

By: Smithee

H.B. No. 2487

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the authority of an independent school district to  
3 contract with a municipality for the design, improvement, or  
4 construction of an instructional facility, stadium, or other  
5 athletic facility.

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

7 SECTION 1. Section 11.168(a), Education Code, is amended to  
8 read as follows:

9 (a) Except as provided by Subsection (b) or Section  
10 45.109(a-1), ~~[or]~~ (a-2), or (a-3), the board of trustees of a school  
11 district may not enter into an agreement authorizing the use of  
12 school district employees, property, or resources for the provision  
13 of materials or labor for the design, construction, or renovation  
14 of improvements to real property not owned or leased by the  
15 district.

16 SECTION 2. Section 45.109, Education Code, is amended by  
17 adding Subsections (a-3) and (e) to read as follows:

18 (a-3) An independent school district and a municipality,  
19 located wholly or partially in the boundaries of a county in which  
20 the district is located, may contract for the district to  
21 contribute district resources to pay a portion of the costs of the  
22 design, improvement, or construction of an instructional facility,  
23 stadium, or other athletic facility owned by, on the property of, or  
24 under the control of the municipality. A district may contribute

1 district resources under this subsection only if the district and  
2 municipality enter into a written agreement authorizing the  
3 district to use that facility.

4 (e) An agreement entered into before the construction of an  
5 instructional facility, stadium, or other athletic facility, as  
6 provided by Subsection (a-1), (a-2), or (a-3) does not violate  
7 Section [11.169](#).

8 SECTION 3. This Act takes effect immediately if it receives  
9 a vote of two-thirds of all the members elected to each house, as  
10 provided by Section [39](#), Article III, Texas Constitution. If this  
11 Act does not receive the vote necessary for immediate effect, this  
12 Act takes effect September 1, 2015.