

Amend CSHB 28 (house committee report) as follows:

(1) On page 2, line 14, strike "Subsection (e)" and substitute "Subsections (e) and (h)".

(2) On page 3, between lines 24 and 25, insert the following:

(h) Notwithstanding any other provision of this section, the comptroller may adopt adjusted tax rates under this section that apply beginning in a state fiscal biennium only if:

(1) the Legislative Budget Board certifies to the comptroller that the amount of state revenue appropriated for the Foundation School Program for that biennium results in the state contributing at least 50 percent of the cost of maintaining and operating the public school system for that biennium; and

(2) the commissioner of education certifies to the comptroller that each prekindergarten student entitled to the benefits of the Foundation School Program who attends a full-day prekindergarten program offered by a school district is counted on the basis of full-day attendance for purposes of calculating the district's weighted average daily attendance under the law in effect on the date the determinations under Subsection (a) are made.