

SENATE AMENDMENTS

2nd Printing

By: Zerwas, Huberty, Giddings, Guerra,
et al.

H.B. No. 30

A BILL TO BE ENTITLED

1 AN ACT
2 relating to making supplemental appropriations and giving
3 direction and making adjustments regarding appropriations for
4 public school finance.

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

6 SECTION 1. APPROPRIATION: TEXAS EDUCATION AGENCY. (a) In
7 addition to other amounts appropriated to the Texas Education
8 Agency for the state fiscal biennium beginning September 1, 2017,
9 the following appropriations are made to the agency from the
10 Foundation School Fund, general revenue account number 0193, for
11 Strategy A.1.1., FSP-Equalized Operations, as listed in the
12 appropriations made to the agency in Chapter 605 (S.B. 1), Acts of
13 the 85th Legislature, Regular Session, 2017 (the General
14 Appropriations Act):

15 (1) \$963,500,000 for the state fiscal year beginning
16 September 1, 2017; and

17 (2) \$963,500,000 for the state fiscal year beginning
18 September 1, 2018.

19 (b) Notwithstanding the sum-certain appropriations
20 specified in Rider 3, Chapter 605 (S.B. 1), Acts of the 85th
21 Legislature, Regular Session, 2017 (the General Appropriations
22 Act), to the bill pattern of the appropriations to the Texas
23 Education Agency, the Legislative Budget Board shall determine the
24 sum-certain appropriation to the Foundation School Program for each

1 year of the state fiscal biennium beginning September 1, 2017,
2 based on the amount specified in that rider, the other provisions of
3 the General Appropriations Act, and other law, including the
4 provisions of this Act.

5 (c) Notwithstanding Rider 3, Chapter 605 (S.B. 1), Acts of
6 the 85th Legislature, Regular Session, 2017 (the General
7 Appropriations Act), to the bill pattern of the appropriations to
8 the Texas Education Agency, for purposes of distributing the
9 Foundation School Program basic tier state aid appropriated for the
10 state fiscal biennium beginning September 1, 2017, and in
11 accordance with Section 42.101, Education Code, the basic allotment
12 is established at \$5,350 for the state fiscal year beginning
13 September 1, 2017, and \$5,350 for the state fiscal year beginning
14 September 1, 2018.

15 (d) Out of amounts appropriated to the Texas Education
16 Agency in Subsection (a) of this section, the commissioner of
17 education shall allocate \$15,000,000 for the state fiscal year
18 beginning September 1, 2017, and \$15,000,000 for the state fiscal
19 year beginning September 1, 2018, to making grants under Section
20 29.018, Education Code, to school districts and open-enrollment
21 charter schools to assist in covering the cost of educating
22 students with disabilities. It is the intent of the legislature
23 that:

24 (1) except as inconsistent with general law, expenses
25 for which a school district or open-enrollment charter school may
26 use money allocated under this section and awarded to the district
27 or school as a grant include:

1 (A) fees for educational therapies or support
2 services provided by a practitioner or other provider;

3 (B) transportation costs necessary for a student
4 to receive educational support services;

5 (C) costs associated with purchasing
6 instructional materials, as defined by Section 31.002, Education
7 Code; and

8 (D) costs of computer hardware and software and
9 other assistive technological devices intended to facilitate a
10 student's learning; and

11 (2) the commissioner of education require a school
12 district or open-enrollment charter school awarded grant money
13 described by this subsection to report to the Texas Education
14 Agency on the district's or school's use of that money.

15 SECTION 2. APPROPRIATION REDUCTION: TEXAS EDUCATION
16 AGENCY. The appropriations to the Texas Education Agency for the
17 state fiscal year beginning September 1, 2018, from the Foundation
18 School Fund, general revenue account number 0193, for Strategy
19 A.1.1., FSP-Equalized Operations, made by Chapter 605 (S.B. 1),
20 Acts of the 85th Legislature, Regular Session, 2017 (the General
21 Appropriations Act), are reduced by \$1,927,000,000. It is the
22 intent of the legislature that the August 2019 Foundation School
23 Program payment to school districts be deferred and made in
24 September 2019 in accordance with this Act and the Act described by
25 Section 3(a)(2) of this Act.

26 SECTION 3. CONTINGENCY. (a) This Act takes effect only if
27 the 85th Legislature, 1st Called Session, 2017, enacts the

1 following and the Acts become law:

2 (1) H.B. 21 or another Act that improves equity in and
3 reduces the amount of school property tax revenue subject to
4 recapture under the public school finance system and increases this
5 state's share of the funding for the Foundation School Program; and

6 (2) an Act authorizing the deferral of the August 2019
7 Foundation School Program payment to school districts.

8 (b) If an Act described by Subsection (a)(1) of this section
9 or an Act described by Subsection (a)(2) of this section does not
10 become law, this Act has no effect.

11 SECTION 4. EFFECTIVE DATE. Except as otherwise provided by
12 this Act:

13 (1) this Act takes effect immediately if it receives a
14 vote of two-thirds of all the members elected to each house, as
15 provided by Section 39, Article III, Texas Constitution; and

16 (2) if this Act does not receive the vote necessary for
17 immediate effect, this Act takes effect on the 91st day after the
18 last day of the legislative session.

ADOPTED

AUG 15 2017

By: _____

Substitute the following for _____

Ratay Saw
Secretary of the Senate

_____.B. No. _____

By: *Nelson*

C.S. H.B. No. 30

A BILL TO BE ENTITLED

AN ACT

1

2 relating to the transfer of certain appropriations to the Texas
3 Education Agency and the adjustment of appropriations for public
4 school finance.

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

6 SECTION 1. (a) The amount of \$311,000,000 of the
7 unencumbered appropriations from the general revenue fund for
8 the state fiscal biennium ending August 31, 2019, made by S.B.
9 1, Acts of the 85th Legislature, Regular Session, 2017 (the
10 General Appropriations Act), to the Health and Human Services
11 Commission is transferred to the Texas Education Agency to be
12 used by the agency during that state fiscal biennium as follows:

13 (1) \$150,000,000 is allocated to fund financial
14 hardship grants under Subchapter H, Chapter 42, Education Code,
15 as added by H.B. 21, Acts of the 85th Legislature, 1st Called
16 Session, 2017, or similar legislation that enacts a new hardship
17 grant program for the benefit of school districts that would
18 otherwise experience a significant loss of revenue during the
19 2017-2018 or 2018-2019 school year;

20 (2) \$60,000,000 is allocated to fund payments to
21 open-enrollment charter schools under Section 12.106(d),
22 Education Code, as added by H.B. 21, Acts of the 85th
23 Legislature, 1st Called Session, 2017, or similar legislation
24 that provides for funding to open-enrollment charter schools for

1 instructional facilities;

2 (3) \$60,000,000 is allocated for the existing debt
3 allotment under Section 46.032, Education Code, as amended by
4 H.B. 21, Acts of the 85th Legislature, 1st Called Session, 2017,
5 or similar legislation that increases the level of funding under
6 that allotment; and

7 (4) \$41,000,000 is allocated for the small-sized
8 district adjustment under Section 42.103, Education Code, as
9 amended by H.B. 21, Acts of the 85th Legislature, 1st Called
10 Session, 2017, or similar legislation that addresses the
11 entitlement under that adjustment for certain school districts
12 that contain less than 300 square miles.

13 (b) The Health and Human Services Commission shall
14 identify the strategies and objectives out of which the transfer
15 under Subsection (a) of this section is to be made.

16 (c) Notwithstanding the sum-certain appropriations
17 specified in Rider 3, Chapter 605 (S.B. 1), Acts of the 85th
18 Legislature, Regular Session, 2017 (the General Appropriations
19 Act), to the bill pattern of the appropriations to the Texas
20 Education Agency, the Legislative Budget Board shall determine
21 the sum-certain appropriation to the Foundation School Program
22 for each year of the state fiscal biennium beginning September
23 1, 2017, based on the amount specified in that rider, the other
24 provisions of the General Appropriations Act, and other law,
25 including the provisions of this Act.

26 (d) If H.B. 21, Acts of the 85th Legislature, 1st Called
27 Session, 2017, or another similar Act that addresses additional

1 funding under the public school finance system for the
2 components described in Subsection (a) of this section also
3 transfers and allocates to those components the amount of
4 unencumbered appropriations in the manner provided by that
5 subsection, the transfer and allocation under Subsection (a) of
6 this section does not occur.

7 SECTION 2. This Act takes effect only if the 85th
8 Legislature, 1st Called Session, 2017, enacts H.B. 21 or another
9 similar Act that addresses additional funding under the public
10 school finance system for the components described in Section 1
11 of this Act and H.B. 21 or that similar Act becomes law. If
12 H.B. 21 or another similar Act described by this section does
13 not become law, this Act has no effect.

14 SECTION 3. Except as otherwise provided by this Act:

15 (1) this Act takes effect immediately if it receives
16 a vote of two-thirds of all the members elected to each house,
17 as provided by Section 39, Article III, Texas Constitution; and

18 (2) if this Act does not receive the vote necessary
19 for immediate effect, this Act takes effect on the 91st day
20 after the last day of the legislative session.

ADOPTED

AUG 14 2017

FLOOR AMENDMENT NO. 1

Adair Spaw
Secretary of the Senate

BY:

Joan Huffman

1 Amend C.S.H.B. No. 30 (senate committee report) by adding
2 the following appropriately numbered SECTION to the bill and
3 renumbering SECTIONS of the bill accordingly:

4 SECTION __. (a) The amount of \$212,000,000 of the
5 unencumbered appropriations from the general revenue fund for
6 the state fiscal biennium ending August 31, 2019, made by S.B.
7 1, Acts of the 85th Legislature, Regular Session, 2017 (the
8 General Appropriations Act), to the Health and Human Services
9 Commission is transferred to the Teacher Retirement System of
10 Texas and may be used by the retirement system during that state
11 fiscal biennium to increase school districts' recruitment and
12 retention of school teachers and provide support to participants
13 in the Texas Public School Employees Group Insurance Program
14 authorized by Chapter 1575, Insurance Code. The Health and Human
15 Services Commission shall identify the strategies and objectives
16 out of which the transfer is to be made.

17 (b) The Teacher Retirement System of Texas may use the
18 money transferred under Subsection (a) of this section to:

19 (1) decrease the premiums and deductibles that would
20 otherwise be paid during the 2018 and 2019 plan years by
21 participants in the Texas Public School Employees Group
22 Insurance Program authorized by Chapter 1575, Insurance Code;
23 and

24 (2) reduce costs for an enrolled adult child with a
25 mental disability or a physical incapacity during the 2018 and
26 2019 plan years.

27 (c) The Teacher Retirement System of Texas shall determine
28 the most efficient allocation of the money transferred under
29 Subsection (a) of this section to achieve the maximum benefit

1 for participants in the program.

ADOPTED

AUG 14 2017

Atty Gen
Secretary of the Senate

BY: *Jan Huffman*

FLOOR AMENDMENT NO. 2

1 Amend C.S.H.B. No. 30 (Senate committee printing) as
2 follows:

3 (1) In SECTION 1(a) of the bill (page 1, line 31), strike
4 "\$311,000,000" and substitute "\$351,000,000".

5 (2) In SECTION 1(a)(3) of the bill (page 1, line 54),
6 strike "and".

7 (3) In SECTION 1(a)(4) of the bill, between "300 square
8 miles" and the period (page 1, line 60), insert the following:

9 (5) \$20,000,000 is allocated to be used to award
10 grants authorized under Section 29.026, Education Code, as added
11 by H.B. 21, Acts of the 85th Legislature, 1st Called Session,
12 2017, or similar legislation that enacts a program to award
13 grants to school districts and open-enrollment charter schools
14 that provide innovative services to students with autism; and

15 (6) \$20,000,000 is allocated to be used to award
16 grants authorized under Section 29.027, Education Code, as added
17 by H.B. 21, Acts of the 85th Legislature, 1st Called Session,
18 2017, or similar legislation that enacts a program to award
19 grants to school districts and open-enrollment charter schools
20 that provide innovative services to students with dyslexia

ADOPTED

VV
AUG 14 2017

FLOOR AMENDMENT NO. 3

Atay Spaw
Secretary of the Senate

C. BY: *Schwartz*

1 Amend C.S.H.B. No. 30 (Senate committee printing) in
2 SECTION 1(b) of the bill, following "is to be made." (page 2,
3 line 3), by adding the following:
4 If the commission makes the amount of appropriations transferred
5 under Subsection (a) of this section available by delaying until
6 the state fiscal biennium beginning September 1, 2019, the
7 monthly capitation payments otherwise due in August 2019 to
8 managed care organizations that contract with the commission to
9 provide health care services to Medicaid recipients, the
10 commission shall make the delayed payments as soon as possible
11 out of available money appropriated to the commission for that
12 state fiscal biennium.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATURE 1st CALLED SESSION - 2017

August 15, 2017

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB30 by Zerwas (Relating to the transfer of certain appropriations to the Texas Education Agency and the adjustment of appropriations for public school finance.), **As Passed 2nd House**

Estimated Two-year Net Impact to General Revenue Related Funds for HB30, As Passed 2nd House: an impact of \$0 through the biennium ending August 31, 2019.

There could be an additional General Revenue cost to supplemental appropriations in fiscal year 2019 and certain other methods of finance, including Federal Funds, could be affected depending on the approach adopted by the Health and Human Services Commission to execute the transfer as directed in the legislation.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2018	\$0
2019	\$0
2020	\$0
2021	\$0
2022	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>General Revenue Fund</i> 1	Probable (Cost) from <i>General Revenue Fund</i> 1	Probable Savings/(Cost) from <i>Foundation School Fund</i> 193
2018	\$563,000,000	(\$212,000,000)	(\$351,000,000)
2019	\$0	\$0	\$0
2020	\$0	\$0	\$0
2021	\$0	\$0	\$0
2022	\$0	\$0	\$0

Fiscal Analysis

The bill would transfer from the Health and Human Services Commission (HHSC) \$351.0 million in unencumbered 2018-19 General Revenue appropriations made by Senate Bill 1, 85th Legislature, Regular Session, to the Texas Education Agency (TEA) to provide: 1) \$150.0 million to fund financial hardship grants for districts that would have otherwise experienced a significant loss of revenue during the 2017-18 or 2018-19 school years; 2) \$60.0 million to provide funding to open-enrollment charter schools for instructional facilities; 3) \$60.0 million to increase funding for the Existing Debt Allotment; 4) \$41.0 million for the small-sized district adjustment for districts that contain less than 300 square miles; 5) \$20.0 million for a grant program for innovative services to students with autism; and 6) \$20.0 million for a grant program for innovative services to students with dyslexia.

HHSC is granted authority with respect to the strategies and objectives from which the funds would be transferred, and depending on the approach adopted by HHSC to execute the transfer there could be an additional cost to supplemental appropriations in fiscal year 2019 and certain other methods of finance, including Federal Funds, could be affected. In the event that the transfer is accomplished by delaying payments to that are due to managed care organizations in August 2019, the bill would require the Commission to provide those payments as soon as possible from available appropriations in the following biennium.

The bill would require the Legislative Budget Board to determine the sum-certain appropriation to the Foundation School Program as contained in Rider 3, of the TEA bill pattern in Senate Bill 1, Eighty-fifth Legislature, Regular Session.

The bill would transfer from the Health and Human Services Commission \$212 million in General Revenue appropriations made by Senate Bill 1, 85th Legislature, Regular Session, for the 2018-19 biennium to the Teacher Retirement System of Texas (TRS) to be used to provide support to participants in the Texas Public School Employees Group Insurance Program (TRS-Care) by: 1) reducing costs for participants, including premiums, deductibles, and prescription drugs, during the 2018 and 2019 plan years; and 2) reducing the premium and maximum out-of-pocket cost for an enrolled adult child with a mental disability or a physical incapacity during the 2018 and 2019 plan years. HHSC is granted authority with respect to the strategies and programs from which the funds would be transferred, and depending on the approach adopted by HHSC to execute the transfer, there could be an additional cost to supplemental appropriations in fiscal year 2019 and certain other methods of finance, including Federal Funds, could be affected.

The bill specifies that if other legislation transfers and allocates unencumbered funds to the components and in the amounts specified in the bill, the transfer and allocation made in the bill would not take effect. The bill would take effect only if House Bill 21, or another similar Act addressing the public school finance components of the legislation becomes law; otherwise it would have no effect.

Methodology

As noted above, the provisions included in this bill would be financed in the 2018-19 biennium via a transfer from HHSC.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, SD, JSp, AG, AM, AH

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATURE 1st CALLED SESSION - 2017

August 13, 2017

TO: Honorable Jane Nelson, Chair, Senate Committee on Finance

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB30 by Zerwas (Relating to the transfer of certain appropriations to the Texas Education Agency and the adjustment of appropriations for public school finance.), **Committee Report 2nd House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for HB30, Committee Report 2nd House, Substituted: an impact of \$0 through the biennium ending August 31, 2019. There could be an additional cost to supplemental appropriations in fiscal year 2019 and certain other methods of finance, including Federal Funds, could be affected depending on the approach adopted by the Health and Human Services Commission to execute the transfer as directed in the legislation.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2018	\$0
2019	\$0
2020	\$0
2021	\$0
2022	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>General Revenue Fund</i> 1	Probable Savings/(Cost) from <i>Foundation School Fund</i> 193
2018	\$311,000,000	(\$311,000,000)
2019	\$0	\$0
2020	\$0	\$0
2021	\$0	\$0
2022	\$0	\$0

Fiscal Analysis

The bill would transfer from the Health and Human Services Commission (HHSC) \$311.0 million in unencumbered 2018-19 General Revenue appropriations made by Senate Bill 1, 85th

Legislature, Regular Session, to the Texas Education Agency (TEA) to provide: 1) \$150.0 million to fund financial hardship grants for districts that would have otherwise experienced a significant loss of revenue during the 2017-18 or 2018-19 school years; 2) \$60.0 million to provide funding to open-enrollment charter schools for instructional facilities; 3) \$60.0 million to increase funding for the Existing Debt Allotment; and 4) \$41.0 million for the small-sized district adjustment for districts that contain less than 300 square miles.

HHSC is granted authority with respect to the strategies and objectives from which the funds would be transferred, and depending on the approach adopted by HHSC to execute the transfer there could be an additional cost to supplemental appropriations in fiscal year 2019 and certain other methods of finance, including Federal Funds, could be affected.

The bill would require the Legislative Budget Board to determine the sum-certain appropriation to the Foundation School Program as contained in Rider 3, of the TEA bill pattern in Senate Bill 1, Eighty-fifth Legislature, Regular Session.

The bill specifies that if other legislation transfers and allocates unencumbered funds to the components and in the amounts specified in the bill, the transfer and allocation made in the bill would not take effect. The bill would take effect only if House Bill 21, or another similar Act addressing public school finance becomes law; otherwise it would have no effect.

Methodology

As noted above, the provisions included in this bill would be financed in the 2018-19 biennium via a transfer from HHSC.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, SD, AM, AH

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATURE 1st CALLED SESSION - 2017

August 12, 2017

TO: Honorable Jane Nelson, Chair, Senate Committee on Finance

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB30 by Zerwas (Relating to making supplemental appropriations and giving direction and making adjustments regarding appropriations for public school finance.), **As Engrossed**

Estimated Two-year Net Impact to General Revenue Related Funds for HB30, As Engrossed: an impact of \$0 through the biennium ending August 31, 2019.

Appropriations:

Fiscal Year	Appropriation out of <i>Foundation School Fund</i> 193
2018	\$963,500,000
2019	(\$963,500,000)

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2018	(\$963,500,000)
2019	\$963,500,000
2020	\$0
2021	\$0
2022	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>Foundation School Fund</i> 193
2018	(\$963,500,000)
2019	\$963,500,000
2020	\$0
2021	\$0
2022	\$0

Fiscal Analysis

The bill would appropriate \$963.5 million in each fiscal year of the 2018-19 biennium to the Texas Education Agency (TEA) from the Foundation School Fund for Strategy A.1.1, FSP-Equalized Operations.

The bill would require the Legislative Budget Board to determine the sum-certain appropriation to the Foundation School Program specified by Rider 3 in the agency's bill pattern in the 2018-19 General Appropriations Act (GAA) for each fiscal year of the 2018-19 biennium.

The bill would further amend Rider 3 of the TEA bill pattern to establish the Basic Allotment at \$5,350 in each fiscal year of the 2018-19 biennium for purposes of distributing state aid in accordance with Section 42.101 of the Education Code.

The bill would require the Commissioner of Education to allocate \$15 million in each fiscal year of the 2018-19 biennium to school districts and open-enrollment charter schools to assist in covering the cost of educating students with disabilities as provided for in the bill.

The bill would reduce 2018-19 GAA appropriations made to TEA by \$1,927,000,000 in fiscal year 2019, and state that it is the intent of the Legislature that the August 2019 Foundation School Program payment to school districts be deferred and made in September 2019.

The bill would only take effect if the 85th Legislature, 1st Called Session, 2017, enacts both: 1) H.B. 21 or another Act that improves equity in and reduces the amount of school property tax revenue subject to recapture under the public school finance system and increases the state's share of the funding of the Foundation School Program; and 2) an Act authorizing the deferral of the August 2019 Foundation School Program payment to school districts.

Methodology

The amounts identified above represent changes to previously authorized amounts and purposes for the state fiscal biennium beginning September 1, 2017.

As an appropriations bill, this legislation is subject to certification by the Comptroller of Public Accounts.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KK, AM, AH

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATURE 1st CALLED SESSION - 2017

July 26, 2017

TO: Honorable John Zerwas, Chair, House Committee on Appropriations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB30 by Zerwas (Relating to making supplemental appropriations and giving direction and making adjustments regarding appropriations for public school finance.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB30, As Introduced: an impact of \$0 through the biennium ending August 31, 2019.

Appropriations:

Fiscal Year	Appropriation out of <i>Foundation School Fund</i> 193
2018	\$963,500,000
2019	(\$963,500,000)

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2018	(\$963,500,000)
2019	\$963,500,000
2020	\$0
2021	\$0
2022	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>Foundation School Fund</i> 193
2018	(\$963,500,000)
2019	\$963,500,000
2020	\$0
2021	\$0
2022	\$0

Fiscal Analysis

The bill would appropriate \$963.5 million in each fiscal year of the 2018-19 biennium to the Texas Education Agency (TEA) from the Foundation School Fund for Strategy A.1.1, FSP-Equalized Operations.

The bill would require the Legislative Budget Board to determine the sum-certain appropriation to the Foundation School Program specified by Rider 3 in the agency's bill pattern in the 2018-19 General Appropriations Act (GAA) for each fiscal year of the 2018-19 biennium.

The bill would further amend Rider 3 of the TEA bill pattern to establish the Basic Allotment at \$5,350 in each fiscal year of the 2018-19 biennium for purposes of distributing state aid in accordance with Section 42.101 of the Education Code.

The bill would require the Commissioner of Education to allocate \$15 million in each fiscal year of the 2018-19 biennium to school districts and open-enrollment charter schools to assist in covering the cost of educating students with disabilities as provided for in the bill.

The bill would reduce 2018-19 GAA appropriations made to TEA by \$1,927,000,000 in fiscal year 2019, and state that it is the intent of the Legislature that the August 2019 Foundation School Program payment to school districts be deferred and made in September 2019.

The bill would only take effect if the 85th Legislature, 1st Called Session, 2017, enacts both: 1) H.B. 21 or another Act that improves equity in and reduces the amount of school property tax revenue subject to recapture under the public school finance system and increases the state's share of the funding of the Foundation School Program; and 2) an Act authorizing the deferral of the August 2019 Foundation School Program payment to school districts.

Methodology

The amounts identified above represent changes to previously authorized amounts and purposes for the state fiscal biennium beginning September 1, 2017.

As an appropriations bill, this legislation is subject to certification by the Comptroller of Public Accounts.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KK, AM, AH