

By: Grusendorf

H.B. No. 5

A BILL TO BE ENTITLED

AN ACT

relating to public school finance.

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

SECTION 1. Section 41.002(a), Education Code, is amended to read as follows:

(a) A school district may not have a wealth per student that exceeds \$315,000 [~~\$305,000~~].

SECTION 2. Section 42.101, Education Code, is amended to read as follows:

Sec. 42.101. BASIC ALLOTMENT. For each student in average daily attendance, not including the time students spend each day in special education programs in an instructional arrangement other than mainstream or career and technology education programs, for which an additional allotment is made under Subchapter C, a district is entitled to an allotment of \$2,637 [~~\$2,537~~]. A greater amount for any school year may be provided by appropriation.

SECTION 3. Subchapter E, Chapter 42, Education Code, is amended by adding Section 42.2532 to read as follows:

Sec. 42.2532. ALTERNATIVE MINIMUM STATE AID COMPUTATION.

(a) For the 2003-2004 or 2004-2005 school year, a school district is entitled to additional state aid or a reduction in the total amount required under Section 41.093 for the district to purchase attendance credits in an amount, as determined by the commissioner, equal to the difference, if any, between:

1 (1) an amount equal to 103 percent of the product of:

2 (A) the quotient of the district's total local
3 and state funds for maintenance and operations for the 2002-2003
4 school year, divided by the district's average daily attendance for
5 that year; multiplied by

6 (B) the district's average daily attendance for
7 the current school year; and

8 (2) if the following amount is less than the amount
9 determined under Subdivision (1), the amount of additional funds to
10 which the district is entitled because of the increases made by
11 ____.B. No. ____, Acts of the 78th Legislature, Regular Session,
12 2003, to:

13 (A) the equalized wealth level under Section
14 41.002;

15 (B) the basic allotment under Section 42.101; and

16 (C) the guaranteed level of state and local funds
17 per weighted student per cent of tax effort under Section 42.302.

18 (b) A determination by the commissioner under this section
19 is final and may not be appealed.

20 (c) The commissioner may adopt rules to implement this
21 section.

22 (d) This section expires September 1, 2005.

23 SECTION 4. Section 42.302(a), Education Code, is amended to
24 read as follows:

25 (a) Each school district is guaranteed a specified amount
26 per weighted student in state and local funds for each cent of tax
27 effort over that required for the district's local fund assignment

1 up to the maximum level specified in this subchapter. The amount of
2 state support, subject only to the maximum amount under Section
3 42.303, is determined by the formula:

4
$$\text{GYA} = (\text{GL} \times \text{WADA} \times \text{DTR} \times 100) - \text{LR}$$

5 where:

6 "GYA" is the guaranteed yield amount of state funds to be
7 allocated to the district;

8 "GL" is the dollar amount guaranteed level of state and local
9 funds per weighted student per cent of tax effort, which is \$27.24
10 [~~\$27.14~~] or a greater amount for any year provided by
11 appropriation;

12 "WADA" is the number of students in weighted average daily
13 attendance, which is calculated by dividing the sum of the school
14 district's allotments under Subchapters B and C, less any allotment
15 to the district for transportation, any allotment under Section
16 42.158, and 50 percent of the adjustment under Section 42.102, by
17 the basic allotment for the applicable year;

18 "DTR" is the district enrichment tax rate of the school
19 district, which is determined by subtracting the amounts specified
20 by Subsection (b) from the total amount of maintenance and
21 operations taxes collected by the school district for the
22 applicable school year and dividing the difference by the quotient
23 of the district's taxable value of property as determined under
24 Subchapter M, Chapter 403, Government Code, or, if applicable,
25 under Section 42.2521, divided by 100; and

26 "LR" is the local revenue, which is determined by multiplying
27 "DTR" by the quotient of the district's taxable value of property as

1 determined under Subchapter M, Chapter 403, Government Code, or, if
2 applicable, under Section 42.2521, divided by 100.

3 SECTION 5. This Act takes effect September 1, 2003.