

By: Huberty

H.B. No. 4611

A BILL TO BE ENTITLED

AN ACT

relating to certain distributions to the available school fund.

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

SECTION 1. Section 43.001(b), Education Code, is amended to read as follows:

(b) The available school fund, which shall be apportioned annually to each county according to its scholastic population, consists of:

(1) the distributions to the fund from the permanent school fund as provided by Sections [~~Section~~] 5(a) and 5(g), Article VII, Texas Constitution;

(2) one-fourth of all revenue derived from all state occupation taxes, exclusive of delinquencies and cost of collection;

(3) one-fourth of revenue derived from state gasoline and special fuels excise taxes as provided by law; and

(4) all other appropriations to the available school fund made by the legislature for public school purposes.

SECTION 2. Section 43.001(d), Education Code, as added by Section 22, Chapter 705, Acts of the 85th Legislature, 2017, is amended to read as follows:

(d) Each biennium the State Board of Education shall set aside an amount equal to 50 percent of the distribution for that biennium from the permanent school fund to the available school

1 fund as provided by Sections [~~Section~~] 5(a) and 5(g), Article VII,  
2 Texas Constitution, to be placed, subject to the General  
3 Appropriations Act, in the state technology and instructional  
4 materials fund established under Section 31.021.

5 SECTION 3. Section 43.001(d), Education Code, as added by  
6 Section 34, Chapter 581, Acts of the 85th Legislature, 2017, is  
7 repealed.

8 SECTION 4. This Act takes effect January 1, 2020, but only  
9 if the constitutional amendment proposed by the 86th legislature,  
10 Regular Session, 2019, providing for increased distributions to the  
11 available school fund is approved by the voters. If that proposed  
12 constitutional amendment is not approved by the voters, this Act  
13 has no effect.