

BILL ANALYSIS

Senate Research Center
86R34498 CAE-D

C.S.H.B. 663
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Education
5/16/2019
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

C.S.H.B. 663 amends current law relating to proclamations for the production of instructional materials and selection of instructional materials by public schools.

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 Section 31.002, Education Code, by adding Subdivision (1-b) to define "proclamation."

SECTION 2. Amends Section 31.022, Education Code, by adding Subsections (b-1) and (b-2) and amending Subsection (f), as follows:

(b-1) Authorizes SBOE, for any state fiscal biennium, to only 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 amount used to fund the instructional materials and technology allotment under Section 31.0211 (Instructional Materials and Technology Allotment) for that biennium.

(b-2) Requires SBOE, in 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) (relating to requiring SBOE each biennium to set aside an amount equal to 50 percent of the distribution for that biennium from the permanent school fund to the available school fund to be placed in the state instructional materials and technology fund), to fund the instructional materials and technology allotment under Section 31.0211, to consider the cost of all instructional materials and technology requirements for that state fiscal biennium.

(f) Requires SBOE to amend any proclamation issued for the purchase of instructional materials to conform to the instructional materials funding levels provided by the General Appropriations Act for the year of implementation and to comply with Subsection (b-1), rather than requiring SBOE to amend any request for production issued for the purchase of instructional materials to conform to the instructional materials funding levels provided by the General Appropriations Act for the year of implementation.

SECTION 3. Repealer: Section 31.101(d) (relating to requiring a school district or open-enrollment charter school, for instructional material that is not on the list, to use the instructional material for the period of the review and adoption cycle SBOE has established for the subject and grade level for which the instructional material is used), Education Code.

Repealer: Section 31.101(e) (relating to authorizing a school district or open-enrollment charter school that selects subscription-based instructional material on the list or electronic instructional material on the list to cancel the subscription and subscribe to new instructional material or electronic instructional material on the list adopted by the

commissioner before the end of the state contract period if certain conditions are met),
Education Code.

SECTION 4. Effective date: September 1, 2019.