

By: Pitts

H.B. No. 3765

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the date on which certain payments are made by the state
3 under the Foundation School Program.

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

5 SECTION 1. Sections 42.259(c), (d), and (f), Education
6 Code, are amended to read as follows:

7 (c) Payments from the foundation school fund to each
8 category 2 school district shall be made as follows:

9 (1) 22 percent of the yearly entitlement of the
10 district shall be paid in an installment to be made on or before the
11 25th day of September of a fiscal year;

12 (2) 18 percent of the yearly entitlement of the
13 district shall be paid in an installment to be made on or before the
14 25th day of October;

15 (3) 9.5 percent of the yearly entitlement of the
16 district shall be paid in an installment to be made on or before the
17 25th day of November;

18 (4) 7.5 percent of the yearly entitlement of the
19 district shall be paid in an installment to be made on or before the
20 25th day of April;

21 (5) five percent of the yearly entitlement of the
22 district shall be paid in an installment to be made on or before the
23 25th day of May;

24 (6) 10 percent of the yearly entitlement of the

1 district shall be paid in an installment to be made on or before the
2 25th day of June;

3 (7) 13 percent of the yearly entitlement of the
4 district shall be paid in an installment to be made on or before the
5 25th day of July; and

6 (8) 15 percent of the yearly entitlement of the
7 district shall be paid in an installment to be made after the 5th
8 day of September and not later than the 10th day of September of the
9 calendar year following the calendar year of the payment made under
10 Subdivision (1) [~~on or before the 25th day of August~~].

11 (d) Payments from the foundation school fund to each
12 category 3 school district shall be made as follows:

13 (1) 45 percent of the yearly entitlement of the
14 district shall be paid in an installment to be made on or before the
15 25th day of September of a fiscal year;

16 (2) 35 percent of the yearly entitlement of the
17 district shall be paid in an installment to be made on or before the
18 25th day of October; and

19 (3) 20 percent of the yearly entitlement of the
20 district shall be paid in an installment to be made after the 5th
21 day of September and not later than the 10th day of September of the
22 calendar year following the calendar year of the payment made under
23 Subdivision (1) [~~on or before the 25th day of August~~].

24 (f) Except as provided by Subsection (c)(8) or (d)(3), any
25 [Any] previously unpaid additional funds from prior fiscal years
26 owed to a district shall be paid to the district together with the
27 September payment of the current fiscal year entitlement.

1 SECTION 2. Section 466.355(c), Government Code, is
2 repealed.

3 SECTION 3. The changes made by this Act to Section 42.259,
4 Education Code, apply only to a payment from the foundation school
5 fund that is made on or after the effective date of this Act. A
6 payment to a school district from the foundation school fund that is
7 made before that date is governed by Section 42.259, Education
8 Code, as it existed before amendment by this Act, and the former law
9 is continued in effect for that purpose.

10 SECTION 4. This Act takes effect September 1, 2011.