

By: Huberty, Zerwas, Turner,  
King of Hemphill, Dutton, et al.

H.B. No. 21

Substitute the following for H.B. No. 21:

By: Huberty

C.S.H.B. No. 21

A BILL TO BE ENTITLED

AN ACT

relating to the public school finance system.

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

SECTION 1. Section 11.158(a), Education Code, is amended to read as follows:

(a) The board of trustees of an independent school district may require payment of:

(1) a fee for materials used in any program in which the resultant product in excess of minimum requirements becomes, at the student's option, the personal property of the student, if the fee does not exceed the cost of materials;

(2) membership dues in student organizations or clubs and admission fees or charges for attending extracurricular activities, if membership or attendance is voluntary;

(3) a security deposit for the return of materials, supplies, or equipment;

(4) a fee for personal physical education and athletic equipment and apparel, although any student may provide the student's own equipment or apparel if it meets reasonable requirements and standards relating to health and safety established by the board;

(5) a fee for items of personal use or products that a student may purchase at the student's option, such as student publications, class rings, annuals, and graduation announcements;

- 1           (6) a fee specifically permitted by any other statute;
- 2           (7) a fee for an authorized voluntary student health  
3 and accident benefit plan;
- 4           (8) a reasonable fee, not to exceed the actual annual  
5 maintenance cost, for the use of musical instruments and uniforms  
6 owned or rented by the district;
- 7           (9) a fee for items of personal apparel that become the  
8 property of the student and that are used in extracurricular  
9 activities;
- 10          (10) a parking fee or a fee for an identification card;
- 11          (11) a fee for a driver training course, not to exceed  
12 the actual district cost per student in the program for the current  
13 school year;
- 14          (12) a fee for a course offered for credit that  
15 requires the use of facilities not available on the school premises  
16 or the employment of an educator who is not part of the school's  
17 regular staff, if participation in the course is at the student's  
18 option;
- 19          (13) a fee for a course offered during summer school,  
20 except that the board may charge a fee for a course required for  
21 graduation only if the course is also offered without a fee during  
22 the regular school year;
- 23          (14) a reasonable fee for transportation of a student  
24 who lives within two miles of the school the student attends to and  
25 from that school[~~, except that the board may not charge a fee for~~  
26 ~~transportation for which the school district receives funds under~~  
27 ~~Section 42.155(d)]~~; or

1           (15) a reasonable fee, not to exceed \$50, for costs  
2 associated with an educational program offered outside of regular  
3 school hours through which a student who was absent from class  
4 receives instruction voluntarily for the purpose of making up the  
5 missed instruction and meeting the level of attendance required  
6 under Section 25.092 [~~or~~

7           ~~[(16) if the district does not receive any funds under~~  
8 ~~Section 42.155 and does not participate in a county transportation~~  
9 ~~system for which an allotment is provided under Section 42.155(i),~~  
10 ~~a reasonable fee for the transportation of a student to and from the~~  
11 ~~school the student attends].~~

12           SECTION 2. Section 29.153(c), Education Code, is amended to  
13 read as follows:

14           (c) A prekindergarten class under this section shall be  
15 operated on a half-day basis. A district is not required to provide  
16 transportation for a prekindergarten class [~~but transportation,~~  
17 ~~if provided, is included for funding purposes as part of the regular~~  
18 ~~transportation system].~~

19           SECTION 3. Sections 29.918(a) and (b), Education Code, are  
20 amended to read as follows:

21           (a) Notwithstanding Section [~~39.234 or~~] 42.152, a school  
22 district or open-enrollment charter school with a high dropout  
23 rate, as determined by the commissioner, must submit a plan to the  
24 commissioner describing the manner in which the district or charter  
25 school intends to use the compensatory education allotment under  
26 Section 42.152 [~~and the high school allotment under Section 42.160]~~  
27 for developing and implementing research-based strategies for

1 dropout prevention. The district or charter school shall submit  
2 the plan not later than December 1 of each school year preceding the  
3 school year in which the district or charter school will receive the  
4 compensatory education allotment [~~or high school allotment~~] to  
5 which the plan applies.

6 (b) A school district or open-enrollment charter school to  
7 which this section applies may not spend or obligate more than 25  
8 percent of the district's or charter school's compensatory  
9 education allotment [~~or high school allotment~~] unless the  
10 commissioner approves the plan submitted under Subsection  
11 (a). The commissioner shall complete an initial review of the  
12 district's or charter school's plan not later than March 1 of the  
13 school year preceding the school year in which the district or  
14 charter school will receive the compensatory education allotment  
15 [~~or high school allotment~~] to which the plan applies.

16 SECTION 4. Subchapter C, Chapter 30, Education Code, is  
17 amended by adding Section 30.0561 to read as follows:

18 Sec. 30.0561. TRANSPORTATION ALLOTMENT. The Texas School  
19 for the Deaf is entitled to a transportation allotment paid from the  
20 foundation school fund. The commissioner shall determine the  
21 appropriate allotment.

22 SECTION 5. Section 30.087(c), Education Code, is amended to  
23 read as follows:

24 (c) A school district may receive an allotment paid from the  
25 foundation school fund for transportation of students  
26 participating in a regional day school program, as determined by  
27 the commissioner [~~in the same manner as an allotment for the~~

1 ~~transportation of other special education students]~~.

2 SECTION 6. Section 34.007, Education Code, is amended by  
3 adding Subsection (c) to read as follows:

4 (c) A county transportation system is not entitled to  
5 receive funding for transportation costs directly from the state.  
6 Funding for a county transportation system is provided by each  
7 school district participating in the county transportation system  
8 in accordance with the terms of the interlocal contract under  
9 Chapter 791, Government Code, under which the county provides  
10 transportation services for the participating districts.

11 SECTION 7. Section 39.0233(a), Education Code, is amended  
12 to read as follows:

13 (a) The agency, in coordination with the Texas Higher  
14 Education Coordinating Board, shall adopt a series of questions to  
15 be included in an end-of-course assessment instrument administered  
16 under Section 39.023(c) to be used for purposes of Section 51.3062.  
17 The questions adopted under this subsection must be developed in a  
18 manner consistent with any college readiness standards adopted  
19 under Section [~~Sections 39.233 and~~] 51.3062.

20 SECTION 8. Section 41.099(a), Education Code, is amended to  
21 read as follows:

22 (a) Sections [~~41.002(e),~~] 41.094, 41.097, and 41.098 apply  
23 only to a district that:

24 (1) executes an agreement to purchase all attendance  
25 credits necessary to reduce the district's wealth per student to  
26 the equalized wealth level;

27 (2) executes an agreement to purchase attendance

1 credits and an agreement under Subchapter E to contract for the  
2 education of nonresident students who transfer to and are educated  
3 in the district but who are not charged tuition; or

4 (3) executes an agreement under Subchapter E to  
5 contract for the education of nonresident students:

6 (A) to an extent that does not provide more than  
7 10 percent of the reduction in wealth per student required for the  
8 district to achieve a wealth per student that is equal to or less  
9 than the equalized wealth level; and

10 (B) under which all revenue paid by the district  
11 to other districts, in excess of the reduction in state aid that  
12 results from counting the weighted average daily attendance of the  
13 students served in the contracting district, is required to be used  
14 for funding a consortium of at least three districts in a county  
15 with a population of less than 40,000 that is formed to support a  
16 technology initiative.

17 SECTION 9. Section 41.257, Education Code, is amended to  
18 read as follows:

19 Sec. 41.257. APPLICATION OF SMALL AND SPARSE ADJUSTMENTS  
20 [~~AND TRANSPORTATION ALLOTMENT~~]. The budget of the consolidated  
21 district must apply the benefit of the adjustment or allotment to  
22 the schools of the consolidating district to which Section 42.103  
23 or [7] 42.105 [~~or 42.155~~] would have applied in the event that the  
24 consolidated district still qualifies as a small or sparse  
25 district.

26 SECTION 10. Section 42.006(a-1), Education Code, is amended  
27 to read as follows:

1 (a-1) The commissioner by rule shall require each school  
2 district and open-enrollment charter school to report through the  
3 Public Education Information Management System information  
4 regarding the number of students enrolled in the district or school  
5 who are identified as having dyslexia or related disorders. The  
6 agency shall maintain the information provided in accordance with  
7 this subsection.

8 SECTION 11. Section 42.101(a), Education Code, is amended  
9 to read as follows:

10 (a) For each student in average daily attendance, not  
11 including the time students spend each day in special education  
12 programs in an instructional arrangement other than mainstream  
13 settings, ~~or~~ career and technology education programs, or  
14 technology applications courses approved for high school credit,  
15 for which an additional allotment is made under Subchapter C, a  
16 district is entitled to an allotment equal to the lesser of \$4,765  
17 or the amount that results from the following formula:

$$A = \$4,765 \times (DCR/MCR)$$

18 where:

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

20 "DCR" is the district's compressed tax rate, which is the  
21 product of the state compression percentage, as determined under  
22 Section 42.2516, multiplied by the maintenance and operations tax  
23 rate adopted by the district for the 2005 tax year; and

24 "MCR" is the state maximum compressed tax rate, which is the  
25 product of the state compression percentage, as determined under  
26 Section 42.2516, multiplied by \$1.50.  
27

1 SECTION 12. Section 42.151(h), Education Code, is amended  
2 to read as follows:

3 (h) Funds allocated under this section, other than an  
4 indirect cost allotment established under State Board of Education  
5 rule or amounts made available for the transportation of special  
6 education students, must be used in the special education program  
7 under Subchapter A, Chapter 29.

8 SECTION 13. Section 42.153(a), Education Code, is amended  
9 to read as follows:

10 (a) For each student in average daily attendance in a  
11 bilingual education or special language program under Subchapter B,  
12 Chapter 29, a district is entitled to an annual allotment equal to  
13 the adjusted basic allotment multiplied by 0.11 [~~0.1~~].

14 SECTION 14. The heading to Section 42.154, Education Code,  
15 is amended to read as follows:

16 Sec. 42.154. CAREER AND TECHNOLOGY EDUCATION AND TECHNOLOGY  
17 APPLICATIONS ALLOTMENT.

18 SECTION 15. Sections 42.154(a), (b), (c), and (e),  
19 Education Code, are amended to read as follows:

20 (a) For each full-time equivalent student in average daily  
21 attendance in an approved career and technology education program  
22 in grades eight [~~nine~~] through 12, in a technology applications  
23 course approved for high school credit, or in career and technology  
24 education programs for students with disabilities in grades seven  
25 through 12, a district is entitled to:

26 (1) an annual allotment equal to the adjusted basic  
27 allotment multiplied by a weight of 1.35; and

1 (2) \$50, if the student is enrolled in:

2 (A) two or more advanced career and technology  
3 education classes for a total of three or more credits; or

4 (B) an advanced course as part of a tech-prep  
5 program under Subchapter T, Chapter 61.

6 (b) In this section, "full-time equivalent student" means  
7 30 hours of contact a week between a student and career and  
8 technology education program or technology applications personnel.

9 (c) Funds allocated under this section, other than an  
10 indirect cost allotment established under State Board of Education  
11 rule or amounts made available for the transportation of career and  
12 technology education students, must be used in providing career and  
13 technology education programs in grades eight [~~nine~~] through 12,  
14 technology applications courses approved for high school credit, or  
15 career and technology education programs for students with  
16 disabilities in grades seven through 12 under Sections 29.182,  
17 29.183, and 29.184.

18 (e) Out of the total statewide allotment [~~for career and~~  
19 ~~technology education~~] under this section, the commissioner shall  
20 set aside an amount specified in the General Appropriations Act,  
21 which may not exceed an amount equal to one percent of the total  
22 amount appropriated, to support regional career and technology  
23 education planning. After deducting the amount set aside under  
24 this subsection from the total amount appropriated for career and  
25 technology education and technology applications under this  
26 section, the commissioner shall reduce each district's tier one  
27 allotments in the same manner described for a reduction in

1 allotments under Section 42.253.

2 SECTION 16. Section 42.1541(a), Education Code, is amended  
3 to read as follows:

4 (a) For the 2017-2018 and subsequent school years, the [The]  
5 State Board of Education shall by rule revise [increase] the  
6 indirect cost allotments established under Sections 42.151(h),  
7 42.152(c), 42.153(b), and 42.154(c) [~~42.154(a-1) and (c)~~] and in  
8 effect for the 2016-2017 [2010-2011] school year to reflect any  
9 increase in the percentage of total maintenance and operations  
10 funding represented by the basic allotment [in proportion to the  
11 average percentage reduction in total state and local maintenance  
12 and operations revenue provided under this chapter for the  
13 2011-2012 school year] as a result of [~~S.B. Nos. 1 and 2,~~] Acts of  
14 the 85th [82nd] Legislature, Regular [1st Called] Session, 2017  
15 [~~2011~~].

16 SECTION 17. Subchapter C, Chapter 42, Education Code, is  
17 amended by adding Section 42.1561 to read as follows:

18 Sec. 42.1561. ALLOTMENT FOR STUDENT WITH DYSLEXIA OR  
19 RELATED DISORDER. (a) Subject to Subsection (b), for each student  
20 that a school district serves who has been identified as having  
21 dyslexia or a related disorder, the district is entitled to an  
22 annual allotment equal to the district's adjusted basic allotment  
23 as determined under Section 42.102 or Section 42.103, as  
24 applicable, multiplied by 0.1 for each school year or a greater  
25 amount provided by appropriation.

26 (b) A school district is entitled to the allotment under  
27 Subsection (a) only for a student who:

1           (1) is receiving instruction that:

2                   (A) meets applicable dyslexia program criteria  
3 established by the agency; and

4                   (B) is provided by a person with specific  
5 training in providing that instruction; or

6           (2) has received the instruction described by  
7 Subdivision (1) and is permitted, on the basis of having dyslexia or  
8 a related disorder, to use modifications in the classroom and  
9 accommodations in the administration of assessment instruments  
10 under Section 39.023.

11           (c) Funds allotted under this section must be used in  
12 providing services to students with dyslexia or related disorders.

13           (d) A school district may receive funding for a student  
14 under this section and Section 42.151 if the student satisfies the  
15 requirements of both sections.

16           (e) Not more than five percent of a district's students in  
17 average daily attendance are eligible for funding under this  
18 section.

19           SECTION 18. Section 42.2518(a), Education Code, as  
20 effective September 1, 2017, is amended to read as follows:

21           (a) Beginning with the 2017-2018 school year, a school  
22 district is entitled to additional state aid to the extent that  
23 state and local revenue under this chapter and Chapter 41 is less  
24 than the state and local revenue that would have been available to  
25 the district under Chapter 41 and this chapter as those chapters  
26 existed on September 1, 2015, excluding any state aid or adjustment  
27 in wealth per student that would have been provided under former

1 Section 41.002(e)-(g), 42.155, 42.160, 42.2513, or 42.2516, if the  
2 increase in the residence homestead exemption under Section 1-b(c),  
3 Article VIII, Texas Constitution, and the additional limitation on  
4 tax increases under Section 1-b(d) of that article as proposed by  
5 S.J.R. 1, 84th Legislature, Regular Session, 2015, had not  
6 occurred.

7 SECTION 19. Sections 42.259(c), (d), and (f), Education  
8 Code, are amended to read as follows:

9 (c) Payments from the foundation school fund to each  
10 category 2 school district shall be made as follows:

11 (1) 22 percent of the yearly entitlement of the  
12 district shall be paid in an installment to be made on or before the  
13 25th day of September of a fiscal year;

14 (2) 18 percent of the yearly entitlement of the  
15 district shall be paid in an installment to be made on or before the  
16 25th day of October;

17 (3) 9.5 percent of the yearly entitlement of the  
18 district shall be paid in an installment to be made on or before the  
19 25th day of November;

20 (4) 7.5 percent of the yearly entitlement of the  
21 district shall be paid in an installment to be made on or before the  
22 25th day of April;

23 (5) five percent of the yearly entitlement of the  
24 district shall be paid in an installment to be made on or before the  
25 25th day of May;

26 (6) 10 percent of the yearly entitlement of the  
27 district shall be paid in an installment to be made on or before the

1 25th day of June;

2 (7) 13 percent of the yearly entitlement of the  
3 district shall be paid in an installment to be made on or before the  
4 25th day of July; and

5 (8) 15 percent of the yearly entitlement of the  
6 district shall be paid in an installment to be made after the 5th  
7 day of September and not later than the 10th day of September of the  
8 calendar year following the calendar year of the payment made under  
9 Subdivision (1) [~~on or before the 25th day of August~~].

10 (d) Payments from the foundation school fund to each  
11 category 3 school district shall be made as follows:

12 (1) 45 percent of the yearly entitlement of the  
13 district shall be paid in an installment to be made on or before the  
14 25th day of September of a fiscal year;

15 (2) 35 percent of the yearly entitlement of the  
16 district shall be paid in an installment to be made on or before the  
17 25th day of October; and

18 (3) 20 percent of the yearly entitlement of the  
19 district shall be paid in an installment to be made after the 5th  
20 day of September and not later than the 10th day of September of the  
21 calendar year following the calendar year of the payment made under  
22 Subdivision (1) [~~on or before the 25th day of August~~].

23 (f) Except as provided by Subsection (c)(8) or (d)(3),  
24 previously [~~Previously~~] unpaid additional funds from prior fiscal  
25 years owed to a district shall be paid to the district together with  
26 the September payment of the current fiscal year entitlement.

27 SECTION 20. Sections 42.2591(c) and (e), Education Code,

1 are amended to read as follows:

2 (c) Payments from the foundation school fund to an  
3 open-enrollment charter school under this section shall be made as  
4 follows:

5 (1) 22 percent of the yearly entitlement of the school  
6 shall be paid in an installment to be made on or before the 25th day  
7 of September of a fiscal year;

8 (2) 18 percent of the yearly entitlement of the school  
9 shall be paid in an installment to be made on or before the 25th day  
10 of October;

11 (3) 9.5 percent of the yearly entitlement of the  
12 school shall be paid in an installment to be made on or before the  
13 25th day of November;

14 (4) four percent of the yearly entitlement of the  
15 school shall be paid in an installment to be made on or before the  
16 25th day of December;

17 (5) four percent of the yearly entitlement of the  
18 school shall be paid in an installment to be made on or before the  
19 25th day of January;

20 (6) four percent of the yearly entitlement of the  
21 school shall be paid in an installment to be made on or before the  
22 25th day of February;

23 (7) four percent of the yearly entitlement of the  
24 school shall be paid in an installment to be made on or before the  
25 25th day of March;

26 (8) 7.5 percent of the yearly entitlement of the  
27 school shall be paid in an installment to be made on or before the

1 25th day of April;

2 (9) five percent of the yearly entitlement of the  
3 school shall be paid in an installment to be made on or before the  
4 25th day of May;

5 (10) seven percent of the yearly entitlement of the  
6 school shall be paid in an installment to be made on or before the  
7 25th day of June;

8 (11) seven percent of the yearly entitlement of the  
9 school shall be paid in an installment to be made on or before the  
10 25th day of July; and

11 (12) eight percent of the yearly entitlement of the  
12 school shall be paid in an installment to be made after the 5th day  
13 of September and not later than the 10th day of September of the  
14 calendar year following the calendar year of the payment made under  
15 Subdivision (1) [~~on or before the 25th day of August~~].

16 (e) Except as provided by Subsection (c)(12), previously  
17 [~~Previously~~] unpaid additional funds from prior fiscal years owed  
18 to an open-enrollment charter school shall be paid to the school  
19 together with the September payment of the current fiscal year  
20 entitlement.

21 SECTION 21. Section 42.302(a), Education Code, is amended  
22 to read as follows:

23 (a) Each school district is guaranteed a specified amount  
24 per weighted student in state and local funds for each cent of tax  
25 effort over that required for the district's local fund assignment  
26 up to the maximum level specified in this subchapter. The amount  
27 of state support, subject only to the maximum amount under Section

1 42.303, is determined by the formula:

2 
$$\text{GYA} = (\text{GL} \times \text{WADA} \times \text{DTR} \times 100) - \text{LR}$$

3 where:

4 "GYA" is the guaranteed yield amount of state funds to be  
5 allocated to the district;

6 "GL" is the dollar amount guaranteed level of state and local  
7 funds per weighted student per cent of tax effort, which is an  
8 amount described by Subsection (a-1) or a greater amount for any  
9 year provided by appropriation;

10 "WADA" is the number of students in weighted average daily  
11 attendance, which is calculated by dividing the sum of the school  
12 district's allotments under Subchapters B and C, less any allotment  
13 [~~to the district for transportation, any allotment~~] under Section  
14 42.158 [~~or 42.160,~~] and 50 percent of the adjustment under Section  
15 42.102, by the basic allotment for the applicable year;

16 "DTR" is the district enrichment tax rate of the school  
17 district, which is determined by subtracting the amounts specified  
18 by Subsection (b) from the total amount of maintenance and  
19 operations taxes collected by the school district for the  
20 applicable school year and dividing the difference by the quotient  
21 of the district's taxable value of property as determined under  
22 Subchapter M, Chapter 403, Government Code, or, if applicable,  
23 under Section 42.2521, divided by 100; and

24 "LR" is the local revenue, which is determined by multiplying  
25 "DTR" by the quotient of the district's taxable value of property as  
26 determined under Subchapter M, Chapter 403, Government Code, or, if  
27 applicable, under Section 42.2521, divided by 100.

1 SECTION 22. Chapter 42, Education Code, is amended by  
2 adding Subchapter H to read as follows:

3 SUBCHAPTER H. FINANCIAL HARDSHIP TRANSITION PROGRAM

4 Sec. 42.451. FINANCIAL HARDSHIP GRANTS. (a) From amounts  
5 appropriated for this subchapter, the commissioner may administer a  
6 grant program that provides grants to school districts to defray  
7 financial hardships resulting from changes made to Chapter 41 and  
8 this chapter that apply after the 2016-2017 school year.

9 (b) The commissioner shall award grants under this  
10 subchapter to districts as provided by Section 42.452.

11 (c) Funding provided to a district under this subchapter is  
12 in addition to all other funding provided under Chapter 41 and this  
13 chapter.

14 (d) The commissioner may obtain additional information as  
15 needed from a district or other state or local agency to make  
16 determinations in awarding grants under this subchapter.

17 Sec. 42.452. AWARD OF GRANTS; AMOUNT. (a) The commissioner  
18 shall award grants to school districts based on the following  
19 formula:

20 
$$\underline{HG = (PL-CL) \times (TR) \times (TAHG/TEHG)}$$

21 where:

22 "HG" is the amount of a district's hardship grant;

23 "PL" is the amount of funding under previous law to which a  
24 district would be entitled under Chapter 41 and this chapter as  
25 those chapters existed on January 1, 2017, determined using current  
26 school year data for the district;

27 "CL" is the amount of current law funding under Chapter 41 and

1 this chapter to which a district is entitled;

2 "TR" is a district's maintenance and operations tax rate, as  
3 specified by the comptroller's most recent certified report;

4 "TAHG" is the total funding available for grants under  
5 Section 42.455 for a school year; and

6 "TEHG" is the sum of the combined amounts for all districts  
7 calculated by applying the formula  $(PL-CL) \times (TR)$  for each  
8 district.

9 (b) A school district's hardship grant awarded under this  
10 subchapter for a school year may not exceed the lesser of:

11 (1) the amount equal to 10 percent of the total amount  
12 of funds available for grants under this subchapter for that school  
13 year; or

14 (2) the amount by which "PL" exceeds "CL" for that  
15 district for that school year.

16 (c) For purposes of calculating the formula under  
17 Subsection (a), the commissioner shall:

18 (1) if the value of  $(PL-CL)$  for a school district  
19 results in a negative number, use zero for the value of  $(PL-CL)$ ;

20 (2) use a maintenance and operations tax rate ("TR")  
21 of \$1 for each open-enrollment charter school, each special-purpose  
22 school district established under Subchapter H, Chapter 11, and the  
23 South Texas Independent School District; and

24 (3) if  $(TAHG/TEHG)$  equals a value greater than one,  
25 use a value of one for  $(TAHG/TEHG)$ .

26 (d) If funds remain available under this subchapter for a  
27 school year after determining initial grant amounts under

1 Subsection (a), as adjusted to reflect the limits imposed by  
2 Subsection (b), the commissioner shall reapply the formula as  
3 necessary to award all available funds.

4 Sec. 42.453. ELIGIBILITY OF OPEN-ENROLLMENT CHARTER  
5 SCHOOL. An open-enrollment charter school is eligible for a grant  
6 under this subchapter in the same manner as a school district.

7 Sec. 42.454. REGIONAL EDUCATION SERVICE CENTERS AND COUNTY  
8 DEPARTMENTS OF EDUCATION NOT ELIGIBLE. A regional education  
9 service center or a county department of education is not eligible  
10 for a grant under this subchapter.

11 Sec. 42.455. FUNDING LIMIT. The amount of grants awarded by  
12 the commissioner under this subchapter may not exceed \$125 million,  
13 or a greater amount provided by appropriation, for the 2017-2018  
14 school year or \$75 million, or a greater amount provided by  
15 appropriation, for the 2018-2019 school year.

16 Sec. 42.456. NO ADJUSTMENT BASED ON REVISED DATA. The  
17 commissioner may not adjust the amount of a school district's grant  
18 under this subchapter based on revisions to the district's data  
19 received after a grant has been awarded.

20 Sec. 42.457. RULES. The commissioner may adopt rules as  
21 necessary to administer this subchapter.

22 Sec. 42.458. DETERMINATION FINAL. A determination by the  
23 commissioner under this subchapter is final and may not be  
24 appealed.

25 Sec. 42.459. EXPIRATION. This subchapter expires September  
26 1, 2019.

27 SECTION 23. Section 466.355(c), Government Code, as

1 repealed by Chapter 431 (S.B. 559), Acts of the 83rd Legislature,  
2 Regular Session, 2013, and amended by Chapter 1410 (S.B. 758), Acts  
3 of the 83rd Legislature, Regular Session, 2013, is reenacted and  
4 amended to read as follows:

5 (c) The [~~Each August the~~] comptroller shall:

6 (1) estimate the amount to be transferred to the  
7 foundation school fund on or before September 15; and

8 (2) notwithstanding Subsection (b)(4), transfer the  
9 amount estimated in Subdivision (1) to the foundation school fund  
10 before [~~August~~] installment payments are made under Section  
11 42.259(c)(8) or (d)(3) [~~42.259~~], Education Code.

12 SECTION 24. The following provisions of the Education Code  
13 are repealed:

- 14 (1) Section [29.097\(g\)](#);
- 15 (2) Section [29.098\(e\)](#);
- 16 (3) Section [34.002\(c\)](#);
- 17 (4) Section [39.233](#);
- 18 (5) Section [39.234](#);
- 19 (6) Sections [41.002\(e\)](#), (f), and (g);
- 20 (7) Section [42.1541\(c\)](#);
- 21 (8) Section [42.155](#);
- 22 (9) Section [42.160](#); and
- 23 (10) Section [42.2513](#).

24 SECTION 25. The changes made by this Act to Sections [42.259](#)  
25 and [42.2591](#), Education Code, apply only to a payment from the  
26 foundation school fund that is made on or after September 1, 2018.  
27 A payment to a school district from the foundation school fund that

1 is made before that date is governed by Sections [42.259](#) and [42.2591](#),  
2 Education Code, as those sections existed before amendment by this  
3 Act, and the former law is continued in effect for that purpose.

4 SECTION 26. This Act takes effect September 1, 2017.