

By: West

S.B. No. 2319

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the incentive for public schools that provide
3 additional instructional minutes for all students.

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

5 SECTION 1. The heading to Section 48.0051, Education Code,
6 is amended to read as follows:

7 Sec. 48.0051. INCENTIVE FOR ADDITIONAL INSTRUCTIONAL
8 MINUTES [~~DAYS~~].

9 SECTION 2. Sections 48.0051(a), (b), and (c), Education
10 Code, are amended to read as follows:

11 (a) The [~~Subject to Subsection (a-1), the~~] commissioner
12 shall adjust the average daily attendance of a school district or
13 open-enrollment charter school under Section 48.005 in the manner
14 provided by Subsection (b) if the district or school[~~+~~

15 [~~(1) provides the minimum number of minutes of~~
16 ~~operational and instructional time required under Section 25.081~~
17 ~~and commissioner rules adopted under that section over at least 180~~
18 ~~days of instruction, and~~

19 [~~(2)~~] offers, over the minimum number of minutes of
20 operational and instructional time required under Section 25.081
21 and commissioner rules adopted under that section, an additional
22 12,600 minutes [~~30 days~~] of full-day [~~half-day~~] instruction for all
23 students enrolled in the district or school [~~prekindergarten~~
24 ~~through fifth grade~~].

1 (b) For a school district or open-enrollment charter school
2 described by Subsection (a), the commissioner shall increase the
3 average daily attendance of the district or school under Section
4 48.005 by the amount that results from the quotient of the sum of
5 attendance [~~by students described by Subsection (a)(2)~~] for each of
6 the 12,600 [~~30~~] additional instructional minutes [~~days of half-day~~
7 ~~instruction~~] that are provided divided by 75,600 [~~180~~].

8 (c) The commissioner may provide the incentive under this
9 section to a school district or open-enrollment charter school that
10 intended, but due to circumstances beyond the district's or
11 school's control, including the occurrence of a natural disaster
12 affecting the district or school, was unable to meet the
13 requirement for instruction under Section 25.081 plus an additional
14 12,600 minutes [~~30 days~~] of full-day [~~half-day~~] instruction. The
15 commissioner may proportionately reduce the incentive provided to a
16 district or school described by this subsection.

17 SECTION 3. Section 25.085(i), Education Code, is amended to
18 read as follows:

19 (i) Notwithstanding any other provision of this section, a
20 student enrolled in a school district is not required to attend
21 school for any additional instructional minutes [~~days~~] described by
22 Section 48.0051.

23 SECTION 4. Section 48.0051(d), Education Code, is repealed.

24 SECTION 5. This Act takes effect September 1, 2023.