

1-1 By: Nelson, et al. S.B. No. 3
 1-2 (In the Senate - Filed January 15, 2019; February 1, 2019,
 1-3 read first time and referred to Committee on Finance;
 1-4 February 26, 2019, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 15, Nays 0;
 1-6 February 26, 2019, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			
1-20	X			
1-21	X			
1-22	X			
1-23	X			

1-24 COMMITTEE SUBSTITUTE FOR S.B. No. 3 By: Nelson

1-25 A BILL TO BE ENTITLED
 1-26 AN ACT

1-27 relating to additional funding to school districts for classroom
 1-28 teacher salaries.

1-29 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-30 SECTION 1. Subchapter I, Chapter 21, Education Code, is
 1-31 amended by adding Section 21.4023 to read as follows:

1-32 Sec. 21.4023. CLASSROOM TEACHER SALARY ALLOTMENT.

1-33 (a) Every full-time classroom teacher is entitled to an annual
 1-34 salary allotment in the amount of \$5,000.

1-35 (b) A salary allotment a teacher receives under this
 1-36 section:

1-37 (1) is not considered in determining whether the
 1-38 district is paying the teacher the minimum monthly salary under
 1-39 Section 21.402; and

1-40 (2) is in addition to the regular salary to which a
 1-41 teacher is otherwise entitled under the district's salary schedule.

1-42 (b-1) Notwithstanding Section 21.402, for the 2019-2020
 1-43 school year, every full-time classroom teacher is entitled to a
 1-44 monthly salary that is at least equal to the sum of:

1-45 (1) the monthly salary the teacher would have received
 1-46 for the 2019-2020 school year under the district's salary schedule
 1-47 for the 2018-2019 school year, if that schedule had been in effect
 1-48 for the 2019-2020 school year, including any local supplement and
 1-49 any money representing any other supplement the teacher would have
 1-50 received in the 2019-2020 school year; and

1-51 (2) \$500.

1-52 (b-2) Subsection (b-1) and this subsection expire September
 1-53 1, 2020.

1-54 (b-3) A full-time classroom teacher employed by a school
 1-55 district in the 2019-2020 school year is, as long as the teacher is
 1-56 employed by the same district, entitled to a salary that is at least
 1-57 equal to the salary the teacher received for the 2019-2020 school
 1-58 year.

1-59 (c) A school district may provide a merit salary increase to
 1-60 a full-time classroom teacher in addition to the salary allotment

2-1 to which the teacher is entitled under this section.
2-2 (d) A school district shall provide written notice to each
2-3 full-time classroom teacher that the salary allotment to which the
2-4 teacher is entitled under this section is provided by the state.
2-5 (e) The commissioner may adopt rules as necessary to
2-6 implement this section.
2-7 (f) This section applies to a person employed as a classroom
2-8 teacher of an open enrollment charter school.
2-9 SECTION 2. Subchapter E, Chapter 42, Education Code, is
2-10 amended by adding Section 42.25131 to read as follows:
2-11 Sec. 42.25131. ADDITIONAL STATE AID OR CREDIT AGAINST COST
2-12 OF ATTENDANCE CREDITS FOR CLASSROOM TEACHER SALARY ALLOTMENT.
2-13 (a) For each school year, a school district, including a school
2-14 district that is otherwise ineligible for state aid under this
2-15 chapter, is entitled to state aid in an amount equal to the product
2-16 of \$5,000 multiplied by the number of full-time classroom teachers
2-17 employed by the district.
2-18 (b) A school district shall use the amount received under
2-19 this section to provide the salary allotments for full-time
2-20 classroom teachers required under Section 21.4023.
2-21 (c) A school district that is required to take action under
2-22 Chapter 41 to reduce its wealth per student to the equalized wealth
2-23 level is entitled to a credit, in the amount of state aid to which
2-24 the district is entitled under this section, against the total
2-25 amount required under Section 41.093 for the district to purchase
2-26 attendance credits.
2-27 (d) The commissioner may adopt rules to implement this
2-28 section.
2-29 SECTION 3. Section 822.201(b), Government Code, is amended
2-30 to read as follows:
2-31 (b) "Salary and wages" as used in Subsection (a) means:
2-32 (1) normal periodic payments of money for service the
2-33 right to which accrues on a regular basis in proportion to the
2-34 service performed;
2-35 (2) amounts by which the member's salary is reduced
2-36 under a salary reduction agreement authorized by Chapter 610;
2-37 (3) amounts that would otherwise qualify as salary and
2-38 wages under Subdivision (1) but are not received directly by the
2-39 member pursuant to a good faith, voluntary written salary reduction
2-40 agreement in order to finance payments to a deferred compensation
2-41 or tax sheltered annuity program specifically authorized by state
2-42 law or to finance benefit options under a cafeteria plan qualifying
2-43 under Section 125 of the Internal Revenue Code of 1986, if:
2-44 (A) the program or benefit options are made
2-45 available to all employees of the employer; and
2-46 (B) the benefit options in the cafeteria plan are
2-47 limited to one or more options that provide deferred compensation,
2-48 group health and disability insurance, group term life insurance,
2-49 dependent care assistance programs, or group legal services plans;
2-50 (4) performance pay awarded to an employee by a school
2-51 district as part of a total compensation plan approved by the board
2-52 of trustees of the district and meeting the requirements of
2-53 Subsection (e);
2-54 (5) the benefit replacement pay a person earns under
2-55 Subchapter H, Chapter 659, except as provided by Subsection (c);
2-56 (6) stipends paid to teachers in accordance with
2-57 Section 21.410, 21.411, 21.412, or 21.413, Education Code;
2-58 (7) amounts by which the member's salary is reduced or
2-59 that are deducted from the member's salary as authorized by
2-60 Subchapter J, Chapter 659;
2-61 (8) a merit salary increase made under Section 51.962,
2-62 Education Code;
2-63 (9) amounts received under the relevant parts of the
2-64 educator excellence awards program under Subchapter O, Chapter 21,
2-65 Education Code, or a mentoring program under Section 21.458,
2-66 Education Code, that authorize compensation for service;
2-67 (10) salary amounts designated as health care
2-68 supplementation by an employee under Subchapter D, Chapter 22,
2-69 Education Code; ~~and~~

3-1 (11) to the extent required by Sections 3401(h) and
3-2 414(u)(12), Internal Revenue Code of 1986, differential wage
3-3 payments received by an individual from an employer on or after
3-4 January 1, 2009, while the individual is performing qualified
3-5 military service as defined by Section 414(u), Internal Revenue
3-6 Code of 1986; and

3-7 (12) a salary allotment paid to teachers under Section
3-8 21.4023, Education Code.

3-9 SECTION 4. Section 825.405(b), Government Code, is amended
3-10 to read as follows:

3-11 (b) For purposes of this section, [+

3-12 [~~1~~] the statutory minimum salary:

3-13 (1) for certain school personnel under Section 21.402,
3-14 Education Code, is the salary provided by that section multiplied
3-15 by the cost of education adjustment applicable under Section
3-16 42.102, Education Code, to the district in which the member is
3-17 employed; [~~and~~]

3-18 (2) [~~the statutory minimum salary~~] for members who
3-19 would have been entitled to the minimum salary for certain school
3-20 personnel under former Section 16.056, Education Code, as that
3-21 section existed on January 1, 1995, is a minimum salary computed in
3-22 the same manner as the minimum salary for certain school personnel
3-23 under Section 21.402, Education Code, multiplied by the cost of
3-24 education adjustment applicable under Section 42.102, Education
3-25 Code, to the district in which the member is employed; and

3-26 (3) includes any classroom teacher salary allotment
3-27 provided under Section 21.4023, Education Code.

3-28 SECTION 5. This Act applies beginning with the 2019-2020
3-29 school year.

3-30 SECTION 6. This Act takes effect September 1, 2019.

3-31 * * * * *