

BILL ANALYSIS

Senate Research Center

H.B. 1619
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Education
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Engrossed

DIGEST AND PURPOSE

Currently, Texas law requires a district without secondary schools to transfer its students to a neighboring district and to pay that district a particular tuition rate. Sometimes, however, districts receiving students are not fully reimbursed for increased expenses that are incurred as a result of accepting additional students. H.B. 1619 removes the requirement placed on both districts to adhere to a tuition rate set by the commissioner of education by rule, and authorizes an alternative process for setting the tuition rate, based on a district's actual expenditure per student in average daily attendance, as determined by its board of trustees, in excess of the sum the district receives from state aid sources, with exceptions.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 25.039(b), Education Code, to prohibit the amount of the tuition paid by the school district from exceeding the greater, rather than the lesser, of the amount specified by Section 25.038 (Tuition Fee for Transfer Students) or an amount specified by commissioner of education (commissioner) rule.

SECTION 2. Amends Section 42.106, Education Code, to redefine "TN" as the total amount of tuition required to be paid by the school district under Section 25.039 for the school year for which the adjustment is made, not to exceed the amount specified by commissioner rule under Section 25.039(b).

SECTION 3. Effective date: September 1, 2003.