

1-1 By: Grusendorf, et al. (Senate Sponsor - Shapiro) H.B. No. 4
1-2 (In the Senate - Received from the House April 22, 2005;
1-3 April 25, 2005, read first time and referred to Committee on
1-4 Education; May 21, 2005, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 6, Nays 0;
1-6 May 21, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 4 By: Shapiro

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the use of technology by public schools.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Effective September 1, 2007, Section 32.005,
1-13 Education Code, is amended by amending Subsection (a) and adding
1-14 Subsection (a-1) to read as follows:

1-15 (a) Each school district or open-enrollment charter school
1-16 is entitled to an allotment of \$150 [~~\$30~~] for each student in
1-17 average daily attendance or a different amount for any year
1-18 provided by appropriation.

1-19 (a-1) From the funds a school district receives under
1-20 Subsection (a), the district shall use an amount equal to \$60 for
1-21 each student in average daily attendance to fund targeted
1-22 technology programs under Section 32.006. A school district shall
1-23 use funds for targeted technology programs in a manner that allows
1-24 each student and teacher assigned to a targeted campus, grade level
1-25 on a campus, or specific educational program to benefit from a
1-26 targeted technology program. The commissioner shall adopt rules
1-27 concerning the use of funds under this subsection.

1-28 SECTION 2. Effective September 1, 2007, Subchapter A,
1-29 Chapter 32, Education Code, is amended by adding Section 32.006 to
1-30 read as follows:

1-31 Sec. 32.006. TARGETED TECHNOLOGY PROGRAMS. (a) Each school
1-32 district shall use funds designated for targeted technology
1-33 programs under Section 32.005(a-1) in accordance with this section
1-34 and in a manner consistent with the long-range plan developed by the
1-35 State Board of Education under Section 32.001 and the district's
1-36 own technology plan. A school district may use funds from other
1-37 sources, including grants, donations, and state and federal funds,
1-38 to provide targeted technology programs.

1-39 (b) For each student and teacher at a targeted campus or
1-40 grade level on a targeted campus, a targeted technology program
1-41 must provide:

1-42 (1) systems or components of:

1-43 (A) wireless electronic mobile computing devices
1-44 or other technology devices that convey instruction;

1-45 (B) productivity hardware or software, including
1-46 writing, computation, presentation, and communication tools;

1-47 (C) electronic learning software aligned with
1-48 the essential skills and knowledge adopted by the State Board of
1-49 Education under Section 28.002;

1-50 (D) library and other research tools;

1-51 (E) electronic assessment tools;

1-52 (F) electronic learning tools to improve
1-53 communications among students, teachers, school administrators,
1-54 parents, and the community;

1-55 (G) classroom and school management systems; and

1-56 (H) portable electronic instructional material
1-57 devices capable of supporting instructional material for each
1-58 subject in the foundation and enrichment curriculum;

1-59 (2) professional development for educational
1-60 personnel responsible for direct instruction to integrate the tools
1-61 and solutions described by Subdivision (1); and

1-62 (3) additional infrastructure and technologies
1-63 necessary to support and enhance the tools and solutions described

2-1 by Subdivision (1).

2-2 SECTION 3. Subchapter A, Chapter 32, Education Code, is
2-3 amended by adding Section 32.007 to read as follows:

2-4 Sec. 32.007. AGREEMENT WITH PUBLIC BROADCASTING STATION.

2-5 (a) The commissioner may enter into an agreement with a public
2-6 broadcasting station, or a consortium of public broadcasting
2-7 stations, under which the station or consortium will provide online
2-8 instructional content and educational materials.

2-9 (b) From funds appropriated to the agency, the commissioner
2-10 may, under an agreement entered into under Subsection (a), make
2-11 instructional materials available through public broadcasting
2-12 stations for purposes of instruction and professional development
2-13 and for use in providing adult-based education.

2-14 (c) An agreement entered into under Subsection (a) must, to
2-15 the extent practicable, provide access to instructional materials
2-16 and online content to persons located in all parts of this state.

2-17 (d) For purposes of providing high-quality online
2-18 instructional materials under this section, the commissioner may:

2-19 (1) use federal funds that may be used for those
2-20 purposes; or

2-21 (2) use unexpended balances of funds appropriated to
2-22 the agency for educational purposes, including adult education.

2-23 SECTION 4. The heading to Section 32.154, Education Code,
2-24 as added by Chapter 834, Acts of the 78th Legislature, Regular
2-25 Session, 2003, is amended to read as follows:

2-26 Sec. 32.154. [~~DISTRICT OR~~] SCHOOL SELECTION.

2-27 SECTION 5. Section 32.154, Education Code, as added by
2-28 Chapter 834, Acts of the 78th Legislature, Regular Session, 2003,
2-29 is amended by amending Subsection (b) and adding Subsection (a-1)
2-30 to read as follows:

2-31 (a-1) In addition to school districts and schools selected
2-32 before September 1, 2005, for participation in the technology
2-33 immersion pilot project, the agency shall select for participation
2-34 in the pilot project for the 2005-2006 and subsequent school years:

2-35 (1) each high school to which a school district
2-36 regularly assigns students who were enrolled in grade eight during
2-37 the 2004-2005 school year at a district school participating in the
2-38 pilot project; and

2-39 (2) one middle or junior high school and one high
2-40 school in each state senatorial district.

2-41 (b) Except as provided by Subsection (a-1)(1), the [~~The~~]
2-42 agency shall select the participating [~~districts and~~] schools for
2-43 the pilot project based on each [~~district's or~~] school's need for
2-44 the pilot project. In selecting participants, the agency shall
2-45 consider the following criteria:

2-46 (1) whether the [~~district or~~] school has limited
2-47 access to educational resources that could be improved through the
2-48 use of wireless mobile computing devices and other technologies;

2-49 (2) whether the [~~district or~~] school has the following
2-50 problems and whether those problems can be mitigated through the
2-51 use of wireless mobile computing devices and other technologies:

2-52 (A) documented teacher shortages in critical
2-53 areas;

2-54 (B) limited access to advanced placement
2-55 courses;

2-56 (C) low rates of satisfactory performance on
2-57 assessment instruments under Subchapter B, Chapter 39; and

2-58 (D) high dropout rates;

2-59 (3) the [~~district's or~~] school's readiness to
2-60 incorporate technology into its classrooms;

2-61 (4) the possibility of obtaining a trained technology
2-62 support staff and high-speed Internet services for the [~~district~~
2-63 or] school; and

2-64 (5) the methods the [~~district or~~] school will use to
2-65 measure the progress of the pilot project in the district or school
2-66 in accordance with Section 32.155(e).

2-67 SECTION 6. Sections 32.154(a) and (c), Education Code, as
2-68 added by Chapter 834, Acts of the 78th Legislature, Regular
2-69 Session, 2003, are repealed.

3-1 SECTION 7. This Act applies beginning with the 2005-2006
3-2 school year, except that Section 32.005, Education Code, as amended
3-3 by this Act, and Section 32.006, Education Code, as added by this
3-4 Act, apply beginning with the 2007-2008 school year.

3-5 SECTION 8. Except as otherwise provided by this Act, this
3-6 Act takes effect immediately if it receives a vote of two-thirds of
3-7 all the members elected to each house, as provided by Section 39,
3-8 Article III, Texas Constitution. If this Act does not receive the
3-9 vote necessary for immediate effect, this Act takes effect
3-10 September 1, 2005, except as otherwise provided by this Act.

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