

By: Garza

H.B. No. 2509

A BILL TO BE ENTITLED

AN ACT

relating to the establishment, funding, and use of the additional contribution to education account in the general revenue fund.

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

SECTION 1. Subtitle C, Title 10, Government Code, is amended by adding Chapter 2115 to read as follows:

CHAPTER 2115. ADDITIONAL CONTRIBUTION TO EDUCATION PROGRAM

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 2115.001. DEFINITIONS. In this chapter:

(1) "Account" means the additional contribution to education account.

(2) "Authorization" includes a license, permit, certificate, registration, or other approval.

(3) "State agency" means a department, board, commission, committee, council, agency, office, or other entity in the executive or judicial branch of state government, the jurisdiction of which is not limited to a geographical portion of this state. The term includes an institution of higher education as defined by Section 61.003, Education Code.

Sec. 2115.002. ADDITIONAL CONTRIBUTION TO EDUCATION ACCOUNT. (a) The additional contribution to education account is in the general revenue fund.

(b) The account consists of money deposited to the account under this chapter and any contribution otherwise deposited to the

1 credit of the account. Interest earned on money in the account
2 shall be credited to the account.

3 (c) Section 403.095 does not apply to the account.

4 Sec. 2115.003. DEDICATION OF ACCOUNT. (a) Money in the
5 account may be appropriated only for public education, except as
6 provided by this section.

7 (b) Not more than 30 percent of the total contributions to
8 the account in any fiscal biennium may be used to pay:

9 (1) the costs of administering the account; and

10 (2) the costs incurred by state agencies in
11 soliciting, obtaining, and remitting contributions to the account.

12 [Sections 2115.004–2115.050 reserved for expansion]

13 SUBCHAPTER B. CONTRIBUTIONS TO ACCOUNT

14 Sec. 2115.051. ACCEPTANCE OF CONTRIBUTION. The comptroller
15 may accept any gift of money to the account and shall credit a gift
16 received to the credit of the account.

17 Sec. 2115.052. STATE AGENCY SOLICITATION OF CONTRIBUTIONS
18 TO ACCOUNT. (a) Each state agency that issues an authorization for
19 any purpose or that collects a fee for any purpose shall notify the
20 person applying for or receiving the authorization or the person
21 paying the fee that the person may make a contribution to the
22 account.

23 (b) The notification must include a statement that the
24 contribution would be credited to the "Additional Contribution to
25 Education Account (ACE Account)" and a statement of the purpose of
26 the account.

27 (c) Each state agency shall provide for:

1 (1) receipt of contributions to the account by means
2 of any form of payment the agency accepts for purposes of an
3 authorization of the agency or payment of a fee; and

4 (2) remittance of contributions received to the
5 comptroller.

6 SECTION 2. (a) This Act takes effect September 1, 2003.

7 (b) Each department, board, commission, committee, council,
8 agency, office, or other entity in the executive or judicial branch
9 of state government that is subject to Chapter 2115, Government
10 Code, as added by this Act, shall develop procedures necessary to
11 solicit, receive, and remit contributions to the additional
12 contribution to education account established under Chapter 2115,
13 Government Code, as added by this Act, so that the entity may begin
14 receiving and remitting the contributions on and after January 1,
15 2004.