

By: Oliveira

H.B. No. 2097

A BILL TO BE ENTITLED

AN ACT

relating to a school district's entitlement to compensatory education allotments under the school finance system.

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

SECTION 1. Sections 42.152(a) and (b), Education Code, are amended to read as follows:

(a) A district is entitled to:

(1) an annual allotment equal to the adjusted basic allotment multiplied by 0.2 for each student who:

(A) is educationally disadvantaged;

(B) does not have a disability and resides in a residential placement facility in a district in which the student's parent or legal guardian does not reside;

(C) is enrolled in the state Medicaid program under Chapter 32, Human Resources Code; or

(D) is enrolled in the state child health plan program under Chapter 62, Health and Safety Code; and

(2) an annual allotment equal to the adjusted basic allotment multiplied by 2.41 ~~[For each student who is educationally disadvantaged or who is a student who does not have a disability and resides in a residential placement facility in a district in which the student's parent or legal guardian does not reside, a district is entitled to an annual allotment equal to the adjusted basic allotment multiplied by 0.2, and by 2.41]~~ for each full-time

1 equivalent student who is in a remedial and support program under  
2 Section 29.081 because the student is pregnant.

3 (b) For purposes of this section:

4 (1) [7] the number of educationally disadvantaged  
5 students is determined by averaging the best six months' enrollment  
6 in the national school lunch program of free or reduced-price  
7 lunches for the preceding school year; and

8 (2) the number of students enrolled in the state  
9 Medicaid program or the state child health plan program is:

10 (A) determined based on voluntary disclosure of a  
11 student's enrollment in one of those programs by the student or the  
12 student's parent and provision by the student or parent of any  
13 supporting documentation required by the commissioner; or

14 (B) determined in another manner determined by  
15 the commissioner that complies with any federal or state  
16 confidentiality requirements applicable to those programs.

17 SECTION 2. This Act takes effect September 1, 2003.