

AN ACT

relating to the new instructional facility allotment under the foundation school program.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Sections 42.158(b), (d-1), and (g), Education Code, are amended to read as follows:

(b) For the first school year in which students attend a new instructional facility, a school district is entitled to an allotment of \$1,000 [~~\$250~~] for each student in average daily attendance at the facility. For the second school year in which students attend that instructional facility, a school district is entitled to an allotment of \$1,000 [~~\$250~~] for each additional student in average daily attendance at the facility.

(d-1) In addition to the appropriation amount described by Subsection (d), the amount of \$1 million may be appropriated each school year to supplement the allotment to which a school district is entitled under this section that may be provided using the appropriation amount described by Subsection (d). The commissioner shall first apply the funds appropriated under this subsection to prevent any reduction under Subsection (d) in the allotment for attendance at an eligible high school instructional facility, subject to the maximum amount of \$1,000 [~~\$250~~] for each student in average daily attendance. Any funds remaining after preventing all reductions in amounts due for high school instructional facilities

1 may be applied proportionally to all other eligible instructional
2 facilities, subject to the maximum amount of \$1,000 [~~\$250~~] for each
3 student in average daily attendance.

4 (g) In this section:

5 (1) "Instructional [~~,"instructional]~~ facility" has
6 the meaning assigned by Section 46.001.

7 (2) "New instructional facility" includes:

8 (A) a newly constructed instructional facility;

9 (B) a repurposed instructional facility; and

10 (C) a leased facility operating for the first
11 time as an instructional facility with a minimum lease term of not
12 less than 10 years.

13 SECTION 2. A school district that is entitled under Section
14 42.158, Education Code, to receive funding in the 2017-2018 school
15 year for the second year of student attendance at a new
16 instructional facility is entitled for that year to the amount
17 provided for the second year of student attendance as a result of
18 the changes in law made by this Act.

19 SECTION 3. This Act takes effect September 1, 2017.

President of the Senate

Speaker of the House

I certify that H.B. No. 1081 was passed by the House on May 4, 2017, by the following vote: Yeas 93, Nays 49, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1081 on May 26, 2017, by the following vote: Yeas 101, Nays 41, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1081 was passed by the Senate, with amendments, on May 24, 2017, by the following vote: Yeas 27, Nays 4.

Secretary of the Senate

APPROVED: _____

Date

Governor