

By: Taylor of Galveston

S.B. No. 2215

A BILL TO BE ENTITLED

AN ACT

relating to state fiscal matters related to public education.

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

ARTICLE 1. REDUCTION OF EXPENDITURES AND IMPOSITION OF CHARGES

GENERALLY

SECTION 1.01. This article applies to any state agency, school, or other entity other than an institution of higher education, that receives an appropriation under Article III of the General Appropriations Act.

SECTION 1.02. Notwithstanding any other statute of this state, each entity to which this article applies is authorized to reduce or recover expenditures by:

(1) consolidating any reports or publications the entity is required to make and filing or delivering any of those reports or publications exclusively by electronic means;

(2) extending the effective period of any license, permit, or registration the entity grants or administers;

(3) entering into a contract with another governmental entity or with a private vendor to carry out any of the entity's duties;

(4) providing that any communication between the entity and another person and any document required to be delivered to or by the entity, including any application, notice, billing statement, receipt, or certificate, may be made or delivered by

1 e-mail or through the Internet; and

2 (5) adopting and collecting fees or charges to cover
3 any costs the entity incurs in performing its lawful functions.

4 ARTICLE 2. REDUCTION IN GENERAL APPROPRIATIONS ACT

5 SECTION 2.01. An employee of a state agency, school, or
6 other entity other than an institution of higher education, that
7 receives an appropriation under Article III of the General
8 Appropriations Act, is not entitled to an amount from the state for
9 expenses, per diem, travel, or salary that exceeds the amount
10 authorized for those purposes by the General Appropriations Act.

11 SECTION 2.02. An employee of a state agency, school, or
12 other entity other than an institution of higher education, that
13 receives an appropriation under Article III of the General
14 Appropriations Act, is not entitled to an amount from the state for
15 a salary, a salary supplement, office expenses or reimbursement of
16 office expenses, or travel that exceeds the amount authorized for
17 those purposes by the General Appropriations Act.

18 ARTICLE 3. SCHEDULE OF INSTALLMENT PAYMENTS

19 SECTION 3.01. Subsections (c), (d), and (f), Section
20 [42.259](#), Education Code, are amended to read as follows:

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

23 (1) 22 percent of the yearly entitlement of the
24 district shall be paid in an installment to be made on or before the
25 25th day of September of a fiscal year;

26 (2) 18 percent of the yearly entitlement of the
27 district shall be paid in an installment to be made on or before the

1 25th day of October;

2 (3) 9.5 percent of the yearly entitlement of the
3 district shall be paid in an installment to be made on or before the
4 25th day of November;

5 (4) 7.5 percent of the yearly entitlement of the
6 district shall be paid in an installment to be made on or before the
7 25th day of April;

8 (5) five percent of the yearly entitlement of the
9 district shall be paid in an installment to be made on or before the
10 25th day of May;

11 (6) 10 percent of the yearly entitlement of the
12 district shall be paid in an installment to be made on or before the
13 25th day of June;

14 (7) 13 percent of the yearly entitlement of the
15 district shall be paid in an installment to be made on or before the
16 25th day of July; and

17 (8) 15 percent of the yearly entitlement of the
18 district shall be paid in an installment to be made after the 5th
19 day of September and not later than the 10th day of September of the
20 calendar year following the calendar year of the payment made under
21 Subdivision (1) [~~on or before the 25th day of August~~].

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

24 (1) 45 percent of the yearly entitlement of the
25 district shall be paid in an installment to be made on or before the
26 25th day of September of a fiscal year;

27 (2) 35 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 October; and

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

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

12 SECTION 3.02. Subsection (c), Section [466.355](#), Government
13 Code, is amended to read as follows:

14 (c) Each August the comptroller shall:

15 (1) estimate the amount to be transferred to the
16 foundation school fund on or before September 15; and

17 (2) notwithstanding Subsection (b)(4), transfer the
18 amount estimated in Subdivision (1) to the foundation school fund
19 before August 25 [~~installment payments are made under Section~~
20 ~~[42.259](#), Education Code~~].

21 SECTION 3.03. Subsections (c) and (e) of Section [42.2591](#),
22 Education Code, are amended to read as follows:

23 (c) Payments from the foundation school fund to an
24 open-enrollment charter school under this section shall be made as
25 follows:

26 (1) 22 percent of the yearly entitlement of the school
27 shall be paid in an installment to be made on or before the 25th day

1 of September of a fiscal year;

2 (2) 18 percent of the yearly entitlement of the school
3 shall be paid in an installment to be made on or before the 25th day
4 of October;

5 (3) 9.5 percent of the yearly entitlement of the
6 school shall be paid in an installment to be made on or before the
7 25th day of November;

8 (4) four percent of the yearly entitlement of the
9 school shall be paid in an installment to be made on or before the
10 25th day of December;

11 (5) four percent of the yearly entitlement of the
12 school shall be paid in an installment to be made on or before the
13 25th day of January;

14 (6) four percent of the yearly entitlement of the
15 school shall be paid in an installment to be made on or before the
16 25th day of February;

17 (7) four percent of the yearly entitlement of the
18 school shall be paid in an installment to be made on or before the
19 25th day of March;

20 (8) 7.5 percent of the yearly entitlement of the
21 school shall be paid in an installment to be made on or before the
22 25th day of April;

23 (9) five percent of the yearly entitlement of the
24 school shall be paid in an installment to be made on or before the
25 25th day of May;

26 (10) seven percent of the yearly entitlement of the
27 school shall be paid in an installment to be made on or before the

1 25th day of June;

2 (11) seven percent of the yearly entitlement of the
3 school shall be paid in an installment to be made on or before the
4 25th day of July; and

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

10 (e) Except as provided by Subsection (c)(12), previously
11 [Previously] unpaid additional funds from prior fiscal years owed
12 to an open-enrollment charter school shall be paid to the school
13 together with the September payment of the current fiscal year
14 entitlement.

15 SECTION 3.04. The changes made by this article to Sections
16 42.259 and 42.2591, Education Code, apply only to a payment from the
17 foundation school fund that is made on or after the effective date
18 of this Act. A payment to a school district from the foundation
19 school fund that is made before that date is governed by Sections
20 42.259 and 42.2591, Education Code, as it existed before amendment
21 by this article, and the former law is continued in effect for that
22 purpose.

23 ARTICLE 4. PILOT PROGRAMS

24 SECTION 4.01 PILOT PROGRAM PROPOSALS AND RULES. The
25 commissioner of each state agency to which this article applies may
26 propose to the appropriate legislative committee pilot programs
27 that could be tested to determine if the programs might produce long

1 term fiscal benefits to the state. The commissioner may propose
2 rules necessary to implement the pilot programs.

3 ARTICLE 5. REPEALER

4 SECTION 5.01 Section 42.262, Education Code, is repealed.

5 ARTICLE 6. EFFECTIVE DATE

6 SECTION 6.01. This Act takes effect immediately if it
7 receives a vote of two-thirds of all the members elected to each
8 house, as provided by Section 39, Article III, Texas Constitution.
9 If this Act does not receive the vote necessary for immediate
10 effect, this Act takes effect on the 91st day after the last day of
11 the legislative session.