

By: Gutierrez

S.B. No. 1943

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the reduction of school district property taxes as a
3 result of the school facilities allotment.

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

5 SECTION 1. The heading to Section 46.009, Education Code,
6 and Subsection (d) is amended to read as follows:

7 Sec.46.009. REDUCTION OF SCHOOL DISTRICT PROPERTY TAXES AS
8 RESULT [~~PAYMENT~~] OF SCHOOL FACILITY ALLOTMENT [~~FACILITIES~~
9 ~~ALLOTMENTS~~].

10 (a) For each school year, the commissioner shall determine
11 the amount of money to which each school district is entitled under
12 this subchapter.

13 (b) If the amount appropriated for purposes of this
14 subchapter for a year is less than the total amount determined under
15 Subsection (a) for that year, the commissioner shall:

16 (1) transfer from the Foundation School Program to the
17 instructional facilities program the amount by which the total
18 amount determined under Subsection (a) exceeds the amount
19 appropriated; and

20 (2) reduce each district's foundation school fund
21 allocations in the manner provided by Section 42.253(h).

22 (c) Warrants for payments under this subchapter shall be
23 approved and transmitted to school district treasurers or
24 depositories in the same manner as warrants for payments under

1 Chapter 42.

2 (d) As soon as practicable after September 1 of each year,
3 the commissioner shall distribute to each school district the
4 amount of state assistance under this subchapter to which the
5 commissioner has determined the district is entitled for the school
6 year. The district shall deposit the money in the interest and
7 sinking fund for the bonds for which the assistance is received. ~~and~~
8 The district shall adopt a and reduce the tax rate for purposes of
9 debt service that takes into account the balance of the interest and
10 sinking fund.

11 (e) Section 42.258 applies to payments under this
12 subchapter.

13 (f) If a school district would have received a greater
14 amount under this subchapter for the applicable school year using
15 the adjusted value determined under Section 42.257, the
16 commissioner shall add the difference between the adjusted value
17 and the amount the district received under this subchapter to
18 subsequent distributions to the district under this subchapter.

19 SECTION 2. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2021.