

BILL ANALYSIS

Senate Research Center

H.B. 1826
By: Grusendorf (West, Royce)
Education
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Engrossed

AUTHOR'S/SPONSOR'S STATEMENT OF INTENT

Current law does not restrict school districts from using resources to construct, maintain, or repair improvements to real property outside of the bounds of their school district. In one extreme case, a school district maintenance division is acting as a construction company for another school district.

H.B. 1826 allows resources of school districts to remain with the school district for the betterment of the district. This bill prohibits school districts from using their resources on property not owned or leased by the district.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Subchapter D, Chapter 11, Education Code, by adding Section 11.168, as follows:

Sec. 11.168. USE OF DISTRICT RESOURCES PROHIBITED FOR CERTAIN PURPOSES. (a) Prohibits a board of trustees of a school district from entering into an agreement authorizing the use of school district employees, property, or resources for the design, construction, or renovation of improvements to real property not owned or leased by the district.

(b) Provides that this section does not prohibit the board of trustees of a school district from entering into an agreement with another governmental entity for the construction or renovation of improvements to real property if the improvements are used for certain purposes.

SECTION 2. Effective date: upon passage or September 1, 2005.