

By: Lucio

S.B. No. 2190

A BILL TO BE ENTITLED

AN ACT

relating to an interim study to determine public school facility needs.

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

SECTION 1. Subchapter Z, Chapter 44, Education Code, is amended by adding Section 44.907 to read as follows:

Sec. 44.907. INTERIM STUDY REGARDING PUBLIC SCHOOL FACILITY NEEDS; ADVISORY PANEL. (a) The commissioner shall establish an advisory panel to conduct a study of public school facility needs. The advisory panel is composed of six members as follows:

(1) one member is the state demographer or the state demographer's designee;

(2) one member who is a superintendent or a chief financial officer of a small school district;

(3) one member who is a superintendent or a chief financial officer of a midsize school district;

(4) one member who is a superintendent or a chief financial officer of an urban school district;

(5) one member who is a superintendent or a chief financial officer of a rural school district; and

(6) one member who is a superintendent or a chief financial officer of a fast growth school district. A fast growth school district is any school district that has more than 3,400 weighted students in average daily attendance (WADA), and has

1 enrollment growth of at least 10 percent over the last five years,
2 or has a net increase of 5000 WADA in any given year.

3 (7) All members of this advisory panel, except for the
4 state demographer or the state demographer's designee, represent
5 districts that have a total taxable property value per student in
6 average daily attendance that is less than the total taxable
7 property value per student in average daily attendance available to
8 the Austin Independent School District as of September 1, 2009.

9 (b) The commissioner shall by rule establish criteria for
10 the school district categories specified by Subsection (a).

11 (c) The commissioner shall designate one member of the
12 advisory panel as the presiding officer.

13 (d) The state demographer shall design a survey to request
14 that each school district, with a total taxable property value per
15 student in average daily attendance that is less than the total
16 taxable property value per student in average daily attendance
17 available to the Austin Independent School District as of September
18 1, 2009, project the facility needs of the school district for the
19 next five years by:

20 (1) identifying the number of:

21 (A) new facilities needed; and

22 (B) potential projects requiring the expansion
23 or renovation of existing facilities; and

24 (2) classifying each item listed in Subdivision (1) by
25 academic level and purpose, including administrative,
26 instructional, athletic, or support.

27 (e) After the state demographer has designed the survey, the

1 advisory panel shall review the survey to determine if:

2 (1) the survey is properly designed to obtain the
3 information intended to be obtained; and

4 (2) each school district can reasonably complete the
5 survey.

6 (f) The advisory panel may require the state demographer to
7 make changes to the survey, including providing or requesting
8 additional information.

9 (g) After the advisory panel approves the survey, each
10 regional education service center shall:

11 (1) distribute the survey to each school district in
12 the region;

13 (2) provide a method for each district to return the
14 survey results to the regional education service center; and

15 (3) report the results collected in response to the
16 survey to the advisory panel.

17 (h) Not later than September 1, 2010, the advisory panel
18 shall report the results and any conclusions the advisory panel
19 draws from the results to the agency, the governor, the lieutenant
20 governor, the speaker of the house of representatives, and the
21 standing legislative committees with primary jurisdiction over
22 public education.

23 (i) In addition to the survey described by Subsection (d),
24 the state demographer shall provide to the advisory panel a
25 projection of student enrollment growth in each school district for
26 the next 10 years.

27 (j) The section expires September 1, 2011.

1 SECTION 2. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2009.