

By: Lucio

S.B. No. 798

A BILL TO BE ENTITLED

AN ACT

relating to creation of an inflation adjustment to salaries for classroom teachers and certain other professional staff employed by school districts.

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

SECTION 1. Section 21.402, Education Code, is amended by amending Subsections (a), (c), and (d) and adding Subsections (c-1)-(c-3) and (i) to read as follows:

(a) Except as provided by Subsection (d) [~~, (e),~~] or (f), a school district must pay each classroom teacher, full-time librarian, full-time counselor certified under Subchapter B, or full-time school nurse not less than the minimum monthly salary, based on the employee's level of experience, prescribed by Subsection (c) and adjusted in accordance with Subsection (c-1) [~~determined by the following formula:~~

[~~MS - SF x FS~~

[~~where:~~

[~~"MS" is the minimum monthly salary,~~

[~~"SF" is the applicable salary factor specified by Subsection (c), and~~

[~~"FS" is the amount, as determined by the commissioner under Subsection (b), of state and local funds per weighted student available to a district eligible to receive state assistance under Section 42.302 with an enrichment tax rate, as defined by Section~~

1 ~~42.302, equal to the maximum rate authorized under Section 42.303,~~
 2 ~~except that the amount of state and local funds per weighted student~~
 3 ~~does not include the amount attributable to the increase in the~~
 4 ~~guaranteed level made by H.B. No. 3343, Acts of the 77th~~
 5 ~~Legislature, Regular Session, 2001].~~

6 (c) The minimum monthly salary under this section is
 7 ~~[factors per step are]~~ as follows:

8	Years Experience	0	1	2
9	<u>Monthly Salary</u>	<u>\$2,424</u> [-.5656]	<u>\$2,481</u> [-.5790]	<u>\$2,539</u> [-.5924]
10	[Factor]			
11	Years Experience	3	4	5
12	<u>Monthly Salary</u>	<u>\$2,596</u> [-.6058]	<u>\$2,717</u> [-.6340]	<u>\$2,838</u> [-.6623]
13	[Factor]			
14	Years Experience	6	7	8
15	<u>Monthly Salary</u>	<u>\$2,959</u> [-.6906]	<u>\$3,072</u> [-.7168]	<u>\$3,178</u> [-.7416]
16	[Factor]			
17	Years Experience	9	10	11
18	<u>Monthly Salary</u>	<u>\$3,279</u> [-.7651]	<u>\$3,373</u> [-.7872]	<u>\$3,464</u> [-.8082]
19	[Factor]			
20	Years Experience	12	13	14
21	<u>Monthly Salary</u>	<u>\$3,549</u> [-.8281]	<u>\$3,628</u> [-.8467]	<u>\$3,705</u> [-.8645]
22	[Factor]			
23	Years Experience	15	16	17
24	<u>Monthly Salary</u>	<u>\$3,776</u> [-.8811]	<u>\$3,844</u> [-.8970]	<u>\$3,908</u> [-.9119]
25	[Factor]			
26	Years Experience	18	19	20 and over
27	<u>Monthly Salary</u>	<u>\$3,968</u> [-.9260]	<u>\$4,026</u> [-.9394]	<u>\$4,080</u> [-.9520]

1 ~~[Factor]~~

2 (c-1) The amounts prescribed by Subsection (c) are adjusted
3 annually in accordance with this subsection as necessary to reflect
4 inflation. The commissioner shall determine the amount of the
5 adjustment for each school year based on the difference, if any,
6 between the Texas Consumer Price index most recently published by
7 the comptroller as of May 1 of the calendar year in which the school
8 year begins and the Texas Consumer Price index most recently
9 published as of May 1, 2004.

10 (c-2) Notwithstanding Subsections (a) and (c-1), for the
11 2005-2006 school year, a classroom teacher, full-time librarian,
12 full-time counselor certified under Subchapter B, or full-time
13 school nurse is entitled to a monthly salary that is at least equal
14 to the sum of:

15 (1) the monthly salary the employee would have
16 received for the 2005-2006 school year under the district's salary
17 schedule for the 2004-2005 school year, if that schedule had been in
18 effect for the 2005-2006 school year, including any local
19 supplement and any money representing a career ladder supplement
20 the employee would have received in the 2005-2006 school year; and

21 (2) the amount necessary to reflect inflation, as
22 determined by the commissioner in the manner provided by Subsection
23 (c-1).

24 (c-3) Subsection (c-2) and this subsection expire September
25 1, 2006.

26 (d) A classroom teacher, full-time librarian, full-time
27 counselor certified under Subchapter B, or full-time school nurse

1 employed by a school district in the 2005-2006 [~~2000-2001~~] school
2 year is, as long as the employee is employed by the same district,
3 entitled to a salary that is at least equal to the greater of:

4 (1) the salary to which the employee is entitled under
5 Subsection (c), as adjusted in accordance with Subsection (c-1); or

6 (2) the salary that is equal to the sum of:

7 (A) the salary the employee received for the
8 preceding [~~2000-2001~~] school year; and

9 (B) the amount necessary to reflect inflation, as
10 determined by the commissioner in accordance with Subsection (c-1).

11 (i) The commissioner's determination under this section of
12 an amount necessary to reflect inflation is final and may not be
13 appealed.

14 SECTION 2. Section 42.2512, Education Code, is amended by
15 adding Subsection (a-1) to read as follows:

16 (a-1) In addition to the amount specified by Subsection (a),
17 a school district, including a school district that is otherwise
18 ineligible for state aid under this chapter, is entitled to state
19 aid in an amount equal to the total amount of additional salary the
20 district is required to pay under Section 21.402 solely to reflect
21 inflation. If necessary to provide sufficient funds for purposes
22 of this subsection, the Legislative Budget Board shall propose that
23 the appropriate amount of money be transferred to the agency in
24 accordance with procedures specified by Chapter 317, Government
25 Code.

26 SECTION 3. Sections 21.402(b) and (e), Education Code, are
27 repealed.

1 SECTION 4. This Act applies beginning with the 2005-2006
2 school year.

3 SECTION 5. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2005.