

1-1 By: Shapleigh S.B. No. 2178
1-2 (In the Senate - Filed March 13, 2009; March 31, 2009, read
1-3 first time and referred to Committee on Education; April 23, 2009,
1-4 reported favorably, as amended, by the following vote: Yeas 7,
1-5 Nays 0; April 23, 2009, sent to printer.)

1-6 COMMITTEE AMENDMENT NO. 1 By: Shapiro

1-7 Amend S.B. No. 2178 (Introduced version) as follows:

1-8 (1) In SECTION 1 of the bill, in added Section 32.351,
1-9 Education Code (page 1, line 27), strike "members of the local
1-10 community" and substitute "students and their parents".

1-11 (2) In SECTION 1 of the bill, in added Paragraphs (A), (B),
1-12 and (C), Subdivision (2), Section 32.353, Education Code (page 1,
1-13 lines 44-47 and 51-52), strike "students, parents, and other area
1-14 residents" each place it appears and substitute "students and
1-15 parents".

1-16 A BILL TO BE ENTITLED
1-17 AN ACT

1-18 relating to the establishment by the commissioner of education of a
1-19 computer lending pilot program for public schools.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Chapter 32, Education Code, is amended by adding
1-22 Subchapter H to read as follows:

1-23 SUBCHAPTER H. COMPUTER LENDING PILOT PROGRAM

1-24 Sec. 32.351. ESTABLISHMENT OF PILOT PROGRAM. The
1-25 commissioner by rule shall establish a computer lending pilot
1-26 program to provide computers to participating public schools that
1-27 make computers available for use by members of the local community.

1-28 Sec. 32.352. PILOT PROGRAM ADMINISTRATION. The
1-29 commissioner shall establish procedures for the administration of
1-30 the pilot program, including procedures for distributing to
1-31 participating public schools:

1-32 (1) any surplus or salvage data processing equipment
1-33 available for distribution under the pilot program; or

1-34 (2) computers donated or purchased for that purpose
1-35 with funds from any available source, including a foundation,
1-36 private entity, governmental entity, and institution of higher
1-37 education.

1-38 Sec. 32.353. ELIGIBLE SCHOOLS. A public school is eligible
1-39 to participate in the pilot program if:

1-40 (1) 50 percent or more of the students enrolled in the
1-41 school are educationally disadvantaged; and

1-42 (2) the school operates or agrees to operate a
1-43 computer lending program that:

1-44 (A) allows students, parents, and other area
1-45 residents to borrow a computer;

1-46 (B) includes an option for students, parents, and
1-47 other area residents to work toward owning a computer initially
1-48 borrowed under the school's lending program, subject to any
1-49 applicable legal restrictions regarding disposition of the
1-50 computer involved;

1-51 (C) provides computer training for students,
1-52 parents, and other area residents; and

1-53 (D) operates outside regular school hours,
1-54 including operation until at least 7 p.m. on at least three days
1-55 each week.

1-56 Sec. 32.354. ANNUAL REPORT. Not later than January 1 of
1-57 each year, the commissioner shall submit a report to the
1-58 legislature regarding the computer lending pilot program
1-59 established under this subchapter.

1-60 Sec. 32.355. EXPIRATION. This subchapter expires September
1-61 1, 2014.

1-62 SECTION 2. Section 2175.128, Government Code, is amended by

2-1 adding Subsections (a-1) and (b-1) to read as follows:

2-2 (a-1) Notwithstanding Subsection (a), if a disposition of a
2-3 state agency's surplus or salvage data processing equipment is not
2-4 made under Section 2175.125 or 2175.184, the state agency shall
2-5 make the equipment available to the commissioner of education for
2-6 use in the computer lending pilot program established under
2-7 Subchapter H, Chapter 32, Education Code. If the commissioner of
2-8 education declines to take the equipment, the state agency shall
2-9 transfer the equipment in accordance with Subsection (a). The
2-10 state agency may not collect a fee or other reimbursement from the
2-11 commissioner of education for the equipment made available under
2-12 this subsection. This subsection expires September 1, 2014.

2-13 (b-1) Notwithstanding Subsection (b), if a disposition of
2-14 the surplus or salvage data processing equipment of a state
2-15 eleemosynary institution or an institution or agency of higher
2-16 education is not made under other law, the institution or agency
2-17 shall make the equipment available to the commissioner of education
2-18 for use in the computer lending pilot program established under
2-19 Subchapter H, Chapter 32, Education Code. If the commissioner of
2-20 education declines to take the equipment, the institution or agency
2-21 shall transfer the equipment in accordance with Subsection (b).
2-22 The state eleemosynary institution or institution or agency of
2-23 higher education may not collect a fee or other reimbursement from
2-24 the commissioner of education for the equipment made available
2-25 under this subsection. This subsection expires September 1, 2014.

2-26 SECTION 3. This Act takes effect September 1, 2009.

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