

By: Swinford

H.B. No. 813

A BILL TO BE ENTITLED

AN ACT

relating to eligibility for the small and mid-sized adjustment under the public school finance system.

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

SECTION 1. Section 42.2516, Education Code, is amended by amending Subsection (b) and adding Subsection (h-2) to read as follows:

(b) Subject to Subsections (b-1), (b-2), (f-1), (g), ~~and~~ (h), and (h-2), but notwithstanding any other provision of this title, a school district is entitled to state revenue necessary to provide the district with the sum of:

(1) the amount of state revenue necessary to maintain state and local revenue per student in weighted average daily attendance in the amount equal to the greater of:

(A) the amount of state and local revenue per student in weighted average daily attendance for the maintenance and operations of the district available to the district for the 2005-2006 school year;

(B) the amount of state and local revenue per student in weighted average daily attendance for the maintenance and operations of the district to which the district would have been entitled for the 2006-2007 school year under this chapter, as it existed on January 1, 2006, or, if the district would have been subject to Chapter 41, as that chapter existed on January 1, 2006,

1 the amount to which the district would have been entitled under that  
2 chapter, based on the funding elements in effect for the 2005-2006  
3 school year, if the district imposed a maintenance and operations  
4 tax at the rate adopted by the district for the 2005 tax year; or

5 (C) the amount of state and local revenue per  
6 student in weighted average daily attendance for the maintenance  
7 and operations of the district to which the district would have been  
8 entitled for the 2006-2007 school year under this chapter, as it  
9 existed on January 1, 2006, or, if the district would have been  
10 subject to Chapter 41, as that chapter existed on January 1, 2006,  
11 the amount to which the district would have been entitled under that  
12 chapter, based on the funding elements in effect for the 2005-2006  
13 school year, if the district imposed a maintenance and operations  
14 tax at the rate equal to the rate described by Section 26.08(i) or  
15 (k)(1), Tax Code, as applicable, for the 2006 tax year;

16 (2) an amount equal to the product of \$2,500  
17 multiplied by the number of classroom teachers, full-time  
18 librarians, full-time counselors certified under Subchapter B,  
19 Chapter 21, and full-time school nurses employed by the district  
20 and entitled to a minimum salary under Section 21.402; and

21 (3) an amount equal to the product of \$275 multiplied  
22 by the number of students in average daily attendance in grades nine  
23 through 12 in the district.

24 (h-2) Notwithstanding any other provision of this code, the  
25 repeal of Section 42.103(e) by H.B. No. \_\_\_\_\_, Acts of the 81st  
26 Legislature, Regular Session, 2009, may not increase the amount of  
27 state and local funds to which a school district is entitled under

1 Subsection (b).

2 SECTION 2. Section 42.103(e), Education Code, is repealed.

3 SECTION 3. This Act takes effect September 1, 2009.