

By: Branch

H.B. No. 3864

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the legislature's obligation to provide state funding
3 for the public education system.

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

5 SECTION 1. Section 42.001, Education Code, is amended by
6 adding Subsections (c) and (d) to read as follows:

7 (c) The legislature shall provide state funding in an amount
8 that constitutes at least 55 percent of the cost of maintaining and
9 operating the public school system.

10 (d) The legislature may not recapture more than 35 percent
11 of a school district's revenue from ad valorem taxes for the
12 maintenance of public schools in the district. In this subsection,
13 "recapture" means a system under which a school district is
14 required to use a portion of the district's local ad valorem tax
15 revenue for the benefit of public schools in this state other than
16 those in the district, including:

17 (1) the remittance of revenue to a state officer or
18 agency for redistribution to other school districts;

19 (2) the remittance of revenue to another school
20 district for use by that district; and

21 (3) the use of revenue to administer and operate a
22 shared services program between the school district raising the
23 revenue and one or more other school districts.

24 SECTION 2. This Act takes effect September 1, 2008.