

By: King of Hemphill, Guillen, Paddie,
Workman, et al.

H.B. No. 811

Substitute the following for H.B. No. 811:

By: Meyer

C.S.H.B. No. 811

A BILL TO BE ENTITLED

AN ACT

relating to the extension of additional state aid for tax reduction
provided to certain school districts.

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

SECTION 1. Section 42.2516, Education Code, is amended by
amending Subsections (b) and (c-1) and adding Subsections (j) and
(k) to read as follows:

(b) Notwithstanding any other provision of this title, but
subject to Subsections (j) and (k), a school district that imposes a
maintenance and operations tax at a rate at least equal to the
product of the state compression percentage multiplied by the
maintenance and operations tax rate adopted by the district for the
2005 tax year is entitled to at least the amount of state revenue
necessary to provide the district with the sum of:

(1) the percentage specified by Subsection (i) of the
amount, as calculated under Subsection (e), of state and local
revenue per student in weighted average daily attendance for
maintenance and operations that the district would have received
during the 2009-2010 school year under Chapter 41 and this chapter,
as those chapters existed on January 1, 2009, at a maintenance and
operations tax rate equal to the product of the state compression
percentage for that year multiplied by the maintenance and
operations tax rate adopted by the district for the 2005 tax year;

(2) the percentage specified by Subsection (i) of an

1 amount equal to the product of \$120 multiplied by the number of
2 students in weighted average daily attendance in the district; and

3 (3) any amount to which the district is entitled under
4 Section 42.106.

5 (c-1) Revenue generated by the portion of a district's
6 maintenance and operations tax rate included in calculating the
7 district's compressed tax rate under Section 42.101(a-1) and local
8 share under Section 42.252(a-1) is included in determining the
9 amount to which a district is entitled under this section, but may
10 not increase the total amount of revenue per weighted student to
11 which the district is entitled under this section. This subsection
12 expires September 1, 2019 [~~2017~~].

13 (j) If the commissioner determines that a school district
14 would receive additional state aid under this section for the
15 2017-2018 or 2018-2019 school year in an amount that is four percent
16 or less of the total amount of funding the district is entitled to
17 receive under this chapter and Chapter 41, the district is
18 ineligible to receive additional state aid under this section for
19 the year for which the determination is made and any subsequent
20 school year. This subsection expires September 1, 2019.

21 (k) If the commissioner determines that a school district is
22 not entitled to additional state aid under this section for the
23 2016-2017 or a subsequent school year, the district is ineligible
24 to receive additional state aid under this section for any school
25 year subsequent to the year for which the determination was made.
26 This subsection expires September 1, 2019.

27 SECTION 2. Section 42.2518(a), Education Code, is amended

1 to read as follows:

2 (a) For the 2015-2016 through 2018-2019 [~~and 2016-2017~~]
3 school years, a school district is entitled to additional state aid
4 to the extent that state and local revenue under this chapter and
5 Chapter 41 is less than the state and local revenue that would have
6 been available to the district under Chapter 41 and this chapter as
7 those chapters existed on September 1, 2015, if the increase in the
8 residence homestead exemption under Section 1-b(c), Article VIII,
9 Texas Constitution, and the additional limitation on tax increases
10 under Section 1-b(d) of that article as proposed by S.J.R. 1, 84th
11 Legislature, Regular Session, 2015, had not occurred.

12 SECTION 3. Effective September 1, 2019, Section 42.2518(a),
13 Education Code, is amended to read as follows:

14 (a) Beginning with the 2019-2020 school year [~~For the~~
15 ~~2015-2016 and 2016-2017 school years~~], a school district is
16 entitled to additional state aid to the extent that state and local
17 revenue under this chapter and Chapter 41 is less than the state and
18 local revenue that would have been available to the district under
19 Chapter 41 and this chapter as those chapters existed on September
20 1, 2015, excluding any state aid that would have been provided under
21 former Section 42.2516, if the increase in the residence homestead
22 exemption under Section 1-b(c), Article VIII, Texas Constitution,
23 and the additional limitation on tax increases under Section 1-b(d)
24 of that article as proposed by S.J.R. 1, 84th Legislature, Regular
25 Session, 2015, had not occurred.

26 SECTION 4. Notwithstanding Chapter 4 (S.B. 1), Acts of the
27 82nd Legislature, 1st Called Session, 2011, the following

1 provisions are effective September 1, 2019:

2 (1) Section 57.03, Chapter 4 (S.B. 1), Acts of the 82nd
3 Legislature, 1st Called Session, 2011, which amended Section
4 [12.106](#)(a), Education Code;

5 (2) Section 57.18, Chapter 4 (S.B. 1), Acts of the 82nd
6 Legislature, 1st Called Session, 2011, which amended the heading to
7 Section [42.2516](#), Education Code;

8 (3) Section 57.19, Chapter 4 (S.B. 1), Acts of the 82nd
9 Legislature, 1st Called Session, 2011, which amended Section
10 [42.2516](#)(a), Education Code;

11 (4) Section 57.23, Chapter 4 (S.B. 1), Acts of the 82nd
12 Legislature, 1st Called Session, 2011, which amended Section
13 [42.253](#)(h), Education Code;

14 (5) Section 57.29, Chapter 4 (S.B. 1), Acts of the 82nd
15 Legislature, 1st Called Session, 2011, which amended Section
16 [26.08](#)(i), Tax Code;

17 (6) Section 57.32(a), Chapter 4 (S.B. 1), Acts of the
18 82nd Legislature, 1st Called Session, 2011, which repealed various
19 provisions of the Education Code; and

20 (7) Section 57.32(b), Chapter 4 (S.B. 1), Acts of the
21 82nd Legislature, 1st Called Session, 2011, which repealed Sections
22 [26.08](#)(i-1) and (j), Tax Code.

23 SECTION 5. Section [42.2518](#)(e), Education Code, is repealed.

24 SECTION 6. Section 18, Chapter 465 (S.B. 1), Acts of the
25 84th Legislature, Regular Session, 2015, which added Section
26 [42.2518](#), Education Code, effective September 1, 2017, is repealed.

27 SECTION 7. This Act takes effect only if H.B. 21, 85th

1 Legislature, Regular Session, 2017, does not become law. If H.B.
2 21, 85th Legislature, Regular Session, 2017, becomes law, this Act
3 has no effect.

4 SECTION 8. Except as otherwise provided by this Act, this
5 Act takes effect on the 91st day after the last day of the
6 legislative session.