

By: Hochberg

H.B. No. 38

A BILL TO BE ENTITLED

AN ACT

relating to adjustments in charter school funding.

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

SECTION 1. Section 12.106 of the Education Code is amended by amending Subsection (a) to read as follows:

(a) A charter holder is entitled to receive for the open-enrollment charter school funding under Chapter 42 as if the school were a school district without a tier one local share for purposes of Section 42.253 and without any local revenue ("LR") for purposes of Section 42.302. In determining funding for an open-enrollment charter school, adjustments under Sections 42.102, 42.103, 42.104, and 42.105 and the district enrichment tax rate ("DTR") under Section 42.302 are based on the average adjustment and average district enrichment tax rate for the state as estimated at the beginning of the school year. The amount of state funding for each student shall not be subject to adjustment after the beginning of the school year due to changes in the property values or collection rates for the state or for any school district on which the charter school's funding is based.

SECTION 2. This Act applies beginning with the 2006-2007 school year.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this  
2 Act takes effect on the 91st day after the last day of the  
3 legislative session.