HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.2

Board Goal: Finance

Subject: Consideration and possible approval of the Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding) (Option 3 Agreement) and to delegate Contractual Authority to the Superintendent

Administrator Responsible/Position: Deborah Ottmers, Deputy Superintendent / Chief Financial Officer

A. Purpose of Agenda Item:
☒ **Action needed** ☐ **Information only** ☐ **Receive input**

B. Authority for This Action:
☐ **Local Policy:** ☒ **Law or Rule:** *detailed below* ☐ **N/A**

C. Goal or Need Addressed: Reduce excess local revenue level for the 2026-2027 fiscal year based on Texas Education Agency current law estimates

D. Summary:
☒ **Previous board action relating to this item:** N/A
☐ **Future action anticipated:** N/A
☒ **Background information:** The District received notification of the determination by the Texas Education Agency (TEA or agency) that the district's Tier One local share under TEC, §48.256, may exceed the district's entitlement under TEC, §48.266(a)(1), less the district's distribution from the state available school fund, and/or the district's Tier Two local share described by TEC, §48.266(a)(5)(B), may exceed the amount described by TEC, §48.202(a-1)(2), for school year 2026–2027. Based on these estimates, the district's estimated local yield per penny per student in weighted average daily attendance (WADA) exceeds the Tier Two (level two) guaranteed yield, however TEA estimates the excess Tier One and Tier Two revenue to be $0 resulting in $0 excess revenue payment. As a result of the current law and estimates by TEA, the district is required to submit an "Excess Local Revenue Intent Option" along with a "Purchase of Attendance Credit (Netting)" contract before the district can proceed with adoption of its tax rate.

E. Comments Received:
☒ **Cabinet** ☐ **DLT** ☐ **FBOC** ☐ **Teacher Org. Reps.** ☐ **Other:**

F. Administrative Recommendation: The administration recommends approving the Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding) (Option 3 Agreement) and delegating contractual authority to the Superintendent as presented.

G. Fiscal Impact and Cost: N/A

H. Monitoring and Reporting Time Line:
Person responsible for evaluating this decision or action: Deborah Ottmers

I. Suggested Motion:
I move that the Hays CISD Board of Trustees approve the Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding) (Option 3 Agreement) and to delegate contractual authority to the Superintendent.

For the 2026–2027 school year, we delegate contractual authority to obligate the school district under Texas Education Code (TEC) §11.1511(c)(4) to the superintendent, solely for the purpose of obligating the district under TEC, §48.257 and TEC, Chapter 49, Subchapters A and D, and the rules adopted by the commissioner of education as authorized under TEC, 49.006. This included approval of the Agreement for the Purchase of Attendance Credit or the Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding).