

House Appropriations Committee Decision Document

Representative VanDeaver, Subcommittee Chair on Article III

Members: Representatives Bryant, Gervin-Hawkins, Isaac, Martinez, Morrison, Ortega, Tepper, Thimesch

Decisions as of March 15, 2023 @ 8:30 am

LBB Manager: Avery Saxe

Article III, Public Education Total, Article III Public Education Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 2024-25 Biennial Total		Pended Items 2024-25 Biennial Total		Adopted 2024-25 Biennial Total		Article XI 2024-25 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
TEA (703)								
Total, Outstanding Items / Tentative Decisions	\$ 5,015,717,884	\$ 2,727,965,884	\$ -	\$ -	\$ 5,000,234,487	\$ 2,712,482,487	\$ 4,232,227	\$ 4,232,227
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
TSBVI (771)								
Total, Outstanding Items / Tentative Decisions	\$ 6,475,000	\$ 6,475,000	\$ -	\$ -	\$ -	\$ -	\$ 3,275,000	\$ 3,275,000
Total, Full-time Equivalents / Tentative Decisions	5.0	5.0	0.0	0.0	0.0	0.0	5.0	5.0
TSD (772)								
Total, Outstanding Items / Tentative Decisions	\$ 67,041,102	\$ 67,041,102	\$ -	\$ -	\$ -	\$ -	\$ 800,000	\$ 800,000
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Special Provisions for TSBVI and TSD (S20)								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PSFC (706)								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ 5,591,553	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
TRS (323)								
Total, Outstanding Items / Tentative Decisions	\$ 1,404,021,000	\$ 1,404,021,000	\$ -	\$ -	\$ 875,421,000	\$ 875,421,000	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
ORP (32C)								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Article III, Public Education Total, Article III Public Education Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 2024-25 Biennial Total		Pended Items 2024-25 Biennial Total		Adopted 2024-25 Biennial Total		Article XI 2024-25 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
Total, Outstanding Items / Tentative Decisions	\$ 6,493,254,986	\$ 4,211,094,539	\$ -	\$ -	\$ 5,875,655,487	\$ 3,587,903,487	\$ 8,307,227	\$ 8,307,227
NO-COST ADJUSTMENTS								
1 None.	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total, NO COST ADJUSTMENTS	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total GR & GR-Ded Adopted Items less Cost-out	\$ 6,493,254,986	\$ 4,211,094,539	\$ -	\$ -	\$ 5,875,655,487	\$ 3,587,903,487	\$ 8,307,227	\$ 8,307,227
	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025	FY 2022	FY 2023
Total, Full-time Equivalent / Tentative Decisions	5.0	5.0	0.0	0.0	0.0	0.0	5.0	5.0

Article III, Public Education Texas Education Agency (703) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 2024-25 Biennial Total		Pended Items 2024-25 Biennial Total		Adopted 2024-25 Biennial Total		Article XI 2024-25 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
Technical Adjustments:								
1. Windham School District (WSD) request for additional funds for salary increase.	\$ 234,487	\$ 234,487			\$ 234,487	\$ 234,487		
Agency Requests:								
1. Information Technology Deferred Maintenance: Request for resources to complete deferred regular maintenance on legislatively mandated applications.	\$ 11,251,170	\$ 11,251,170						
	Funding for this item will be included in the Supplemental Bill.							
2. Modify Rider 80: Interagency Cybersecurity Initiative for Public Schools. (\$55,000,000 in General Revenue included in HB 1 for the project.) No Cost								
a. Transfer \$5,748,080 from capital to non-capital budget to fund ESC Grants for Cybersecurity Practitioners.						Adopt		
b. Transfer \$745,946 from capital to non-capital budget to fund 3.0 FTEs for statewide planning activities and transfer \$366,973 in payroll costs to fiscal year 2025.						Adopt		
c. Modify Rider 80 to specify funding is also for the placement and oversight of cybersecurity practitioners to assist schools.						Adopt		
d. Modify Rider 80 to allow TEA to transfer funding between capital and non-capital budgets contingent upon LBB approval, with automatic approval after 15 business days if not disapproved.						Adopt		

Article III, Public Education Texas Education Agency (703) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 2024-25 Biennial Total		Pended Items 2024-25 Biennial Total		Adopted 2024-25 Biennial Total		Article XI 2024-25 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
3. Modify Rider 70: Local Designation Systems and Teacher Incentives. Request to amend rider to allow TEA to transfer fee revenues above the Biennial Revenue Estimate to administrative strategies and provides unexpended balance authority both within the biennium and between biennia. No Cost					Adopt			
4. New Rider: Civics Training Programs. Requested rider would allow TEA to transfer \$300,000 of program funds to administrative strategies and provide unexpended balance authority within the biennium. No Cost					Adopt			
5. Modify Rider 49: Texas Gateway and Online Resources. Request would allow commissioner to use appropriated funds to create and implement tools to collect, manage, and analyze performance data for rider's programs. Commissioner would notify LBB 30 days prior to expending funds. No Cost					Adopt			
6. Expanded Services to Students in Restrictive Housing, WSD. Funding for specialized classroom desks and 3.0 additional staff.	\$ 515,465	\$ 515,465					\$ 515,465	\$ 515,465
7. Expanded Career and Technical Education Offerings, WSD. Funding for 5.0 additional staff, additional state jail classroom space, equipment, and operating expenses.	\$ 1,891,641	\$ 1,891,641					\$ 1,891,641	\$ 1,891,641
8. Continue Family Literacy Programs, WSD. Funding for 8.0 additional staff.	\$ 1,027,626	\$ 1,027,626					\$ 1,027,626	\$ 1,027,626
9. Creation of a Workforce Coordinator Program, WSD. Funding for 6.0 additional staff to assist with occupational licensing applications pre- and post-release and to facilitate pre-release employment interviews for students.	\$ 797,495	\$ 797,495					\$ 797,495	\$ 797,495

Article III, Public Education Texas Education Agency (703) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 2024-25 Biennial Total		Pended Items 2024-25 Biennial Total		Adopted 2024-25 Biennial Total		Article XI 2024-25 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
Subcommittee Revisions and Additions:								
1. New Rider: Public Education Funding Increases. Appropriates \$5.0 billion in additional General Revenue funds for public education, contingent upon actions of the Eighty-eighth Legislature.	\$ 5,000,000,000	\$ 5,000,000,000			\$ 5,000,000,000	\$ 5,000,000,000		
2. Delete Rider 82: Public Education Funding Increases. Deletes rider stating legislative intent to provide additional funding for public education.					Adopt			
3. Modify Rider 81: Property Tax Relief. Increase appropriations from the Property Tax Relief Fund from \$9.7 billion to \$12.0 billion and reduce recapture by \$4.6 billion, contingent on enactment of HB 2, or similar legislation, and on the enactment and subsequent voter approval of the constitutional amendment proposed by HJR 1.		\$ (2,287,752,000)				\$ (2,287,752,000)		
Total, Outstanding Items / Tentative Decisions	\$ 5,015,717,884	\$ 2,727,965,884	\$ -	\$ -	\$ 5,000,234,487	\$ 2,712,482,487	\$ 4,232,227	\$ 4,232,227
	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Article III, Public Education Texas School for the Blind and Visually Impaired (771) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 2024-25 Biennial Total		Pended Items 2024-25 Biennial Total		Adopted 2024-25 Biennial Total		Article XI 2024-25 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
Agency Requests:								
1. Statewide Outreach and Technical Assistance Programs. Additional funds and 5.0 FTEs to expand statewide outreach services.	\$ 1,400,000	\$ 1,400,000					\$ 1,400,000	\$ 1,400,000
2. Teacher Preparation Programs. Increase to pass-through funding to Texas Universities to provide additional scholarships for future teachers of the blind and visually impaired. (\$1,405,500 in All Funds included in HB 1.)	\$ 400,000	\$ 400,000					\$ 400,000	\$ 400,000
3. Campus Safety and Security Upgrades.								
a. Emergency Power Generator.	\$ 2,000,000	\$ 2,000,000						
	Funding for this item will be included in the Supplemental Bill.							
b. Security equipment, including radios, security cameras, intercom system, fire panel, door upgrades, and badge readers.	\$ 400,000	\$ 400,000						
	Funding for this item will be included in the Supplemental Bill.							
c. Video surveillance software.	\$ 100,000	\$ 100,000						
	Funding for this item will be included in the Supplemental Bill.							
4. Technology and information resources upgrades. Request includes \$140,000 in onetime upgrades to the wireless network infrastructure and an ongoing contracted annual cost of \$30,000.	\$ 200,000	\$ 200,000						
	Funding for this item will be included in the Supplemental Bill.							

Article III, Public Education Texas School for the Blind and Visually Impaired (771) Items Not Included in Bill as Introduced		Outstanding Items for Consideration				Tentative Subcommittee Decisions			
		Items Not Included in HB 1 2024-25 Biennial Total		Pended Items 2024-25 Biennial Total		Adopted 2024-25 Biennial Total		Article XI 2024-25 Biennial Total	
		GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
5.	Student Transportation. Funding for transporting students home from campus on weekends. Service currently funded through private donations.	\$ 700,000	\$ 700,000					\$ 700,000	\$ 700,000
6.	Playground Accessibility Equipment and Upgrades.	\$ 500,000	\$ 500,000						
		Funding for this item will be included in the Supplemental Bill.							
7.	Increased utility costs.	\$ 100,000	\$ 100,000					\$ 100,000	\$ 100,000
8.	Amend Rider 4, Educational Professional Salary Increases. Agency requests amending the rider to include an additional \$2,500 annual stipend for each contracted professional at the Texas School for the Blind and Visually Impaired.	\$ 675,000	\$ 675,000					\$ 675,000	\$ 675,000
Subcommittee Revisions and Additions:									
1.	None.								
Total, Outstanding Items / Tentative Decisions		\$ 6,475,000	\$ 6,475,000	\$ -	\$ -	\$ -	\$ -	\$ 3,275,000	\$ 3,275,000
		FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025
Total, Full-time Equivalent / Tentative Decisions		5.0	5.0	0.0	0.0	0.0	0.0	5.0	5.0

Article III, Public Education School for the Deaf (772) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 2024-25 Biennial Total		Pended Items 2024-25 Biennial Total		Adopted 2024-25 Biennial Total		Article XI 2024-25 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
Agency Requests:								
1. Facilities expansion and renovation for ACCESS program (young adults ages 18-22).								
a. New student dormitories.	\$ 47,006,809	\$ 47,006,809						
	Funding for this item will be included in the Supplemental Bill.							
b. Classroom expansion and renovation.	\$ 9,273,656	\$ 9,273,656						
	Funding for this item will be included in the Supplemental Bill.							
2. Campus Security Entrance. Renovations to the Elizabeth Street security entrance to the campus.	\$ 502,648	\$ 502,648						
	Funding for this item will be included in the Supplemental Bill.							
3. Rehabilitation of elementary multipurpose recreational space.	\$ 9,457,989	\$ 9,457,989						
4. Amend Rider 3, Educational Professional Salary Increases. Agency requests amending the rider to include an additional \$2,500 annual stipend for each contracted professional at the Texas School for the Deaf.	\$ 800,000	\$ 800,000					\$ 800,000	\$ 800,000
Subcommittee Revisions and Additions:								
1. None.								
Total, Outstanding Items / Tentative Decisions	\$ 67,041,102	\$ 67,041,102	\$ -	\$ -	\$ -	\$ -	\$ 800,000	\$ 800,000
	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025
Total, Full-time Equivalent / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Article III, Public Education Special Provisions for the School for the Blind and Visually Impaired and the School for the Deaf (S20) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 <u>2024-25 Biennial Total</u>		Pended Items <u>2024-25 Biennial Total</u>		Adopted <u>2024-25 Biennial Total</u>		Article XI <u>2024-25 Biennial Total</u>	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
Subcommittee Revisions and Additions:								
1. None.								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Article III, Public Education Permanent School Fund Corporation (706) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 2024-25 Biennial Total		Pended Items 2024-25 Biennial Total		Adopted 2024-25 Biennial Total		Article XI 2024-25 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
Agency Requests:								
1. New Rider: Texas PSF Fiduciary Finding. Rider would give the agency authority to appropriate additional funding and increase FTEs as identified to be necessary in the issuance of a fiduciary finding. No cost.	\$ -	\$ -			Adopt			
2. Funding for lease payments in fiscal years 2024 and 2025. (\$1,853,030 in Other Funds is included in HB 1 to continue lease costs from fiscal year 2023 in the 2024-25 biennium.)	\$ -	\$ 4,416,808						
3. Funding for facilities build out costs in fiscal year 2024.	\$ -	\$ 1,174,745						
Subcommittee Revisions and Additions:								
1. New Rider: Limitation on Funds Appropriated to the Permanent School Fund Corporation (PSFC). New rider prohibits use of Permanent School Funds to lease private office space. Rider directs PSFC to lease state-owned building space.					Adopt			
Total, Outstanding Items / Tentative Decisions	\$ -	\$ 5,591,553	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025
Total, Full-time Equivalentents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Article III, Public Education Teacher Retirement System (323) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 2024-25 Biennial Total		Pended Items 2024-25 Biennial Total		Adopted 2024-25 Biennial Total		Article XI 2024-25 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
Technical Adjustments:								
1. Change code citation in Rider 21 from Government Code Section 824.2031 to 821.006. No cost.	\$ -	\$ -			Adopt			
Agency Requests:								
1. Funding to hold TRS-ActiveCare premiums constant for the 2024 and 2025 plan years.	\$ 1,404,021,000	\$ 1,404,021,000			\$ 875,421,000	\$ 875,421,000		
2. Delete Rider 11, Limitation on Funds Appropriated to the Teacher Retirement System (TRS). This would give the agency authority to hire an external communications consultant. No cost.	\$ -	\$ -			Adopt			
3. New Rider, Contingent Appropriation of Pension Trust Funds to Consider an Additional Regional Office. This would authorize the TRS Board to spend pension funds and increase the FTE cap, should the Legislature wish for TRS to open an additional regional office. No cost.	\$ -	\$ -					Adopt to Article XI	
Subcommittee Revisions and Additions:								
1. None.								
Total, Outstanding Items / Tentative Decisions	\$ 1,404,021,000	\$ 1,404,021,000	\$ -	\$ -	\$ 875,421,000	\$ 875,421,000	\$ -	\$ -
	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Article III, Public Education Optional Retirement Program (32C) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Subcommittee Decisions			
	Items Not Included in HB 1 <u>2024-25 Biennial Total</u>		Pended Items <u>2024-25 Biennial Total</u>		Adopted <u>2024-25 Biennial Total</u>		Article XI <u>2024-25 Biennial Total</u>	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
Subcommittee Revisions and Additions:								
1. None.								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025	FY 2024	FY 2025
Total, Full-time Equivalent / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

By: _____

Texas Education Agency, Article III
Proposed Rider Amendment
Interagency Cybersecurity Initiative for Public Schools
Prepared by LBB Staff, 03/08/2023

Overview

This rider would amend Texas Education Agency (TEA) Rider 80, Interagency Cybersecurity Initiative for Public Schools, to move \$366,973 in General Revenue funds from fiscal year 2024 to fiscal year 2025 for TEA personnel costs, include the placement and oversight of cybersecurity practitioners as an allowable program activity, and grant authority to TEA to transfer funds between capital and non-capital budget items.

Required Action

1. On page III-29 of the Texas Education Agency bill pattern, amend the following rider:
 80. **Interagency Cybersecurity Initiative for Public Schools.** Included in the amounts appropriated above in Strategy B.3.5, Information Systems - Technology, is ~~\$\$5,000,000~~ \$54,633,027 in General Revenue ~~for~~ in fiscal year 2024 and \$366,973 in General Revenue in fiscal year 2025 to provide cybersecurity services to public school districts and placement and oversight of cybersecurity practitioners to assist Local Education Agencies (LEAs). It is the intent of the Legislature that the Texas Education Agency enter into an interagency agreement with the Department of Information Resources (DIR) to provide cybersecurity services for LEAs ~~Local Education Agencies (LEAs)~~ in accordance with DIR Strategy C.1.2, Security Services. Cybersecurity services to be provided by DIR may include, but are not limited to, cybersecurity assessments, end point detection response, and network detection response. To the greatest extent possible, the agency and DIR shall coordinate such services with Education Service Centers as well as Regional Security Operation Centers. In addition, the agencies shall prioritize the use of existing statewide contracts to procure such services and may prioritize funding to high-need districts.

Notwithstanding any restrictions on transfers contained in this Act, the Texas Education Agency may transfer funds appropriated by this rider between the agency’s capital budget and the agency’s non-capital budget as necessary to carry out the program. Such a transfer is contingent upon approval from the Legislative Budget Board. The request shall be considered approved unless the Legislative Budget Board issues a written disapproval within 15 business days after the date the Legislative Budget Board staff concludes its review of the proposed transfer and forwards the review to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor. Any requests for additional information made by the Legislative Budget Board shall interrupt the counting of the 15 business days.

Any unexpended balances remaining as of August 31, 2024, are appropriated in fiscal year 2025 for the same purpose.

By: _____

Texas Education Agency, Article III
Proposed Rider Amendment
Local Designation Systems and Teacher Incentives

Prepared by LBB Staff, 03/08/2023

Overview

This rider would amend Texas Education Agency Rider 70 to provide flexibility to the Agency in the transferring of funds between strategies, biennia, and fiscal years in a biennium for the Local Designation Systems and Teacher Incentives Program.

Required Action

1. On page III-27 of the Texas Education Agency bill pattern, amend the following rider:
 70. **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 TEC §21.3521 and TEC §48.112 (estimated to be \$2,084,000 in fiscal year 2024 and \$3,486,000 in fiscal year 2025). Fee revenue collections appropriated under this rider are to be used exclusively for the purpose of administering the programs the programs under TEC §21.3521 and TEC §48.112.

Notwithstanding Rider 24, Limitation on the Transfer and Use of Funds, and notwithstanding the transfer provisions of Article IX, Part 14, out of funds appropriated above and allocated by this rider, the Texas Education Agency may transfer fee revenue collections that are in excess of the Biennial Revenue Estimate to Strategies B.3.2, Agency Operations, and B.3.5, Information Systems – Technology, to use in administering the program.

Any unexpended and unobligated balances remaining as of August 31, 2023, are appropriated for the same purpose for the fiscal year beginning September 1, 2023. Any unexpended and unobligated balances remaining as of August 31, 2024, are hereby appropriated to fiscal year 2025 for the same purpose.

In addition, out of funds appropriated above in Strategy A.1.1, FSP-Equalized Operations, \$150,986,120 in fiscal year 2024 and \$197,681,715 in fiscal year 2025 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 2024 include 2,349 master, 6,584 exemplary, and 8,079 recognized teachers. The estimated number of designations for fiscal year 2025 include 2,866 master, 8,360 exemplary, and 8,531 recognized teachers.

By: _____

Texas Education Agency, Article III
Proposed Rider
Civics Training Academies

Prepared by LBB Staff, 3/8/2023

Overview

This rider would describe the uses of funding already appropriated to the Texas Education Agency for the Civics Training Academies Program.

Required Action

1. On page III-31 of the Texas Education Agency bill pattern, add the following rider:

_____.

Civics Training Academies. Included in amounts appropriated above in Strategy A.2.1, Statewide Educational Programs, is \$14,625,000 in General Revenue Funds in fiscal year 2024 for the purposes of developing and making available civics training programs for teachers and administrators at grade levels to be determined by the Commissioner of Education in accordance with Texas Education Code, Section 21.4555. Notwithstanding Rider 24, Limitation on the Transfer and Use of Funds, and notwithstanding the transfer provisions of Article IX, Part 14, out of funds appropriated above and allocated by this rider, the Texas Education Agency may transfer an amount not to exceed \$300,000 during the 2024-25 biennium to be allocated among Strategies B.3.2, Agency Operations, and B.3.5, Information Systems – Technology, to use in administering the program. Any unexpended and unobligated balances remaining as of August 31, 2024, are appropriated to fiscal year 2025 for the same purpose.

By: _____

Texas Education Agency, Article III
Proposed Rider Amendment
Texas Gateway and Online Resources

Prepared by LBB Staff, 3/8/2023

Overview

This amendment to TEA Rider 49, Texas Gateway and Online Resources, would facilitate the performance monitoring and reporting required by the current rider.

Required Action

1. On page III-21 of the Texas Education Agency bill pattern, amend the following rider:
 - 49. Texas Gateway and Online Resources.** Out of General Revenue funds appropriated above in Strategy A.2.1, Statewide Educational Programs, the Commissioner shall allocate \$7,302,500 in each fiscal year of the 2024-25 biennium to support online educator and student resources. From amounts referenced above, the Commissioner shall set aside funds for the following purposes:
 - a. \$3,000,000 in each fiscal year of the 2024-25 biennium for the hosting, and maintenance of online educator and student educational resources and the secure provisioning of user accounts;
 - b. \$1,352,500 in each fiscal year the 2024-25 biennium for the Lesson Study Initiative which include teacher development of best-practice lessons and supporting tools;
 - c. \$1,950,000 in each fiscal year of the 2024-25 biennium to reimburse districts for costs related to students taking On Ramps Dual Enrollment courses; and
 - d. \$1,000,000 in each fiscal year of the 2024-25 biennium to reimburse district costs related to professional development provided by UTeach and other providers, focused on improving blended-learning teacher preparation.
- To ensure effective monitoring of programs funded by this rider and the efficient use of public resources, the Commissioner of Education may use funds appropriated above and allocated by this rider to develop tools necessary to collect, manage, and analyze performance data on the programs funded by this rider. The Texas Education Agency shall notify the Legislative Budget Board at least 30 calendar days prior to the date the agency expects to expend funds for such purposes.
- The Commissioner shall report to the Legislative Budget Board and the Office of the Governor expenditure and performance data on the programs funded by this rider by October 1 of each fiscal year. The information submitted must include:
- a. Measures of program impact, including the number of school districts and open-enrollment charter schools served; the number of campuses served; the number of teachers served; and the number of students served by the program;
 - b. Measures of program effectiveness, including student achievement and teacher growth; and
 - c. Program expenditures delineated by activity.

Any unexpended balances as of August 31, 2024, are appropriated to fiscal year 2025 for the same purpose.

By: Rep. VanDeaver

**Texas Education Agency
Proposed Funding and Rider
Public Education Funding**

Prepared by LBB Staff, 3/9/23

Overview

The proposed rider would appropriate \$5.0 billion from the Foundation School Fund No. 193 for the purposes of providing public education funding increases, contingent upon actions of the legislature.

Required Actions

- 1) On page III-1 of the Texas Education Agency bill pattern, add \$5,000,000,000 from Foundation School Fund No. 193 to Strategy A.1.1, Foundation School Program – Equalized Operations.
- 2) On page III-27 of the Texas Education Agency bill pattern, add the following rider:

_____. **Public Education Funding Increases.** Out of amounts appropriated above in Strategy A.1.1, Foundation School Program – Equalized Operations, \$5,000,000,000 shall be used to provide increased funding for school districts and charter schools, contingent upon actions of the Eighty-eighth Legislature, Regular Session. Possible strategies include, but are not limited to, funding for increased compensation and benefits for classroom teachers; additional funding for the Teacher Incentive Allotment under Education Code, Section 48.112; increases to the Basic Allotment pursuant to Education Code, Section 48.051; increased funding for school safety; increased funding for curriculum and/or the Instructional Materials and Technology Allotment under Education Code, Section 31.0211; and increased funding for Special Education under Education Code, Chapter 29 and Section 48.102.

By: _____

**Texas Education Agency
Proposed Funding and Rider Amendment
Property Tax Relief**

Prepared by LBB Staff, 3/15/23

Overview

The proposed rider amendment would appropriate additional funds for property tax relief, contingent on the enactment of HB 2 and HJR 1, or similar legislation related to providing property tax relief above what is required by current law to increase state aid and reduce recapture payments through additional constitutionally dedicated property tax relief.

Required Actions

- 1) Increase appropriations for the Foundation School Program from Strategy A.1.1, Foundation School Program – Equalized Operations by \$840,864,000 in fiscal year 2024 and \$1,434,452,000 in fiscal year 2025 out of the Property Tax Relief Fund.
- 2) Decrease appropriations for the Foundation School Program from Strategy A.1.1, Foundation School Program – Equalized Operations by \$2,130,292,000 in fiscal year 2024 and \$2,432,776,000 in fiscal year 2025 out of Recapture Payments – Attendance Credits;
- 3) Amend the Foundation School Program sum-certain appropriation identified in Rider 3, Foundation School Funding, accordingly.
- 4) On page III-26 of the Texas Education Agency bill pattern, amend the following rider:

81. Property Tax Relief.

- (a) Out of amounts appropriated above in Strategy A.1.1, an estimated \$3,118,000,000 for the 2024-25 biennium is appropriated from Foundation School Fund No. 193 for compression of district property tax rates due to district property value growth, pursuant to Education Code, Sections 48.2551 and 48.2552 (a) and (b).
- (b) Out of amounts appropriated above in Strategy A.1.1 and in addition to amounts in Subsection (a), an estimated \$2,156,100,000 for the 2024-25 biennium is appropriated from Foundation School Fund No. 193 to reduce the state compression percentage by 7.75 percent, due to state savings resulting from the limitation on district Maximum Compressed Rates during the prior biennium, pursuant to Education Code, Section 48.2552(c).
- (c) On September 1, 2023, the Comptroller of Public Accounts shall transfer from the General Revenue Fund into the Property Tax Relief Fund \$12,001,216,000 ~~\$9,725,900,000~~.
- (d) Out of amounts transferred in Subsection (c), ~~\$12,001,216,000~~ ~~\$9,725,900,000~~ is appropriated in Strategy A.1.1 for the 2024-25 biennium out of the Property Tax Relief Fund for district property tax relief, contingent on the enactment of HB 2, or similar legislation related to providing property tax relief through the public school finance system and property tax appraisal and administration, and enactment of HJR 1 and subsequent voter approval of the associated constitutional amendment related to proposing a constitutional amendment to authorize the legislature to limit the maximum appraised value of real property for ad valorem tax purposes and to exempt certain appropriations to pay for ad valorem tax relief from the constitutional limitation on the rate of growth of appropriations, actions of by the Eighty-eighth

~~Legislature, Regular Session to increase state aid and reduce recapture payments through additional constitutionally dedicated property tax relief. Actions for district property tax relief include, but are not limited to, increasing the residential homestead exemption under Tax Code, Section 11.13(b); reducing the State Compression Percentage pursuant to Education Code, Section 48.255(b)(1); reducing district Maximum Compressed Rates under Education Code, Sections 48.2551 and 48.2552; reducing the rate of district property tax levy growth in the calculation of the State Compression Percentage and Maximum Compressed Rate under Education Code, Sections 48.255(b)(2) and 48.2551(b)(1)(A); and changing the limitation on taxable value under Tax Code, Chapter 11.~~

- (e) It is the intent of the Legislature that any property tax relief directed by Subsection (d) shall be structured so as to not exceed the limit provided under Texas Constitution, Article VIII, Section 22, Limitation on the Rate of Growth of Appropriations.

Permanent School Fund Corporation, Article III
Proposed Rider
Fiduciary Finding Authority

Prepared by LBB Staff, 3/2/2023

Overview

This rider would give the Permanent School Fund Corporation authority to expend funds above those appropriated if the Board issues a fiduciary finding stating that such funds are necessary to perform the fiduciary duties of the Board. It also lays out reporting requirements and limits the total increase in additional funding to not exceed the performance measure target, unless an additional request is made.

Required Action

On page III-36 of the Permanent School Fund Corporation bill pattern, add the following rider:

_____. **Exception to Appropriation for Board Fiduciary Finding.**

- (a) In addition to the amounts appropriated above and notwithstanding the provisions of Article IX, Section 6.10, Limitation on State Employment Levels, the Permanent School Fund Corporation (PSFC) is authorized to expend additional funding out of the Permanent School Fund and employ additional FTEs if the Permanent School Fund Corporation Board issues a fiduciary finding stating the amount of additional funding and/or FTEs necessary to perform the fiduciary duties of the Board.
- (b) It is the intent of the Legislature that the Board approve a statement of justifications and objectives for adopting the additional funding and/or FTEs. No later than 30 business days following the issuance of a fiduciary finding, the PSFC shall submit a written notification to the Legislative Budget Board (LBB) and the Governor. This notification shall include:
 - (1) The amount of additional funding from the Permanent School Fund, and/or number of additional FTEs, to be authorized by this rider for each affected year of the 2024-25 biennium, as identified in the fiduciary finding;
 - (2) A statement of justifications and objectives for the additional funding and/or FTEs;
 - (3) The current operating budget, as approved by the Board, for each fiscal year of the 2024-25 biennium that is amended by the fiduciary finding;
 - (4) Performance metrics proposed by the PSFC to evaluate the impact of additional funding and/or FTEs on the Board's objectives in issuing the fiduciary finding; and
 - (5) Any additional information requested by the LBB or the Governor regarding the fiduciary finding.
- (c) The total amount of funding authorized by this rider shall not exceed the performance measure target established in this Act under Strategy A.1.1 Permanent School Fund (PSF) Investment Expense As a Basis Point of Net Assets, except as specified in subsection (d).
- (d) In the event that the PSFC determines in a fiduciary finding that additional appropriations are needed that exceed the limit in subsection (c), the Board shall submit a request, including the information required in subsection (b), to the LBB

and Governor. The request shall be considered approved 30 business days after the request is delivered, unless otherwise disapproved.

(e) No later than October 31 following a fiscal year for which the Board has adopted a fiduciary finding, the PSFC shall provide a report to the LBB and the Governor on:

(1) The actual total expenditures and number of additional FTTEs hired during the preceding fiscal year pursuant to subsection (a); and

(2) A report on the agency's actual performance on metrics described in subsection (b)(4) for the preceding year.

Permanent School Fund Corporation, Article III
Proposed Rider
Limitation on Facilities Funding

Prepared by LBB Staff, 3/14/2023

Overview

Rider would restrict the Permanent School Fund Corporation from leasing privately owned office space and provide legislative intent for the agency to lease state-owned office space.

Required Action

On page III-36 of the Permanent School Fund Corporation bill pattern, add the following rider:

_____. **Limitation on Funds Appropriated to the Permanent School Fund Corporation (PSFC).** Notwithstanding Rider ____, Exception to Appropriation for Board Fiduciary Finding, none of the funds appropriated by this Act or from the Permanent School Fund Account No. 44 may be used for the purpose of leasing or renting privately owned office space. It is the intent of the Legislature that funds appropriated above for the purposes of renting or leasing office space shall be used exclusively for state-owned building space.

Teacher Retirement System, Article III
Proposed Rider Amendment
TRS Member Benefit Enhancement

Prepared by LBB Staff, 3/3/2023

Overview

Rider lays out intention to provide TRS retirees a benefit enhancement if the TRS Pension Fund is deemed actuarially sound. Amendment changes the Government Code citation to be more accurate.

Required Action

On page III-49 of the Teacher Retirement System bill pattern, amend the following rider:

__21___. **Contingent Appropriation for Teacher Retirement System (TRS) Retiree Benefit Enhancement.** It is the intent of the Legislature that a benefit enhancement be provided to TRS retirees, contingent on the determination that the TRS Pension Trust Fund is considered actuarially sound pursuant to Government Code, Section 824.2034821.006.