

The Texas Education Agency (TEA) adopts the repeal of §66.1307, concerning the Instructional Materials and Technology Allotment. The repeal is adopted without changes to the proposed text as published in the March 7, 2025 issue of the *Texas Register* (50 TexReg 1750) and will not be republished. The adopted repeal moves the Instructional Materials and Technology Allotment rule to adopted new 19 TAC §67.1001.

REASONED JUSTIFICATION: House Bill 1605, 88th Texas Legislature, Regular Session, 2023, significantly revised Texas Education Code, Chapter 31, related to instructional materials. The adopted repeal of §66.1307 removes provisions related to the Instructional Materials and Technology Allotment that are being replaced by adopted new 19 TAC §67.1001. Adopted new §67.1001 clarifies the allowable uses of funds in alignment with HB 1605.

SUMMARY OF COMMENTS AND AGENCY RESPONSES: The public comment period on the proposal began March 7, 2025, and ended April 7, 2025. Following is a summary of the public comment received and the agency response.

Comment: An individual commented that teachers are burdened with excessive duties while being stripped of their authority and that administrations should let them focus on teaching and treat them as professionals. The commenter also stated that teachers should have budgets for classroom supplies and support for creating lesson plans, alongside fair compensation and minimized state testing pressures. The commenter suggested that restoring discipline, providing assistants, and addressing workload challenges are key steps to ensuring teachers are respected, supported, and empowered in their roles.

Response: This comment is outside the scope of the proposed rulemaking.

STATUTORY AUTHORITY. The repeal is adopted under Texas Education Code (TEC), §31.0211, as amended by House Bill (HB) 1605 and HB 4595, 88th Texas Legislature, Regular Session, 2023, which permits the commissioner to adopt rules regarding the instructional materials and technology allotment, including the amount of the per-student allotment, the authorization of juvenile justice alternative education program allotments, allowed expenditures, required priorities, and adjustments to the number of students for which a district's allotment is calculated; TEC, §31.0212, as amended by HB 1605, 88th Texas Legislature, Regular Session, 2023, which addresses the documentation required for requisitions and disbursements to be approved, districts' online instructional materials ordering system accounts, and school district submission to the commissioner of the title and publication information for any materials the districts purchase with their allotments; TEC, §31.0214, as transferred and amended by HB 1605, 88th Texas Legislature, Regular Session, 2023, which permits the commissioner to establish procedures to adjust the instructional materials and technology allotment of school districts experiencing high enrollment growth; TEC, §31.0215, as amended by HB 1605, 88th Texas Legislature, Regular Session, 2023, which addresses allotment purchases, including announcing to districts the amount of their allotments and delayed payment options; TEC, §31.029, which requires the commissioner to adopt rules regarding instructional materials for use in bilingual education classes; TEC, §31.031, which requires the commissioner to adopt rules regarding the purchase of college preparatory instructional materials with the allotment; TEC, §31.076, as amended by HB 1605, 88th Texas Legislature, Regular Session, 2023, which permits the commissioner to adopt rules necessary to implement TEC, Chapter 31, Subchapter B-1, and states that a decision made by the commissioner under the subchapter is final and may not be appealed; and TEC, §31.104, which requires the commissioner to adopt rules that include criteria for determining whether instructional materials and technological equipment are returned in an acceptable condition.

CROSS REFERENCE TO STATUTE. The repeal implements Texas Education Code (TEC), §31.0211, as amended by House Bill (HB) 1605 and HB 4595, 88th Texas Legislature, Regular Session, 2023; §31.0212, as amended by HB 1605, 88th Texas Legislature, Regular Session, 2023; §31.0214, as transferred and amended by HB 1605, 88th Texas Legislature, Regular Session, 2023; §31.0215, as amended by HB 1605, 88th Texas Legislature, Regular Session, 2023; §31.029; §31.031; §31.076, as amended by HB 1605, 88th Texas Legislature, Regular Session, 2023; and §31.104.

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§66.1307. Instructional Materials and Technology Allotment