

BILL ANALYSIS

Senate Research Center
84R9223 CAE-F

S.B. 810
By: Seliger
Education
3/4/2015
As Filed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Currently, school districts are prohibited from expending resources to design, construct, or renovate any property that the district does not own or lease, unless the district partners with an institution of higher education to construct an athletic or instructional facility. S.B. 810 would allow a district the flexibility to partner with a municipality to design, improve, or construct an instructional or athletic facility if there is a written agreement that the school district may use the facility.

As proposed, S.B. 810 amends current law relating to the authority of an independent school district to contract with a municipality for the design, improvement, or construction of an instructional facility, stadium, or other athletic facility.

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 11.168(a), Education Code, to include Section 45.109(a-3) among the exceptions to the provisions of this subsection prohibiting the board of trustees of a school district from entering into certain agreements. Makes nonsubstantive changes.

SECTION 2. Amends Section 45.109, Education Code, by adding Subsections (a-3) and (e), as follows:

(a-3) Provides that an independent school district and a municipality, located wholly or partially in the boundaries of a county in which the district is located, may contract for the district to contribute district resources to pay a portion of the costs of the design, improvement, or construction of an instructional facility, stadium, or other athletic facility owned by, on the property of, or under the control of the municipality. Provides that a district may contribute district resources under this subsection only if the district and municipality enter into a written agreement authorizing the district to use that facility.

(e) Provides that an agreement entered into before the construction of an instructional facility, stadium, or other athletic facility, as provided by Subsection (a-1), (a-2), or (a-3) does not violate Section 11.169 (Electioneering Prohibited).

SECTION 3. Effective date: upon passage or September 1, 2015.