August 31, 2022 are hereby appropriated for fiscal year 2023.

Overview

The intent of this rider is to assist students with a learning loss caused by the closure of schools during the pandemic and direct the use of funds available for that purpose.

Required Action

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

- _____. **Assistance to Students with a Learning Loss Caused by the Closure of Schools.** Either out of funds appropriated above to the Texas Education Agency from Strategy A.2.2, Achievement of Students At Risk, or to the extent allowable under federal statute or regulation, out of federal public education funds provided to the State of Texas in response to the coronavirus pandemic, or both, the Commissioner of Education shall allocate sufficient funding in each fiscal year of the 2022-23 biennium that focuses on assisting students with a learning loss caused by the closure of schools during the pandemic.

By Rep. Minjarez

Texas Education Agency Emotional and Behavioral Supports

Overview

The following action would ensure Texas Education Agency leverages available federal funding to assist districts in using best practice interventions to address student needs within the social/emotional and behavioral learning domains. Various federal funding streams, including the Coronavirus Aid, Relief and Economic Security (CARES) Act and Coronavirus Response and Relief Supplemental Appropriations (CRRSA) Act, and the American Rescue Plan (ARP) Act recently passed by Congress, can be used to support address students' social-emotional needs.

COVID-19 has intensified the need for schools to support the mental wellness of students using effective school-based interventions. Families, school staff, and mental health providers are reporting increases in emotional distress, symptoms of anxiety and depression, and increases in suicidal ideation and attempts among Texas children. Physiological responses to distress disrupt parts of the brain that control concentration, memory, decision-making abilities, and behavior - all factors that are inextricably connected to a student's ability to learn and be successful in school. These concerns have significant influence on children's education in both the short- and long-terms.

Required Action

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

____ Federal Funding for Emotional and Behavioral Supports. The Texas Education Agency shall, to the extent authorized by state and federal law, leverage federal funding to support capacity building projects, including professional development and support, for school districts to provide emotional, mental, and behavioral services and learning supports as to students as needed through Multi-Tiered Systems of Support (MTSS) processes.

Overview

The intent of this rider is to direct the use of federal public education funds related to the coronavirus pandemic for certain infrastructure improvements

Required Action

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

- _____. **Use of Federal Education Funds Related to the Coronavirus Pandemic for Infrastructure Projects.** To the extent allowable under federal statute or regulation, out of federal public education funds provided to the State of Texas in response to the coronavirus pandemic, the Commissioner of Education shall reimburse local education agency costs associated with infrastructure improvements deemed likely to mitigate the spread of COVID-19 and promote the general health and wellness of students. The maximum reimbursement a local education agency is entitled to receive shall not exceed the number of campuses operated by the local education agency multiplied by the quotient of \$500,000,000 and the total number of campuses operated by local education agencies in the state.

By: Raney

Texas Education Agency, Article III
Proposed Rider
Funding for Infrastructure Support for Mobile STEM Lab Grantees

Overview

Provide one-time funding of \$750,000 in each year of the biennium out of federal relief dollars to grantees in the current Mobile STEM Lab grant program at the Texas Education Agency for additional infrastructure and operational costs to support expanded statewide mobile STEM lab capacity for Texas public schools impacted by Winter Storm Uri.

Required Action

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

____. **Expanded Mobile STEM Lab Capacity.** Out of Federal Funds received, TEA shall allocate \$750,000 in each year of the 2022-23 biennium for additional infrastructure to be provided, operationalized, and staffed by the current Mobile STEM Lab grantee for the purpose of providing increased statewide access to the STEM program for Texas schools impacted by Winter Storm Uri.

Overview

The intent of this rider is to direct the use of federal public education funds related to the coronavirus pandemic for a remediation program for at-risk youth.

Required Action

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

_____. **Use of Federal Education Funds Related to the Coronavirus Pandemic for a Remediation Program for At-Risk Youth.** To the extent allowable under federal statute or regulation, out of federal public education funds provided to the State of Texas in response to the coronavirus pandemic, the Commissioner of Education shall allocate \$10,000,000 in Coronavirus Relief Funds (No. 325) from Strategy A.2.2, Achievement of Students At Risk, in each fiscal year of the 2022-23 biennium, to support a COVID-19 remediation programs for at-risk youth, due to the negative impact of the COVID-19 pandemic on at-risk children.

COVID-19 remediation programs receiving funding in relation to this rider shall provide out-of-school time activities, including academic support and remediation, human trafficking prevention, teen pregnancy prevention, social emotional learning and trauma informed care, career goal setting and career exploration, physical fitness and recreation, and healthy meals and snacks.

It is the intent of the Legislature that providers selected to deliver these programs shall be established community-based organizations or statewide youth development organizations focused on youth including out-of-school time, academic remediation and food security as well as programs designed to assist youth in developing skills for both personal and social accountability. Programs must be delivered by trained professional staff, and address existing conditions, as well as remediate conditions made worse by the COVID-19 pandemic, which could result in negative outcomes for children and youth.

Not later than December 1, 2022, The Texas Education Agency shall report to the Legislative Budget Board, the Governor, the Chair of the House Appropriations Committee, the Chair of the Senate Finance Committee, Speaker of the House, Lieutenant Governor, and the permanent standing committees in the House of Representatives and the Senate with jurisdiction over public education on the success of the program in remediating negative outcomes as a result of the COVID-19 pandemic.

By: Rep. Minjarez

Texas Education Agency, Article III
Proposed Funding and Rider
Funding for Special Education Compensatory Services

Prepared by LBB Staff, 3/13/2021

Overview

The purpose of this rider is to designate that certain federal funds provided to Texas in relation to the coronavirus pandemic are to be used to provide funding for special education compensatory services.

Required Action

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

- _____ **Reservation of Federal Stimulus Funds for Special Education Compensatory Services.** Out of Coronavirus Relief Fund No. 325, which is composed of funds provided to the state of Texas by the federal government in response to the coronavirus pandemic, and to the extent allowable under federal statute or regulation, the Commissioner shall set aside no less than ten percent of the discretionary funds provided to Texas during the 2020-21 biennium for the purpose of awarding grants to local education agencies for the reimbursement of expenditures related to the provision of special education compensatory services for students with disabilities. Only expenditures made on or after June 1, 2020 shall be eligible for reimbursement under this rider.

If a federal law or regulation requires that any funds governed by this rider be expended prior to a date certain, and such funds that have not been expended prior to three months before that date certain, the Commissioner shall distribute those unexpended funds on the basis of each full-time equivalent student in average daily attendance in a special education program under Subchapter A, Education Code in the 2020-21 school year, in proportion to the applicable weight for the student under the public school finance system.

Overview

Like any defense strategy, cyber defense is most effective when adversaries are met with a united front. In the context of cyber security, this means replacing the state's patchwork status quo with a collective defense system that allows participants to share threat intelligence information with each other to gain maximum insight of potential attacks. The State's initial efforts should begin with protecting our local school districts, especially considering the prevalence of child identity theft. The goal of this rider is to provide basic support for a collective defense demonstration project at TEA

Required Action

Cybersecurity Incident Information System. Out of funds appropriated above or to the Texas Education Agency elsewhere in this Act, the Texas Education Agency shall set aside no less than \$400,000 in fiscal year 2022 and no less than \$400,000 in fiscal year 2023 for the establishment and maintenance of a collective defense system to coordinate the anonymous sharing of information concerning cybersecurity attacks occurring in schools in this state..

Overview

The purpose of this rider is to direct the Texas Education Agency to use funds already appropriated to establish a pilot program for early childhood literacy and parental engagement

Required Action

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

- _____. **Fatherhood and Parental Involvement in Literacy Campaign.** It is the intent of the Legislature that, out of funds appropriated above in Strategy A.2.1, Statewide Education Programs, the Texas Education Agency allocate \$250,000 in General Revenue Funds in each fiscal year of the 2022-23 biennium to contract with a statewide organization with expertise in providing education, fatherhood and parental engagement, and literacy support services. Funding shall be used for personnel, developing curriculum, training and other necessary costs to support the father/parent-student relationship. The Commissioner may require the organization to provide any expenditure and performance data necessary to assess the success of the program.

Texas Education Agency, Article III
Proposed Funding and Rider
Requiring a Report on Arrests in Schools or on School Campuses

Prepared by LBB Staff, 3/16/2021

Overview

This rider would require TEA to use existing appropriations to produce a report to the 88th Legislature on arrests in schools or on school campuses.

Required Action

On page III-XX of the Texas Education bill pattern, add the following rider:

- _____. **Report on Arrests in Schools or on School Campuses.** Out of funds appropriated above in Strategy B.3.2, Agency Operations, the Texas Education Agency (TEA) shall produce a report related to student arrests in schools or on school campuses in Texas school districts and open-enrollment charter schools. The report shall include disaggregated data by categories that include: gender, race, and age. The agency shall report its findings to the Legislative Budget Board and the appropriate legislative education standing committees by January 1, 2023.

Texas Education Agency, Article III
Proposed Funding and Rider
Requiring a Report on Career and Technical Education

Prepared by LBB Staff, 3/16/21

Overview

This rider would require TEA to use existing appropriations to produce a report to the 88th Legislature on key measures related to career and technical education.

Required Action

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

- _____ . **Report on Career and Technical Education.** Out of funds appropriated above in Strategy B.3.2, Agency Operations, the Texas Education Agency (TEA) shall produce a report related to participation in and availability of Career and Technical Education in Texas. The report shall be published on the agency's website no later than January 1, 2023. The report shall include:
- a. the number of school districts and open-enrollment charter schools offering Career and Technical Education programs;
 - b. the courses of study provided at each school district and open-enrollment charter school as part of the district or schools Career and Technical Education program;
 - c. the number of students in each school district and open-enrollment charter school and their level of participation in a Career and Technical Education program disaggregated by state region and the type of Career and Technical Education program;
 - d. the number of classroom teachers teaching a Career and Technical Education course disaggregated by type of teaching certificate;
 - e. the number of classroom teachers teaching a Career and Technical Education courses in the schools served by each regional education service center;
 - f. the total funding received by each school district and open-enrollment charter school from the Career and Technical Education allotment and what percentage of those funds were spent on their Career and Technical Education program;
 - g. the location of each facility operated by a school district and open-enrollment charter school for Career and Technical Education;
 - h. the number of school districts and open-enrollment charter schools that have entered into agreements with other agencies of education to provide Career and Technical Education for students in the school district or open-enrollment charter school;
 - i. a description of available Career and Technical Education certifications, the availability of each certification throughout the state and the number of students who have earned each certification during the past biennium;
 - j. the availability of each industry-based credential throughout the state and the number of students who have earned each industry-based credential during the past biennium;
 - k. information on each industry or occupation in which a Career and Technical Education certification or industry-based credential is available, including information on:
 - i. median annual wage;
 - ii. occupation growth;
 - iii. annual employment; and

- iv. education requirement;
- l. the number of student contact hours by program of study;
- m. the percentage of students participating in Career and Technical Education programs in each school district or open-enrollment charter school aggregated by district or school type as determined by the commissioner; and
- n. any additional information the agency determines necessary to provide to the legislature.

Overview

The intent of this rider is to restrict the use of federal public education funds related to the coronavirus pandemic.

Required Action

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

- _____. **Limitation on Federal Education Funds Related to the Coronavirus Pandemic.** Notwithstanding any other provision of this Act, and to the extent allowable under federal statute or regulation, no public education funds provided to the State of Texas by the federal government in response to the coronavirus pandemic shall be used to reduce state funding for local education agencies. For the purposes of this rider, the amount of funds subject to this rider are estimated to be \$17,806,952,209.

It is the intent of the Legislature that the Commissioner of Education shall allocate the maximum award possible to local education agencies from public education funds provided to the State of Texas through the Coronavirus Relief Fund. Further, it is the intent of the Legislature that the Commissioner of Education shall not require that the receipt of funds subject to this rider by a local education agency be conditioned on a payment to any entity or a purchase of any service by the local education agency.

By:

March 11, 2021

**Article III
Teachers Retirement System
Proposed Amendment to Existing Rider**

Right to Shop Incentive – Rider 19 in TRS (HB 1: III-42)

Background

- Last session, the GAA included a rider requiring TRS to implement a “right to shop” incentive for TRS enrollees as part of their health benefit plan.
- A right to shop provision allows a patient to share savings with the insurer if the patient chooses a lower-cost provider.
- Health care prices for services can vary greatly between providers, sometimes even costing four times the amount, with little or no variation in the quality of the service.
- By incentivizing patients to choose lower cost providers, both the state and the patient save money.
- The Legislature needs data on this program to understand if TRS is maximizing the potential savings a right to shop incentive can yield. Additionally, TRS should compare its program to the Texas Employees Retirement System and other states to determine if improvements could be made to the TRS system to produce greater savings.
- It is unclear whether TRS even implemented the right to shop incentive during the interim (it is not mentioned at all in any plan descriptions or benefit packages on either the TRS or TRS-BlueCross websites, nor in the 2020 Health Benefits Annual Report that was release in February of this year).
- In Active Care, current teachers often bear the incremental cost of premium increases, cutting into the legislatively-approved pay increases from House Bill 3 (2019). By driving utilization of shared savings incentives, the Legislature can increase net teacher take home pay by both reducing out of pocket costs and delivering a portion of any savings achieved directly to the teacher as a cash payment.
- In TRS care, retired teachers living on fixed incomes often face rising premiums, yet have little incentive in current program design to shop for lower cost, high quality options. This leads to higher system costs that are eventually passed to the retiree. With a fully-functioning shared savings incentive, retired teachers could receive cash payments while simultaneously slowing premium cost increases.

Proposed Action

Amend the existing rider to the bill pattern of the Teachers Retirement System in House Bill 1.

Rider Language

Right to Shop Incentive.

It is the intent of the Legislature that the Teacher Retirement System incentivize members of TRS-Care and TRS-ActiveCare to shop for lower cost care within the health plans in order to achieve shared savings. Pursuant to the provisions of Insurance Code Sec.1575.109, 579.052, and Article IX, Sec. 7.12, Notification of Certain Purchases or Contract Awards, Amendments, and Extensions, the agency may contract with a third-party vendor for this purpose. In order to reduce the potential for conflicts of interest, when contracting with such a third-party vendor, preference shall be given to any vendor that is not affiliated with or owned by any company that has administered the health benefit plan, or submitted a bid to do so.

In order for the legislature to be able to evaluate the effectiveness of this program, the Teachers Retirement System shall include, in their annual report required by Section 1575.452 of the Insurance Code, certain key performance metrics and comparison regarding the right to shop incentive. Specifically the report must:

- (a) include the agency's performance on the following metrics:
- Incentive Success Rate -- Total number of services performed on plan enrollees that could have been eligible for an incentive compared to number of instances in which an incentive was realized.
 - Registered Rate -- Number of members registered for the incentive program, both as a raw number and as a percentage of overall members;
 - Shopping Numbers -- Number of members who shopped for an incentive eligible healthcare service, including the number that ultimately chose an incentive eligible provider to perform the service;
 - Registered Shopping Rate – Considering only registered members, the percentage who shopped for an incentive eligible service.
 - Registered Shopping Rate Among Those Needing Services – Considering only registered members who ultimately received a service that would have been eligible for an incentive, the percentage who shopped for an incentive eligible service.
 - Conversion Rate – Of those registered members who shopped, the percentage that selected an incentive eligible provider for the incentive-eligible service; and
 - Actual savings to the state and enrollees by month, year, year to date, and over the life of the program; and
- (b) include a comparison of TRS's performance in these categories to ERS, as well as to other government entities that are incorporating similar programs, including at least Kentucky, Maine, Nebraska, Tennessee, Virginia, and Florida. If a public information request is needed in order to obtain the information from these other governmental entities, ERS shall make such a request sufficiently early to allow the information to be included in the report.

Overview

Prepare a rider which directs the Teacher Retirement System to use funds to implement the provisions of House Bill 1722 or similar legislation, contingent upon its enactment.

Required Action

On page III-43 of the bill pattern for the Teacher Retirement System, add the following new rider:

- _____. **Contingency for House Bill 1722.** Contingent on enactment of House Bill 1722, or similar legislation relating to the reimbursement and payment of claims for telemedicine medical services and telehealth services under certain health benefit plans, by the Eighty-seventh Legislature, Regular Session, it is the intent of the legislature that the Teacher Retirement System use funds from the Retired School Employee Group Insurance Fund 989 and the School Employees Uniform Group Insurance Program Fund 855 to implement the provisions of the legislation.

**House Appropriations Committee
Riders - Article III
Public Education**

Not Adopted

Legislative Budget Board

**Article III, Texas Education Agency
Proposed Funding and Rider
Funds for Discovery Education for Cy-Fair Independent Food District**

Overview

Appropriation of \$225,000 of technology/instructional materials to Cypress Fairbanks Independent School District (CFISD) for Discovery Education.

Discovery Education provides instructional videos, science simulations, and instructional strategies for teachers to support science concepts in their classrooms. Digital lessons may be assigned to students to help address specific gaps for students who missed foundational science concepts due to COVID-19.

Required Action

Amend House Bill 1 on page III-2 of the Texas Education Agency bill pattern, adding following rider:

_____. **Funds for Replacement of Aging Devices.** Out of funds appropriated above in Strategy B.2.1, Technology/Instructional Materials., the Texas Education Agency will ensure \$225,000 of General Revenue Funds to Cy-Fair Independent School District for the use of purchasing Discovery Education materials.

**Article III, Texas Education Agency
Proposed Funding and Rider
Funds for Pre-K Shared Reading for Cy-Fair Independent Food District**

Overview

Appropriation of \$224,000 of technology/instructional materials to Cypress Fairbanks Independent School District (CFISD) for Pre-K Shared Reading.

Pre-K students missed early learning opportunities and language experiences during school and community closures due to COVID-19. Shared reading lessons and activities in English and Spanish help build early reading skills and support oral language development.

Required Action

Amend House Bill 1 on page III-2 of the Texas Education Agency bill pattern, adding following rider:

_____. **Funds for Replacement of Aging Devices.** Out of funds appropriated above in Strategy B.2.1, Technology/Instructional Marerials., the Texas Education Agency will ensure \$224,000 of General Revenue Funds to Cy-Fair Independent School District for the use of Pre-K Shared Reading.

**Article III, Texas Education Agency
Proposed Funding and Rider
Funds for Discovery Education for Cy-Fair Independent Food District**

Overview

Appropriation of \$225,000 of technology/instructional materials to Cypress Fairbanks Independent School District (CFISD) for Discovery Education.

Discovery Education provides instructional videos, science simulations, and instructional strategies for teachers to support science concepts in their classrooms. Digital lessons may be assigned to students to help address specific gaps for students who missed foundational science concepts due to COVID-19.

Required Action

Amend House Bill 1 on page III-2 of the Texas Education Agency bill pattern, adding following rider:

_____. **Funds for Replacement of Aging Devices.** Out of funds appropriated above in Strategy B.2.1, Technology/Instructional Materials., the Texas Education Agency will ensure \$225,000 of General Revenue Funds to Cy-Fair Independent School District for the use of purchasing Discovery Education materials.

**Article III, Texas Education Agency
Proposed Funding and Rider
Funds for K-5 Hands on Science Lab Materials for Cy-Fair Independent Food District**

Overview

Appropriation of \$728,000 of technology/instructional materials to Cypress Fairbanks Independent School District (CFISD) for the purchase of K-5 Hands on Science Lab Materials.

Hands-on science lab materials aimed at foundational science skills that are critical to support hands-on learning and exploration due to some lost opportunities to participate in learning labs in 2020-21. These labs will strengthen and deepen student schema and provide a foundation to build on in order to close gaps in science.

Required Action

Amend House Bill 1 on page III-2 of the Texas Education Agency bill pattern, adding following rider:

_____. **Funds for Replacement of Aging Devices.** Out of funds appropriated above in Strategy B.2.1, Technology/Instructional Materials., the Texas Education Agency will ensure \$728,000 of General Revenue Funds for the fiscal year of 2022 to Cy-Fair Independent School District for the use of purchasing K-5 Hands on Science Lab Materials.

**Article III, Texas Education Agency
Proposed Funding and Rider
Funds for Additional Classroom Teachers for Cy-Fair Independent Food District**

Overview

Appropriation of \$20 million of technology/instructional materials to Cypress Fairbanks Independent School District (CFISD) to ensure replacement of aging devices.

Due to COVID-19 and the need to support remote learning, summer of 2021 CFISD became a 1:1 district. In order to distribute devices to all of our student population, we used a combination of our existing fleet of 40,000 classroom devices, plus a total of 79,500 new devices. The cost of the device includes the cost of Absolute, Google Licenses, Accidental Damage and Protection. Because the existing fleet of devices will begin to age out in 2021, we need to address replacing the 40,000 devices.

Required Action

Amend House Bill 1 on page III-2 of the Texas Education Agency bill pattern, adding following rider:

_____. **Funds for Replacement of Aging Devices.** Out of funds appropriated above in Strategy B.2.1, Technology/Instructional Marerials., the Texas Education Agency will ensure \$20,000,000 of General Revenue Funds to Cy-Fair Independent School District for the use of replacing aging devices.

Article III, Texas Education Agency
Proposed Funding and Rider
Funds for Additional Classroom Teachers for Cy-Fair Independent Food District

Overview

Appropriation of \$20 million of technology/instructional materials to Cypress Fairbanks Independent School District (CFISD) to ensure replacement of aging devices.

Due to COVID-19 and the need to support remote learning, summer of 2021 CFISD became a 1:1 district. In order to distribute devices to all of our student population, we used a combination of our existing fleet of 40,000 classroom devices, plus a total of 79,500 new devices. The cost of the device includes the cost of Absolute, Google Licenses, Accidental Damage and Protection. Because the existing fleet of devices will begin to age out in 2021, we need to address replacing the 40,000 devices.

Required Action

Amend House Bill 1 on page III-2 of the Texas Education Agency bill pattern, adding following rider:

_____. **Funds for Replacement of Aging Devices.** Out of funds appropriated above in Strategy B.2.1, Technology/Instructional Marerials., the Texas Education Agency will ensure \$20,000,000 of General Revenue Funds to Cy-Fair Independent School District for the use of replacing aging devices.

Article III, Texas Education Agency
Proposed Funding and Rider
Funds for Additional Classroom Teachers for Cy-Fair Independent Food District

Overview

Appropriation of \$20 million of technology/instructional materials to Cypress Fairbanks Independent School District (CFISD) to ensure replacement of aging devices.

Due to COVID-19 and the need to support remote learning, summer of 2021 CFISD became a 1:1 district. In order to distribute devices to all of our student population, we used a combination of our existing fleet of 40,000 classroom devices, plus a total of 79,500 new devices. The cost of the device includes the cost of Absolute, Google Licenses, Accidental Damage and Protection. Because the existing fleet of devices will begin to age out in 2021, we need to address replacing the 40,000 devices.

Required Action

Amend House Bill 1 on page III-2 of the Texas Education Agency bill pattern, adding following rider:

_____. **Funds for Replacement of Aging Devices.** Out of funds appropriated above in Strategy B.2.1, Technology/Instructional Marerials., the Texas Education Agency will ensure \$20,000,000 of General Revenue Funds to Cy-Fair Independent School District for the use of replacing aging devices.

Appropriation of \$60,610 of technology/instructional materials to Cypress Fairbanks Independent School District (CFISD) for the purchase of digital microscopes.

Science lab materials aimed at Science 8 and Biology that are critical to support hands-on learning and exploration due to lost opportunities to participate in learning labs in 2020-21. These labs will strengthen and deepen student schema and provide a foundation to build on in order to close gaps in science.

Required Action

Amend House Bill 1 on page III-2 of the Texas Education Agency bill pattern, adding following rider:

_____. **Funds for Replacement of Aging Devices.** Out of funds appropriated above in Strategy B.2.1, Technology/Instructional Materials., the Texas Education Agency will ensure \$60,610 of General Revenue Funds for the fiscal year of 2022 to Cy-Fair Independent School District for the use of purchasing digital microscopes.

BY: Steve Allison

Budget Rider Recommendations

Out of funds appropriated for Strategy A.2.1.: STATEWIDE EDUCATIONAL PROGRAMS, the Texas Education Agency shall establish the computer science strategic advisory committee as a permanent advisory committee to the agency to develop and provide recommendations for increasing computer science instruction and participation in public schools. The agency shall appoint an existing agency employee to provide administrative support for the advisory committee. Not later than January 1 of each odd-numbered year, the advisory committee shall submit to the governor and the legislature a report that includes recommended changes to state law, including funding proposals and timelines for the implementation of the recommended changes that are intended to:

- (1) increase the number of certified computer science teachers;
- (2) increase the number of public high schools offering computer science courses;
- (3) increase the number of high school students enrolled in computer science courses;
- (4) encourage the enrollment of diverse student populations in computer science courses; and
- (5) expand computer science learning opportunities, including computer programming, computer coding, cybersecurity, and computational thinking, in public schools.

Out of funds appropriated for Strategy B.3.6.: CERTIFICATION EXAM ADMINISTRATION Educator Certification Exam Services - Estimated and Nontransferable, not later than December 31, 2022, the State Board of Education shall review and revise, as needed, the essential knowledge and skills of the technology applications curriculum as required by Section 28.002(c-3), Education Code, as added by Chapter 1149 (H.B. 2984), Acts of the 86th Legislature, Regular Session, 2019.

By: Wu

Teacher Retirement System, Article III Proposed Rider

Prepared by LBB Staff, 3/19/21

Overview

Prepare a rider which prohibits the Teacher Retirement System of Texas from reducing the annuity payment to a retiree returning to work in a position where the compensation for which is paid by federal funds.

Required Action

On page III-43 of the bill pattern for the Teacher Retirement System, add the following new rider:

- _____. **Retiree Return to Work in Federally Funded Positions.** Contingent on enactment of any additional necessary legislation, contingent on compliance with the requirements regarding the loss of benefits on resumption of service under Section 824.601, Government Code, it is the intent of the legislature that the Teacher Retirement System of Texas be prohibited from reducing or eliminating the monthly annuity payments of retirees who return to work in positions where the compensation for which is paid by federal funds.

Teacher Retirement System, Article III
Proposed Rider
TRS Retirees Benefits

Overview

Since 2001, retired teachers have received only one partial cost-of-living adjustment. Currently, the average Teacher Retirement System (TRS) life annuity is \$2,078 per month, with some retirees receiving \$1000 a month or less. For many retirees this is their main source of income, as 95% of public school employees are not covered by Social Security.

The rider would require the Board of Trustees of the Teachers Retirement System of Texas to provide an additional annuity check to enrolled retirees using existing appropriation in the bill pattern.

Required Action

On page III-43 of the bill pattern for the Teacher Retirement System, add the following new rider:

_____. **Additional Annuity Payment**. *To the extent possible the board of trustees shall use existing appropriation in the bill pattern to provide retirees of the plan a 13th check equal to retiree's monthly benefit. The board of trustees may not authorize the payment of the 13th check unless the board finds that the retirement system is actuarially sound and has money available to pay the additional payment.*

If the board of trustees finds that the retirement system is actuarially sound, but that the amount of money available is not sufficient to pay the full amount of the 13th check, it is the intent of the legislature that the board shall compute the largest percentage possible for payment while maintaining the actuarial soundness of the system.