

By: Branch

H.B. No. 4221

A BILL TO BE ENTITLED

AN ACT

relating to providing a middle school allotment under the public school finance system to fund programs to encourage preparation for high school.

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

SECTION 1. Subchapter F, Chapter 39, Education Code, is amended by adding Section 39.1141 to read as follows:

Sec. 39.1141. MIDDLE SCHOOL ALLOTMENT. (a) A school district or campus must use funds allocated under Section 42.2516(b)(4) to:

(1) implement or administer a high school readiness program that provides academic support and instruction to prepare underachieving students for entrance into high school;

(2) implement or administer a program that provides assistance to underachieving students in mathematics and science course work to prepare those students for high school level curriculum and expectations;

(3) implement or administer a program that provides students who have received a failing grade in an academic course the opportunity to advance and enroll in an intensive program of instruction to enable the student to retake the course and receive a passing grade; or

(4) implement or administer a program that encourages underachieving students to enroll in a career and technology

1 education program.

2 (b) An open-enrollment charter school is entitled to an
3 allotment under this section in the same manner as a school
4 district.

5 (c) The commissioner shall adopt rules to administer this
6 section, including rules related to the permissible use of funds
7 allocated under this section to an open-enrollment charter school.

8 SECTION 2. Section 42.2516(b), Education Code, is amended
9 to read as follows:

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

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

17 (A) the amount of state and local revenue per
18 student in weighted average daily attendance for the maintenance
19 and operations of the district available to the district for the
20 2005-2006 school year;

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

1 chapter, based on the funding elements in effect for the 2005-2006
2 school year, if the district imposed a maintenance and operations
3 tax at the rate adopted by the district for the 2005 tax year; or

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

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

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

23 (4) an amount equal to the product of \$275 multiplied
24 by the number of students in average daily attendance in grades
25 seven and eight in the district.

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