

BILL ANALYSIS

Senate Research Center
78R14185 KSD-F

C.S.H.B. 1363
By: Crownover (Estes)
Education
5/23/2003
Committee Report (Substituted)

DIGEST AND PURPOSE

The Texas Academy of Mathematics and Science (TAMS) currently receives its allotment from the foundation school program under Chapter 42 as if the academy were a school district, except that the academy has a local share applied that is equivalent to the local fund assignment of the Denton Independent School District (DISD). Due to increased property values in the assigned school district, the allotment TAMS receives continues to decrease. However, TAMS does not receive any of the additional property tax revenue that DISD receives as a result of the increased property values. C.S.H.B. 1363 disengages TAMS from the DISD and recognizes that TAMS has no taxing authority.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 105.301, Education Code, by amending Subsection (e) and adding Subsection (f), as follows:

(e) Provides that the Texas Academy of Mathematics and Science (academy) is not subject to the provisions of this code, or to the rules of the Texas Education Agency (TEA), regulating public schools, except that for each student enrolled, the academy is entitled to allotments from the foundation school program under Chapter 42 as if the academy were a school district without a tier one local share for purposes of Section 42.253, rather than except that the academy has a local share applied that is equivalent to the local fund assignment of the Denton Independent School District.

(f) Requires the commissioner of education (commissioner), if in any academic year the amount of the allotments under Subsection (e)(3) exceeds the amount of state funds paid to the academy under this section in the fiscal year ending August 31, 2003, to set aside from the total amount of funds to which the school districts are entitled under Section 42.253(c) an amount equal to the excess amount and to distribute that amount to the academy. Requires the commissioner, after deducting the amount set aside and paid to the academy by the commissioner under this subsection, to reduce the amount to which each district is entitled under Section 42.253(c) in the manner described by Section 42.253(h). Provides that a determination of the commissioner under this section is final and may not be appealed.

SECTION 2. Provides that Section 105.301(e), Education Code, as amended by this Act, applies beginning with the 2003-2004 academic year.

SECTION 3. Effective date: September 1, 2003.