

By: Hamric

H.B. No. 40

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the salary and benefits of certain employees of public
3 schools.

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

5 SECTION 1. Section 21.402, Education Code, is amended by
6 amending Subsection (d) and adding Subsections (c-1) and (c-2) to
7 read as follows:

8 (c-1) Notwithstanding Subsection (a), for the 2006-2007
9 school year, a classroom teacher, full-time librarian, full-time
10 counselor certified under Subchapter B, or full-time school nurse
11 is entitled to a monthly salary that is at least equal to the sum of:

12 (1) the monthly salary the employee would have
13 received for the 2006-2007 school year under the district's salary
14 schedule for the 2005-2006 school year, if that schedule had been in
15 effect for the 2006-2007 school year, including any local
16 supplement and any money representing a career ladder supplement
17 the employee would have received in the 2006-2007 school year; and

18 (2) \$300.

19 (c-2) Subsection (c-1) and this subsection expire September
20 1, 2007.

21 (d) A classroom teacher, full-time librarian, full-time
22 counselor certified under Subchapter B, or full-time school nurse
23 employed by a school district in the 2006-2007 [~~2000-2001~~] school
24 year is, as long as the employee is employed by the same district,

1 entitled to a salary that is at least equal to the salary the
2 employee received for the 2006-2007 [~~2000-2001~~] school year.

3 SECTION 2. Section 22.104, Education Code, as added by
4 Chapter 899, Acts of the 79th Legislature, Regular Session, 2005,
5 is amended to read as follows:

6 Sec. 22.104. DISTRIBUTION BY AGENCY. (a) Subject to the
7 availability of funds, each month the agency shall deliver to each
8 district, including a district that is ineligible for state aid
9 under Chapter 42, each other educational district that is a member
10 of the Teacher Retirement System of Texas, each participating
11 charter school, and each regional education service center state
12 funds in an amount, as determined by the agency, equal to the
13 product of:

14 (1) the number of eligible full-time employees
15 employed by the district, school, or service center multiplied by
16 \$1,000 or a greater [the] amount specified in the General
17 Appropriations Act for purposes of this subchapter and divided by
18 12; and

19 (2) the number of eligible part-time employees
20 employed by the district, school, or service center multiplied by
21 \$500 or a greater amount specified in the General Appropriations
22 Act for purposes of this subchapter and divided by 12.

23 (b) The agency shall distribute funding to only one entity
24 for employees who are employed by more than one entity listed in
25 this section.

26 SECTION 3. Subchapter E, Chapter 42, Education Code, is
27 amended by adding Section 42.2516 to read as follows:

1 Sec. 42.2516. ADDITIONAL STATE AID OR CREDIT AGAINST COST
2 OF ATTENDANCE CREDITS FOR PROFESSIONAL STAFF SALARIES. (a) A
3 school district, including a school district that is otherwise
4 ineligible for state aid under this chapter, is entitled to state
5 aid in an amount, as determined by the commissioner, equal to the
6 product of \$3,000 multiplied by the number of classroom teachers,
7 full-time librarians, full-time counselors certified under
8 Subchapter B, Chapter 21, and full-time school nurses employed by
9 the district and entitled to a minimum salary under Section 21.402.

10 (b) A school district that is required to take action under
11 Chapter 41 to reduce its wealth per student to the equalized wealth
12 level is entitled to a credit, in the amount of state aid to which
13 the district is entitled under this section, against the total
14 amount required under Section 41.093 for the district to purchase
15 attendance credits.

16 (c) A determination by the commissioner under this section
17 is final and may not be appealed.

18 (d) The commissioner may adopt rules to implement this
19 section.

20 SECTION 4. Sections 22.103-22.109, Education Code, as added
21 by Chapter 1359, Acts of the 79th Legislature, Regular Session,
22 2005, are repealed.

23 SECTION 5. This Act applies beginning with the 2006-2007
24 school year.

25 SECTION 6. This Act takes effect immediately if it receives
26 a vote of two-thirds of all the members elected to each house, as
27 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.