

1-1 By: Grusendorf (Senate Sponsor - West) H.B. No. 1826  
1-2 (In the Senate - Received from the House May 13, 2005;  
1-3 May 16, 2005, read first time and referred to Committee on  
1-4 Education; May 23, 2005, reported favorably by the following vote:  
1-5 Yeas 6, Nays 0; May 23, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the use of school district resources for the  
1-9 maintenance of real property not owned or leased by the district.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter D, Chapter 11, Education Code, is  
1-12 amended by adding Section 11.168 to read as follows:

1-13 Sec. 11.168. USE OF DISTRICT RESOURCES PROHIBITED FOR  
1-14 CERTAIN PURPOSES. (a) The board of trustees of a school district  
1-15 may not enter into an agreement authorizing the use of school  
1-16 district employees, property, or resources for the design,  
1-17 construction, or renovation of improvements to real property not  
1-18 owned or leased by the district.

1-19 (b) This section does not prohibit the board of trustees of  
1-20 a school district from entering into an agreement with another  
1-21 governmental entity for the construction or renovation of  
1-22 improvements to real property if the improvements are used:

1-23 (1) by the district for district purposes; or

1-24 (2) jointly by the district and the governmental  
1-25 entity for district purposes.

1-26 SECTION 2. This Act takes effect immediately if it receives  
1-27 a vote of two-thirds of all the members elected to each house, as  
1-28 provided by Section 39, Article III, Texas Constitution. If this  
1-29 Act does not receive the vote necessary for immediate effect, this  
1-30 Act takes effect September 1, 2005.

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