

By: Toth

H.B. No. 85

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a study conducted by the Legislative Budget Board on the
3 impact of federal educational mandates on school districts.

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

5 SECTION 1. STUDY OF IMPACT OF FEDERAL EDUCATIONAL MANDATES
6 ON SCHOOL DISTRICTS. (a) In this section, "federal educational
7 mandate" means a federal statutory provision or a rule or
8 regulation adopted under that provision the implementation of which
9 requires an expenditure by a school district that would not have
10 been required in the absence of the statutory provision or the rule
11 or regulation adopted under that provision.

12 (b) The Legislative Budget Board, in coordination with the
13 Texas Education Agency, shall conduct a study regarding the effect
14 of federal educational mandates on school districts. The study
15 must include:

16 (1) a cost-benefit analysis on the impact of school
17 district compliance with federal educational mandates, including a
18 comparison of:

19 (A) the direct and indirect costs incurred by a
20 school district in complying with a federal educational mandate;
21 and

22 (B) the amount of funds received by the district
23 or state from the federal government to comply with the mandate;

24 (2) a list of all federal educational mandates for

1 which the federal government has not provided full payment or
2 reimbursement that results in expenditures accrued by a school
3 district or the state to comply with the federal educational
4 mandate; and

5 (3) recommendations to reduce the burden of federal
6 educational mandates on school districts.

7 SECTION 2. REPORT. Not later than December 31, 2022, the
8 Legislative Budget Board shall deliver a report of the board's
9 findings and recommendations to the legislature.

10 SECTION 3. EXPIRATION. This Act expires February 1, 2023.

11 SECTION 4. EFFECTIVE DATE. This Act takes effect
12 immediately if it receives a vote of two-thirds of all the members
13 elected to each house, as provided by Section 39, Article III, Texas
14 Constitution. If this Act does not receive the vote necessary for
15 immediate effect, this Act takes effect September 1, 2021.