A BILL TO BE ENTITLED
AN ACT
relating to an annual adjustment to the basic allotment under the Foundation School Program to reflect inflation.

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

SECTION 1. Section 48.051, Education Code, is amended by amending Subsection (a) and adding Subsections (a-1), (a-2), and (a-3) to read as follows:

(a) Subject to adjustment under Subsection (a-1), for each student in average daily attendance, not including the time students spend each day in special education programs in an instructional arrangement other than mainstream or career and technology education programs, for which an additional allotment is made under Subchapter C, a district is entitled to an allotment equal to the lesser of $6,500 ($6,160) or the amount that results from the following formula:

\[ A = \frac{\$6,500}{\text{TR/MCR}} \]

where:

"A" is the allotment to which a district is entitled;
"TR" is the district's tier one maintenance and operations tax rate, as provided by Section 45.0032; and
"MCR" is the district's maximum compressed tax rate, as determined under Section 48.2551.

(a-1) Subject to Subsection (a-3), beginning with the 2024-2025 school year, the basic allotment provided to a district
under Subsection (a) or (b) is adjusted annually to increase the
allotment by the lesser of:

(1) three percent of the amount of the allotment for
the preceding school year; or

(2) the amount that results from applying the
inflation rate, as determined by the comptroller on the basis of
changes in the Consumer Price Index for All Urban Consumers
published by the Bureau of Labor Statistics of the United States
Department of Labor, to the allotment for the preceding school
year.

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

(a-3) The legislature in the General Appropriations Act may
provide for a lesser amount than the amount determined under
Subsection (a-1), provided that the amount is equal to or greater
than the amount provided under Subsection (a).

SECTION 2. Section 48.202(a-1), Education Code, is amended
to read as follows:

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

(1) the greater of the amount of district tax revenue
per weighted student per cent of tax effort available to a school
district at the 96th percentile of wealth per weighted student or
the amount that results from multiplying $6,500 [6,160], or the
greater amount provided under Section 48.051(a-1) or (b)
1 [48.051(b)], if applicable, by 0.016, for the first eight cents by
2 which the district's maintenance and operations tax rate exceeds
3 the district's tier one tax rate; and
4 (2) subject to Subsection (f), the amount that results
5 from multiplying $6,500 [$6,160], or the greater amount provided
6 under Section 48.051(a-1) or (b) [48.051(b)], if applicable, by
7 0.008, for the district's maintenance and operations tax effort
8 that exceeds the amount of tax effort described by Subdivision (1).
9
SECTION 3. This Act takes effect September 1, 2023.