

By: Allen

H.B. No. 3403

A BILL TO BE ENTITLED

AN ACT

relating to the allotment under the foundation school program for special transportation of students receiving special education services.

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

SECTION 1. Section 42.155, Education Code, is amended by amending Subsection (g) and adding Subsections (g-1) through (g-3) to read as follows:

(g) A school district or county that provides special transportation services for eligible special education students is entitled to a state allocation based on the district's or county's actual cost of providing the service.

(g-1) Subsection (g) applies beginning with the 2013-2014 school year. For the 2007-2008 through 2012-2013 school years, a school district or county that provides special transportation services for eligible special education students is entitled to a state allocation paid on a cost-per-mile basis as follows:

(1) for the 2007-2008 school year, \$1.30;

(2) for the 2008-2009 school year, \$1.45;

(3) for the 2009-2010 school year, \$1.65;

(4) for the 2010-2011 school year, \$1.80;

(5) for the 2011-2012 school year, \$1.95; and

(6) for the 2012-2013 school year, \$2.10.

(g-2) Subsection (g-1) and this subsection expire September

1 1, 2013.

2 (g-3) [~~paid on a previous year's cost-per-mile basis. The~~  
3 ~~maximum rate per mile allowable shall be set by appropriation based~~  
4 ~~on data gathered from the first year of each preceding biennium.~~  
5 ~~Districts may use a portion of their support allocation to pay~~  
6 ~~transportation costs, if necessary.]~~ The commissioner may grant an  
7 amount of \$0.30 per mile or a greater amount set by appropriation  
8 for private transportation to reimburse parents or their agents for  
9 transporting eligible special education students. The mileage  
10 allowed shall be computed along the shortest public road from the  
11 student's home to school and back, morning and afternoon. The need  
12 for this type of transportation shall be determined on an  
13 individual basis and shall be approved only in extreme hardship  
14 cases.

15 SECTION 2. This Act takes effect September 1, 2007.