

AN ACT

relating to inclusion of funds received by certain educational institutions or programs in foundation school program funds for purposes of certain budget reductions.

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

SECTION 1. Section 19.007, Education Code, is amended by adding Subsection (h) to read as follows:

(h) Notwithstanding any other law, for purposes of any budget reductions requested by the Legislative Budget Board or the governor, any money received by the district or appropriated to the department for purposes of operating the district is considered to be part of the foundation school program and is not subject to those budget reductions.

SECTION 2. Section 29.259, Education Code, is amended by adding Subsection (j-1) to read as follows:

(j-1) Notwithstanding any other law, for purposes of any budget reductions requested by the Legislative Budget Board or the governor, any money received by a nonprofit entity granted a charter under this section or appropriated to the agency for purposes of operating an adult education program under this section is considered to be part of the foundation school program and is not subject to those budget reductions.

SECTION 3. Section 30.025, Education Code, is amended to read as follows:

1 Sec. 30.025. FUNDING OF TEXAS SCHOOL FOR THE BLIND AND
2 VISUALLY IMPAIRED. (a) The funding of the Texas School for the Blind
3 and Visually Impaired consists of:

4 (1) money the legislature specifically appropriates
5 to the school;

6 (2) money the agency allocates to the school under
7 this code;

8 (3) money paid under a contract or other agreement;

9 (4) money the school receives through a gift or
10 bequest;

11 (5) a payment the school receives from a school
12 district under Section 30.003; and

13 (6) the school's share of the available school fund and
14 payments to compensate for payments no longer made from the
15 available school fund as provided by Section 30.003(f).

16 (b) Notwithstanding any other law, for purposes of any
17 budget reductions requested by the Legislative Budget Board or the
18 governor, any money received by the Texas School for the Blind and
19 Visually Impaired or appropriated to the agency for purposes of
20 operating the school is considered to be part of the foundation
21 school program and is not subject to those budget reductions.

22 SECTION 4. Section 30.056, Education Code, is amended to
23 read as follows:

24 Sec. 30.056. FUNDING OF THE TEXAS SCHOOL FOR THE DEAF. (a)
25 The funding of the Texas School for the Deaf consists of:

26 (1) money the legislature specifically appropriates
27 for the school;

1 (2) money the agency allocates to the school under
2 this code;

3 (3) money paid under a contract or other agreement;

4 (4) money the school receives through a gift or
5 bequest;

6 (5) a payment the school receives from a school
7 district under Section 30.003; and

8 (6) the school's share of the available school fund and
9 payments to compensate for payments no longer made from the
10 available school fund as provided by Section 30.003(f).

11 (b) Notwithstanding any other law, for purposes of any
12 budget reductions requested by the Legislative Budget Board or the
13 governor, any money received by the Texas School for the Deaf or
14 appropriated to the agency for purposes of operating the school is
15 considered to be part of the foundation school program and is not
16 subject to those budget reductions.

17 SECTION 5. Section 37.012, Education Code, is amended by
18 adding Subsection (f) to read as follows:

19 (f) Notwithstanding any other law, for purposes of any
20 budget reductions requested by the Legislative Budget Board or the
21 governor, any money received by a local juvenile probation
22 department or appropriated to the Texas Juvenile Justice Department
23 for purposes of operating a juvenile justice alternative education
24 program is considered to be part of the foundation school program
25 and is not subject to those budget reductions.

26 SECTION 6. This Act takes effect immediately if it receives
27 a vote of two-thirds of all the members elected to each house, as

H.B. No. 3456

1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I certify that H.B. No. 3456 was passed by the House on May 11, 2021, by the following vote: Yeas 140, Nays 3, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3456 was passed by the Senate on May 25, 2021, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor