

By: Watson
(Howard)

S.B. No. 496

A BILL TO BE ENTITLED

1 AN ACT

2 relating to Foundation School Program funding for students enrolled
3 in an optional flexible school day program.

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

5 SECTION 1. Section 29.0822, Education Code, is amended by
6 amending Subsection (d) and adding Subsection (d-1) to read as
7 follows:

22 (1) set maximum funding amounts for an individual
23 course under this section; and

24 (2) limit funding for the attendance of a student

1 described by Subsection (a)(3) in a course under this section to
2 funding only for the attendance necessary for the student to earn
3 class credit that, as a result of attendance requirements under
4 Section 25.092, the student would not otherwise be able to receive
5 without retaking the class.

6 (d-1) In calculating average daily attendance for students
7 served under this section, the commissioner shall ensure that
8 funding for attendance in a course in a program under this section
9 is based on the same instructional hour requirements of the regular
10 program rather than a full-time equivalent student basis that
11 requires six hours of student contact time to qualify for a full day
12 of attendance.

13 SECTION 2. Section 42.005(a), Education Code, is amended to
14 read as follows:

15 (a) In this chapter, average daily attendance is:

16 (1) the quotient of the sum of attendance for each day
17 of the minimum number of days of instruction as described under
18 Section 25.081(a) divided by the minimum number of days of
19 instruction;

20 (2) for a district that operates under a flexible year
21 program under Section 29.0821, the quotient of the sum of
22 attendance for each actual day of instruction as permitted by
23 Section 29.0821(b)(1) divided by the number of actual days of
24 instruction as permitted by Section 29.0821(b)(1); or

25 (3) for a district that operates under a flexible
26 school day program under Section 29.0822, the average daily
27 attendance as calculated by the commissioner in accordance with

1 Sections ~~[Section]~~ 29.0822(d) and (d-1).

2 SECTION 3. This Act applies beginning with the 2015-2016
3 school year.

4 SECTION 4. This Act takes effect immediately if it receives
5 a vote of two-thirds of all the members elected to each house, as
6 provided by Section 39, Article III, Texas Constitution. If this
7 Act does not receive the vote necessary for immediate effect, this
8 Act takes effect September 1, 2015.