

By: Hinojosa

H.B. No. 90

A BILL TO BE ENTITLED

AN ACT

relating to a bonus payment for certain public school employees and to the public school finance system.

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

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

Sec. 21.4023. BONUS PAYMENT FOR 2023-2024 SCHOOL YEAR. (a) For the 2023-2024 school year, a school district shall provide to each classroom teacher, full-time librarian, full-time school counselor certified under Subchapter B, or full-time school nurse employed by the district a one-time bonus payment of \$15,000 in addition to the employee's compensation for the 2023-2024 school year to be paid to the employee at the end of the 2023-2024 school year.

(b) A bonus payment provided to a classroom teacher under this section is not considered in determining whether a school district is paying the teacher the minimum monthly salary under Section 21.402.

(c) This section expires September 1, 2024.

SECTION 2. Subchapter A, Chapter 22, Education Code, is amended by adding Section 22.008 to read as follows:

Sec. 22.008. BONUS PAYMENT FOR 2023-2024 SCHOOL YEAR FOR SUPPORT STAFF. (a) For the 2023-2024 school year, a school district shall provide to each employee, other than an

1 administrator or an employee subject to the minimum salary schedule  
2 under Section 21.402, who is compensated less than \$100,000 per  
3 year in salary or wages a one-time bonus payment of \$5,500 in  
4 addition to the employee's compensation for the 2023-2024 school  
5 year to be paid to the employee at the end of the 2023-2024 school  
6 year.

7 (b) This section expires September 1, 2024.

8 SECTION 3. Effective September 1, 2024, Section 48.051,  
9 Education Code, is amended by amending Subsections (a) and (c) and  
10 adding Subsections (a-1) and (a-2) to read as follows:

11 (a) Subject to adjustment under Subsection (a-1), for ~~[For]~~  
12 each student in average daily attendance, not including the time  
13 students spend each day in special education programs in an  
14 instructional arrangement other than mainstream or career and  
15 technology education programs, for which an additional allotment is  
16 made under Subchapter C, a district is entitled to an allotment  
17 equal to the lesser of \$8,947 ~~[\$6,160]~~ or the amount that results  
18 from the following formula:

19 
$$A = \underline{\$8,947} \text{ } [\underline{\$6,160}] \times \text{TR/MCR}$$

20 where:

21 "A" is the allotment to which a district is entitled;

22 "TR" is the district's tier one maintenance and operations  
23 tax rate, as provided by Section 45.0032; and

24 "MCR" is the district's maximum compressed tax rate, as  
25 determined under Section 48.2551.

26 (a-1) Beginning with the 2025-2026 school year, the basic  
27 allotment provided to a district under Subsection (a) or (b) is

1 adjusted annually to increase the allotment by the amount that  
2 results from applying the inflation rate, as determined by the  
3 comptroller on the basis of changes in the Consumer Price Index for  
4 All Urban Consumers published by the Bureau of Labor Statistics of  
5 the United States Department of Labor, to the allotment for the  
6 preceding school year.

7 (a-2) If the inflation rate for a school year is less than  
8 zero, the inflation rate to be used for purposes of Subsection (a-1)  
9 is zero.

10 (c) During any school year for which the maximum amount of  
11 the basic allotment provided under Subsection (a) or (b) is greater  
12 than the maximum amount provided for the preceding school year, a  
13 school district must use at least 40 [~~30~~] percent of the amount, if  
14 the amount is greater than zero, that equals the product of the  
15 average daily attendance of the district multiplied by the amount  
16 of the difference between the district's funding under this chapter  
17 per student in average daily attendance for the current school year  
18 and the preceding school year to provide compensation increases to  
19 full-time district employees other than administrators as follows:

20 (1) 75 percent must be used to increase the  
21 compensation paid to classroom teachers, full-time librarians,  
22 full-time school counselors certified under Subchapter B, Chapter  
23 21, and full-time school nurses, prioritizing differentiated  
24 compensation for classroom teachers with more than five years of  
25 experience; and

26 (2) 25 percent may be used as determined by the  
27 district to increase compensation paid to full-time district

1 employees.

2 SECTION 4. Section 48.102, Education Code, is amended by  
3 adding Subsection (a-1) to read as follows:

4 (a-1) To address the extraordinary gap between the amount of  
5 the allotment under this section and school district expenses for  
6 special education, a school district that for the 2023-2024 school  
7 year spent a greater amount for students in a special education  
8 program under Subchapter A, Chapter 29, than the amount the  
9 district received from the allotment under this section is entitled  
10 to additional funding for the 2024-2025 school year in an amount  
11 equal to twice the amount of the difference between the total of  
12 those amounts. This subsection expires September 1, 2025.

13 SECTION 5. Section 48.115, Education Code, is amended by  
14 adding Subsection (a-2) to read as follows:

15 (a-2) To address the extraordinary gap between the amount of  
16 the allotment under this section and school district expenses for  
17 school safety and security improvements, a school district that for  
18 the 2023-2024 school year spent a greater amount for school safety  
19 and security improvements than the amount the district received  
20 from the allotment under this section is entitled to additional  
21 funding for the 2024-2025 school year in an amount equal to the  
22 difference between the total of those amounts. This subsection  
23 expires September 1, 2025.

24 SECTION 6. Subchapter D, Chapter 48, Education Code, is  
25 amended by adding Section 48.157 to read as follows:

26 Sec. 48.157. SUPPLEMENTAL GRANT TO ADDRESS EDUCATIONAL  
27 NEEDS FOLLOWING COVID-19 PANDEMIC. (a) For the 2023-2024 school

1 year, a school district is entitled to a grant of \$800 for each  
2 student enrolled in the district to ensure that the school district  
3 has adequate funding to address the educational needs of the  
4 district's students following the coronavirus disease (COVID-19)  
5 pandemic.

6 (b) This section expires September 1, 2024.

7 SECTION 7. Effective September 1, 2024, Section  
8 48.202(a-1), Education Code, is amended to read as follows:

9 (a-1) For purposes of Subsection (a), the dollar amount  
10 guaranteed level of state and local funds per weighted student per  
11 cent of tax effort ("GL") for a school district is:

12 (1) the greater of the amount of district tax revenue  
13 per weighted student per cent of tax effort available to a school  
14 district at the 96th percentile of wealth per weighted student or  
15 the amount that results from multiplying \$8,947 [~~6,160~~], or the  
16 greater amount provided under Section 48.051(a-1) or (b)  
17 [~~48.051(b)~~], if applicable, by 0.016, for the first eight cents by  
18 which the district's maintenance and operations tax rate exceeds  
19 the district's tier one tax rate; and

20 (2) subject to Subsection (f), the amount that results  
21 from multiplying \$8,947 [~~\$6,160~~], or the greater amount provided  
22 under Section 48.051(a-1) or (b) [~~48.051(b)~~], if applicable, by  
23 0.008, for the district's maintenance and operations tax effort  
24 that exceeds the amount of tax effort described by Subdivision (1).

25 SECTION 8. Subchapter F, Chapter 48, Education Code, is  
26 amended by adding Section 48.2521 to read as follows:

27 Sec. 48.2521. ADDITIONAL STATE AID FOR ONE-TIME BONUSES FOR

1 CERTAIN PUBLIC SCHOOL EMPLOYEES. (a) For the 2023-2024 school  
2 year, a school district, including a school district that is  
3 otherwise ineligible for state aid under this chapter, is entitled  
4 to annual state aid in the sum of:

5 (1) the amount equal to the product of \$15,000  
6 multiplied by the number of classroom teachers, full-time  
7 librarians, full-time school counselors certified under Subchapter  
8 B, Chapter 21, and full-time school nurses employed by the  
9 district; and

10 (2) the amount equal to the product of \$5,500  
11 multiplied by the number of employees, other than an administrator  
12 or an employee subject to the minimum salary schedule under Section  
13 21.402, employed by the district who are compensated less than  
14 \$100,000 per year in salary or wages.

15 (b) A school district shall use the amount received under  
16 this section for purposes of providing the one-time bonus payments  
17 under Sections 21.4023 and 22.008.

18 (c) This section expires September 1, 2024.

19 SECTION 9. Except as otherwise provided by this Act, this  
20 Act takes effect immediately if it receives a vote of two-thirds of  
21 all the members elected to each house, as provided by Section 39,  
22 Article III, Texas Constitution. If this Act does not receive the  
23 vote necessary for immediate effect, this Act takes effect on the  
24 91st day after the last day of the legislative session.