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Rider 70. Open Source Instructional Materials. Out of funds appropriated in Strategy B.2.1, Technology and Instructional Materials, the Commissioner shall set aside $5,000,000 from the Instructional Materials Fund in each fiscal year of the biennium to issue a request for proposals for open-developed open-source instructional materials under Texas Education Code §31.071. It is the intent of the Legislature that the request should prioritize advanced secondary courses supporting the study of science, technology, engineering, and mathematics. The Commissioner shall require that any external entity developing open-source instructional materials funded by this rider provide any data deemed necessary to assess the progress and success in developing such materials. The Commissioner shall annually submit a report by September 1 to the Governor, the Lieutenant Governor, the Speaker of the House, the Legislative Budget Board, and the presiding officers of the standing committees of the legislature with primary jurisdiction over public education. The report in fiscal year 2016 shall include information on the request for proposal timeline, implementation schedule, and any external entities submitting proposals. The report in fiscal year 2017 shall include information on the number and type of open-source instructional materials developed, use of those materials by school districts and open-enrollment charter schools, and plans for assessing the effectiveness of those materials.

GAA, Article III, Rider 70, 84th Texas Legislature, 2015

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TEXAS EDUCATION CODE , CHAPTER 31. INSTRUCTONAL MATERIALS

SUBCHAPTER B-1. STATE-DEVELOPED OPEN-SOURCE INSTRUCTIONAL MATERIALS

Sec. 31.071. PURCHASE AUTHORITY.

(a) The commissioner may purchase state-developed open-source instructional materials in accordance with this subchapter.

(b) The commissioner:

(1) shall purchase any state-developed open-source instructional materials through a competitive process; and

(2) may purchase more than one state-developed open-source instructional material for a subject or grade level.

(c) State-developed open-source instructional material must be aligned with state standards adopted by the State Board of Education under Section 28.002 and the state curriculum requirements under Section 28.025.