

House Bill 2
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

SECTION 1. (a) In addition to other amounts appropriated for the Foundation School Program for all or part of the state fiscal biennium ending August 31, 2009, the following amounts are appropriated to the Texas Education Agency under the Foundation School Program for the purpose of funding school district property tax rate reductions in accordance with Section 42.2516, Education Code:

(1) for the state fiscal year ending August 31, 2008:

(A) all amounts in the property tax relief fund (an estimated amount of \$4,231,466,000) are appropriated for this purpose; and

(B) if the amounts available from the property tax relief fund for that fiscal year are less than \$6,956,400,000, the additional amount necessary for the total appropriation under this subdivision to equal \$6,956,400,000 (an estimated amount of \$2,724,934,000) is appropriated from the foundation school fund for this purpose; and

(2) for the state fiscal year ending August 31, 2009:

(A) all amounts in the property tax relief fund (an estimated amount of \$3,846,492,000) are appropriated for this purpose; and

(B) if the amounts available from the property tax relief fund for that fiscal year are less than \$7,234,700,000, the additional amount necessary for the total appropriation under this subdivision to equal \$7,234,700,000 (an estimated amount of \$3,388,208,000) is appropriated from the foundation school fund for this purpose.

(b) In addition to the amounts appropriated under Subsection (a)(2) of this section, any unexpended

SENATE VERSION

Same as House version.

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balance of the amount appropriated for the state fiscal year ending August 31, 2008, under Subsection (a)(1) of this section is appropriated to the Texas Education Agency for the purpose described by Subsection (a) of this section for the state fiscal year ending August 31, 2009.

(c) In the event there are insufficient amounts in the property tax relief fund and the foundation school fund to fund the entire appropriation under Subsection (a)(1) of this section for the state fiscal year ending August 31, 2008, the commissioner of education may, with the prior approval of the governor and the Legislative Budget Board, transfer amounts appropriated under Subsection (a)(2) of this section for the state fiscal year ending August 31, 2009, in an amount not to exceed the amount necessary to cover the shortfall, and spend the transferred amounts for the purpose described by Subsection (a) of this section during the state fiscal year ending August 31, 2008. The comptroller shall:

(1) transfer money from the general revenue fund or other available sources into the foundation school fund as necessary to accomplish an approved transfer of appropriations between fiscal years under this subsection; and

(2) reduce the amount that may be appropriated under Subsection (a)(2) of this section from the foundation school fund accordingly.

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No equivalent provision.

SENATE VERSION

SECTION __. (a) On August 31, 2008, the comptroller of public accounts shall transfer into the property tax relief fund an amount of unappropriated general revenue available for certification equal to \$2 billion, except that: (1)if the amount of unappropriated general revenue available for certification in the state treasury on August 31, 2008, is greater than \$2 billion, the comptroller shall transfer into the property tax relief fund on that date an amount of general revenue equal to the lesser of \$3 billion or the amount of unappropriated general revenue available for certification in the state treasury on that date; and (2)if the amount of unappropriated general revenue available for certification in the state treasury on August 31, 2008, is less than \$2 billion, the comptroller shall transfer into the property tax relief fund on that date all unappropriated general revenue available for certification in the state treasury on that date. (b) Notwithstanding Section 1 of this Act, money transferred under this section is not appropriated by this Act and may not be appropriated for expenditure during the state fiscal biennium ending August 31, 2009.

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

Same as House version.