### ARTICLE IX - GENERAL PROVISIONS

**ISSUE DOCKET**

Conference Committee on General Appropriations Bill

<table>
<thead>
<tr>
<th>Agency/Item</th>
<th>House</th>
<th>Senate</th>
<th>Biennial Difference</th>
<th>Explanation</th>
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</thead>
<tbody>
<tr>
<td><strong>HOUSE</strong></td>
<td></td>
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<tr>
<td>House Sec. 18.02. APPROPRIATION FOR A SALARY INCREASE</td>
<td>$195,101,743</td>
<td>$195,101,743</td>
<td>$195,101,743</td>
<td>$195,101,743</td>
</tr>
<tr>
<td>Senate Sec. 18.07 CONTINGENCY FOR SENATE BILL 1941</td>
<td>$195,101,743</td>
<td>$195,101,743</td>
<td>$195,101,743</td>
<td>$195,101,743</td>
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<tr>
<td><strong>SENATE</strong></td>
<td></td>
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<tr>
<td>Senate Sec. 18.02 REASONING MIND</td>
<td>$ -</td>
<td>$ -</td>
<td>$2,000,000</td>
<td>$2,000,000</td>
</tr>
<tr>
<td>Senate Sec. 18.03. ADVANCED RADIATION THERAPY</td>
<td>$ -</td>
<td>$ -</td>
<td>$1,000,000</td>
<td>$1,000,000</td>
</tr>
</tbody>
</table>

- House appropriates $276,200,156 from GR, $18,781,528 from GR-D, $55,697,356 from federal funds, $3,392,652 from other funds, and $36,131,794 from State Highway Fund to provide for a 2.5% pay increase for state employees who contribute to Employees Retirement System. House appropriation is contingent on HB 9 and increase in employee retirement contribution rate. Senate appropriates same amounts contingent of SB 1941. See Supplemental information on ERS.

- This item is located in the Public Education Issue Docket.

- This item is located in the Higher Education Issue Docket.
<table>
<thead>
<tr>
<th>Agency/Item</th>
<th>House 2016</th>
<th>House 2017</th>
<th>Senate 2016</th>
<th>Senate 2017</th>
<th>Biennial Difference</th>
<th>Explanation</th>
</tr>
</thead>
<tbody>
<tr>
<td>House Sec. 18.03. APPROPRIATION FOR C.O. at T.D.C.J. SALARY INCREASE</td>
<td>$138,238,909</td>
<td>$138,238,909</td>
<td>$ -</td>
<td>$ -</td>
<td>$276,477,818</td>
<td>House appropriates $276,477,818 for 10% pay increase for TDCJ correctional and parole officers. Senate appropriates $88.9 million in Art. V for a 2.5% pay increase each year of the biennium. This item is located in the Article V Issue Docket with 8% pay increase.</td>
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<tr>
<td>IX-77 Rider Packet, Page IX-20</td>
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<tr>
<td>House Sec. 18.04. CONTINGENCY FOR EMERGING TECHNOLOGY</td>
<td>$101,000,000</td>
<td>$ -</td>
<td>$ -</td>
<td>$ -</td>
<td>$101,000,000</td>
<td>Contingent on legislation, House provides for elimination of the Texas Emerging Technology Fund and allocates balances to the Governor's Office (research initiative) and Higher Education (TRIP and TRUF). Contingent on legislation, Senate in Article I and III also provides for the elimination of the Fund, and allocates balances to Texas Enterprise Fund and Higher Education Coordinating Board (research initiative). This item is located in Article I Issue Docket. See supplemental materials.</td>
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<td>IX-77 Rider Packet, Page IX-20</td>
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<td>Agency/Item</td>
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</table>
| **Senate Sec. 18.04.**  
DOWNWARD EXPANSION | $ | - | $ | - | $ 2,750,000 | 2,750,000 | $ 5,500,000 | ADOPTED IN ART III  
This item is located in the Higher Education Issue Docket. |
| **Senate Sec. 18.05.**  
APPROPRIATION FOR FACILITIES | $ | - | $ | - | $ 469,965,423 | $ - | 469,965,423 | ADOPTED IN ART I-VIII  
Senate appropriates funding for facilities in Article IX, in addition to Articles I-VIII.  
House appropriates funding for facilities in Articles I-VIII.  
See supplemental materials. |
| **House Sec. 18.05.**  
APPROPRIATION TO ENTERPRISE FUND | $ 50,000,000 | $ - | $ - | $ - | $ 50,000,000 | ADOPTED IN ART I  
House provides an appropriation from balances and from new funds to the Texas Enterprise Fund.  
This item is located in the Article I Issue Docket.  
See supplemental materials. |
<table>
<thead>
<tr>
<th>Agency/Item</th>
<th>2016</th>
<th>2017</th>
<th>House</th>
<th>Senate</th>
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</thead>
<tbody>
<tr>
<td>House Sec. 18.06. CONTINGENCY FOR HOUSE BILL 7</td>
<td>$258,343,968</td>
<td>$119,649,969</td>
<td>$</td>
<td>-</td>
</tr>
<tr>
<td>House appropriates $162,247,000 to Texas Commission on Environmental Quality for the TERP and LIRAP programs. Senate provides the same amounts in Article VI. This is located in the Article VI Issue Docket.</td>
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</tr>
<tr>
<td>House Sec. 18.07. TEXAS STATE AQUARIUM</td>
<td>$9,000,000</td>
<td>$</td>
<td>$</td>
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<tr>
<td>Senate provides $3 million for this purpose in Article VI. This Item is located in the Article VI Issue Docket.</td>
<td>$9,000,000</td>
<td>$</td>
<td>-</td>
<td>-</td>
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<td>Agency/Item</td>
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<tr>
<td>Sec. 18.08. APPROPRIATION FOR CAPPS</td>
<td>$23,566,697</td>
<td>$20,344,810</td>
<td>$23,328,086</td>
<td>$17,575,792</td>
</tr>
<tr>
<td><strong>HOUSE plus $2,215,852 and 4 FTEs for DPS.</strong></td>
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<td><strong>$25,475,282</strong></td>
<td><strong>$20,652,078</strong></td>
<td></td>
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<tr>
<td>Number of Full Time Equivalents (FTEs) associated with CAPPS appropriation</td>
<td>39.0</td>
<td>40.0</td>
<td>38.0</td>
<td>42.0</td>
</tr>
<tr>
<td>Sec. 18.09. ADDITIONAL BENEFITS FOR FTE INCREASE</td>
<td>$12,899,448</td>
<td>$20,867,249</td>
<td>$11,507,941</td>
<td>$13,480,950</td>
</tr>
<tr>
<td></td>
<td>IX-80 Rider Packet, Page IX-30</td>
<td>IX-83 Rider Packet, Page IX-30</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Technical Adjustments &amp; Rider Amendments</td>
<td>Sec. 6.01 Unexpended Balance</td>
<td>IX-27</td>
<td>IX-29</td>
<td></td>
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<tr>
<td>Agency/Item</td>
<td>2016 House</td>
<td>2017 Senate</td>
<td>Biennial Difference</td>
<td>Explanation</td>
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</tr>
<tr>
<td>Sec. 6.24 Deposit and Approval Requirement for Certain RESTORE Act Fund.</td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>Revision clarifies reporting requirements.</td>
</tr>
<tr>
<td>Sec. 7.04 Contract Notification: Amounts Greater than $50,000</td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>Revision would change definition of contract to align with Section 7.12.</td>
</tr>
<tr>
<td>Sec. 7.12 Notification of Certain Purchases or Contract Awards, Amendments, and Extensions</td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>Revision is consistent with and contingent on failure of new legislation.</td>
</tr>
<tr>
<td>Sec. 8.02 Reimbursements and Payments and 8.03 Surplus Property</td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>Revision would make appropriation for failed charter school property.</td>
</tr>
<tr>
<td>Sec. 8.15 Cost Recovery of Fees</td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>Provisions would clarify cost recovery fee appropriations and deposits.</td>
</tr>
<tr>
<td>Sec. 9.08 Computer Inventory Report</td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>Revision exempts institutions of higher education and courts.</td>
</tr>
<tr>
<td>Sec. 14.04 Disaster Related Transfer Authority</td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>Revision is consistent with current law.</td>
</tr>
<tr>
<td>Sec. 16.04 Judgments and Settlements</td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>Revision would require Attorney General to report only information that may be disclosed to the public under state or federal law.</td>
</tr>
<tr>
<td>Sec. 18.02 Appropriation for a Salary Increase for General State Employees</td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>Revision would apply to House appropriation and would clarify that the provision applies to all employees who contribute to the ERS system and does not apply to other employees.</td>
</tr>
<tr>
<td>Agency/Item</td>
<td>House 2016</td>
<td>2017</td>
<td>Senate 2016</td>
<td>2017</td>
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<tr>
<td>Use of the Sporting Good Sales Tax Transfer to the General Revenue-Dedicated State Parks Account No. 64</td>
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<tr>
<td>Analysis of Certain Healthcare Data</td>
<td></td>
<td></td>
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<tr>
<td>Appropriation for Volunteer Firemen Monument</td>
<td></td>
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</tbody>
</table>

**House and Senate Rider Differences**

- **Sec. 6.25. Pre-Approval for Certain Expenditures Related to Mitigation of Adverse Environmental Impacts.**
  - **House Rider Packet, Page IX-1**
  - **Senate Rider Packet, Page IX-1**
  - **ADOPT HOUSE AS AMENDED**
  - **Explanation**: House rider requires LBB pre-approval for certain expenditures related to mitigation of adverse environmental impacts. Renumbered as Sec. 7.13.

- **Sec. 7.11. Border Security.**
  - **House Rider Packet, Page IX-2**
  - **Senate Rider Packet, Page IX-2**
  - **ADOPT**
  - **Explanation**: House rider defines border security less broadly than Senate with fewer crimes and fewer agencies reporting.

- **Sec. 9.04. Information Technology Replacement. (House section heading).**
  - **House Rider Packet, Page IX-4**
  - **Senate Rider Packet, Page IX-4**
  - **See Article I Issue Docket.**

- **Sec. 9.07. Payments to Department of Information Resources.**
  - **House Rider Packet, Page IX-5**
  - **Senate Rider Packet, Page IX-5**
  - **See Article I Issue Docket.**

- **Sec. 9.11. Cybersecurity Initiatives.**
  - **House Rider Packet, Page IX-7**
  - **Senate Rider Packet, Page IX-7**
  - **See Article I Issue Docket.**
<table>
<thead>
<tr>
<th>Agency/Item</th>
<th>House 2016</th>
<th>Senate 2016</th>
<th>Difference</th>
<th>Senate 2017</th>
<th>Median</th>
<th>Explanation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sec. 10.04 Statewide Behavioral Health and Substance Abuse Services.</td>
<td>IX-51 Rider Packet, Page IX-9</td>
<td>IX-54 Rider Packet, Page IX-9</td>
<td></td>
<td>SENATE AS AMENDED</td>
<td>Senate provides for coordinated statewide behavioral health strategic planning with LBB pre-approval required for fiscal year 2017 expenditures. See Senate riders following bill pattern of each agency listed in rider.</td>
<td></td>
</tr>
<tr>
<td>Sec. 10.05. Funding for Autism Services.</td>
<td></td>
<td>IX-56 Rider Packet, Page IX-11</td>
<td></td>
<td>SENATE</td>
<td>This provision will be conformed to decisions made in Articles II &amp; III.</td>
<td></td>
</tr>
<tr>
<td>Sec. 11.05. State Agency Emergency Leases.</td>
<td>IX-54 Rider Packet, Page IX-13</td>
<td>IX-58 Rider Packet, Page IX-13</td>
<td>ADOPT</td>
<td></td>
<td>Senate provides an exemption to the Department of Agriculture.</td>
<td></td>
</tr>
<tr>
<td>Sec. 11.07. Efficient Use of State Property to House State Facilities.</td>
<td></td>
<td>IX-59 Rider Packet, Page IX-14</td>
<td>ADOPT</td>
<td></td>
<td>Senate rider requires identification of state owned property before leasing additional property.</td>
<td></td>
</tr>
<tr>
<td>Sec. 13.02. Report of Additional Funding.</td>
<td>IX-56 Rider Packet, Page IX-15</td>
<td>IX-61 Rider Packet, Page IX-15</td>
<td>ADOPT</td>
<td></td>
<td>House rider requires notice to all members of the legislature in addition to LBB if federal funds received exceed budgeted amount by more than $10 million.</td>
<td></td>
</tr>
<tr>
<td>Sec. 16.06. Legal Representation for Legislative Entity or Official.</td>
<td>IX-72 Rider Packet, Page IX-16</td>
<td></td>
<td>HOUSE AS AMENDED</td>
<td></td>
<td>House rider allows legislative branch to select a legal representative.</td>
<td></td>
</tr>
<tr>
<td>Agency/Item</td>
<td>2016</td>
<td>2017</td>
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<tr>
<td>Sec. 17.09. Border Security - Informational Listing.</td>
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<td>House does not include this informational rider. If the House had this rider the information would be different.</td>
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</tr>
<tr>
<td>Sec. 18.02. Appropriation for a Salary Increase for General State Employees.</td>
<td>IX-76</td>
<td>Rider Packet, Page IX-18</td>
<td>ADOPT</td>
<td>See funding decision on Sec. 18.02 (House)/18.07 (Senate). Language would conform to that decision.</td>
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</tr>
<tr>
<td>Sec. 18.02. Reasoning Mind.</td>
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<td>ADOPT</td>
<td>This item located in the Public Education Issue Docket.</td>
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</tr>
<tr>
<td>Sec. 18.03. Center for Advanced Radiation Therapy.</td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>This item located in the Higher Education Issue Docket.</td>
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</tr>
<tr>
<td>Sec. 18.03. Appropriation for a Salary Increase for Certain Employees of the Department of Criminal Justice.</td>
<td>IX-77</td>
<td>Rider Packet, Page IX-20</td>
<td>ADOPTED IN ART V</td>
<td>This item located in the Article V Issue Docket.</td>
<td></td>
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</tr>
<tr>
<td>Sec. 18.04. Contingency for Emerging Technology Fund Legislation.</td>
<td>IX-77</td>
<td>Rider Packet, Page IX-20</td>
<td></td>
<td>This item located in the Article I Issue Docket.</td>
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<tr>
<td>Sec. 18.04. Downward Expansion.</td>
<td></td>
<td></td>
<td>ADOPTED IN ART III</td>
<td>This item located in the Higher Education Issue Docket.</td>
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<td>Sec.18.05. Identified State Agency Deferred Maintenance Needs.</td>
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<td>Senate contingency for Senate Bill 2004, identifying deferred maintenance appropriations and implementing capital authority and oversight provisions of the legislation. Also see funding decision on page 3.</td>
</tr>
<tr>
<td>Sec.18.05. Appropriation to Trusteed Programs within the Office of the Governor.</td>
<td></td>
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<td></td>
<td>This item located in the Article I Issue Docket.</td>
</tr>
<tr>
<td>Sec. 18.06. Appropriation of General Revenue-Dedicated Accounts, Including Contingency for House Bill 7.</td>
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<td>Provision will be conformed to funding decisions made elsewhere.</td>
</tr>
<tr>
<td>Sec. 18.06. Funding Contingent upon the Passage of Legislation.</td>
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<td>Senate expresses intent to consider funding for bills that have passed one chamber by the time of conference committee’s conclusion of deliberations.</td>
</tr>
<tr>
<td>Sec. 18.07. Contingency for Senate Bill 1941 or Similar Legislation.</td>
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<td></td>
<td>See funding decision on Sec. 18.02 (House)/ 18.07 (Senate). Language would conform to that decision.</td>
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<tr>
<td>Sec.18.07. Texas State Aquarium.</td>
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<td></td>
<td></td>
<td></td>
<td>This item located in Article VI Issue Docket.</td>
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<td>2016</td>
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<tr>
<td>Sec. 18.08. Centralized Accounting and Payroll Personnel System Deployments.</td>
<td>IX-80</td>
<td>IX-83</td>
<td></td>
<td></td>
<td></td>
<td>Both chambers make appropriation and authorize FTEs. Senate appropriations are less than the House.</td>
</tr>
<tr>
<td>Sec. 18.09. Additional Benefits for FTE Increases.</td>
<td>IX-81</td>
<td>IX-84</td>
<td></td>
<td></td>
<td></td>
<td>Both chambers make appropriations for additional FTEs authorized in other Articles of the GAA.</td>
</tr>
<tr>
<td>Sec. 18.10. Coordination with Joint Oversight Committee on Government Facilities.</td>
<td>IX-85</td>
<td></td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>Senate requires agencies to provide notice to oversight committee contingent of SB 2004.</td>
</tr>
<tr>
<td>Sec. 18.10. No Destruction of Human Embryos for Research Purposes.</td>
<td>IX-81</td>
<td></td>
<td></td>
<td></td>
<td>ADOPT</td>
<td>House prohibits any funds appropriated by GAA from being used in research that destroys human embryos.</td>
</tr>
<tr>
<td>Sec. 18.11. Study of Traffic and Economic Impact Related to Increased Traffic Enforcement in Border Region.</td>
<td>IX-81</td>
<td></td>
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<td></td>
<td>ADOPT</td>
<td>House requires Comptroller, Workforce Comm., and Dept. of Public Safety to study and report on economic impact of increased traffic law enforcement in border region.</td>
</tr>
<tr>
<td>Sec. 18.12. Grants to Certain Peace Officer Organizations.</td>
<td>IX-82</td>
<td></td>
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<td>ADOPT</td>
<td>House prohibits grants to peace officer organizations if the organization lobbies for or provides legal representation to its members.</td>
</tr>
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的技术变更

文章 IX

确定 solitude 维护需求

由 LBB 员工准备，05/21/2015

概述

准备一个旁注来提供资金，以解决多个州机构的维护需求。

所需行动

在第 IX 章的适当页面上，添加以下旁注：

第 88.05 条。设立的州务秘书处的维护需求

(a) 从《联邦基金》、《州资金》和《州资金》中的体育用品税传递到州公园账户

(b) 从《州资金》中体育用品税传递到州公园账户

(c) 从《联邦基金》中的体育用品税传递到州公园账户

(d) 从《州资金》中体育用品税传递到州公园账户

The following is an informational list of amounts appropriated elsewhere in this Act for deferred maintenance projects:

(a) Texas Facilities Commission - $217,156,348;
(b) Texas Military Department - $19,562,500;
(c) Texas Department of Criminal Justice - $60,000,000.

(2) The following is an informational list of amounts appropriated elsewhere in this Act for deferred maintenance projects to the General Revenue Fund for the 2016-17 biennium:

(1) The following list is an informational list of amounts appropriated elsewhere in this Act for deferred maintenance projects to the General Revenue Fund:

(a) Texas Parks and Wildlife Department - $51,450,734 from the General Revenue Fund;
(b) $24,000,000 from the Sporting Goods Sales Tax transfer to the State Parks Account No. 64;
(c) $6,607,266 from the Sporting Goods Sales Tax transfer to the Conservation and Capital Account No. 5004; and
(d) $8,942,000 from the Game, Fish, and Safety Account No. 009.
The following list of capital budget authority provided elsewhere in this Act for deferred maintenance projects to agencies for the 2016-17 biennium:

(A) Department of Public Safety - $21,000,000; and
(B) Texas Department of Transportation - $200,000,000.

Project Submission and Approval Process

SB 2004 Contingency

Contingent on the enactment by the 84th Legislature, Regular Session, of Senate Bill 2004 or similar legislation relating to the creation of a Joint Oversight Committee on Government Facilities or a similar committee to provide oversight for the appropriations or authority provided by Subsections (a), (c), and (d) of this Section, the appropriations or authority provided by Subsections (a), (c), and (d) of this Section are subject to the following two-step pre-approval process, as allowed by Article 16, Section 69, Texas Constitution:

(1) In step 1 of the two-step pre-approval process, the Joint Oversight Committee on Government Facilities or a similar committee may receive, review, revise, and forward a proposal provided by the agencies listed by Subsection (c) and (d) of this Section for the use of the appropriations or authority provided or identified by Subsections (a) of this provision.

(2) In step 2 of the two-step pre-approval process, the Legislative Budget Board may receive, review, and approve or disapprove the proposal forward by the Joint Oversight Committee on Government Facilities or a similar committee created to provide oversight for the appropriations or authority provided or identified by Subsections (a) of this provision.

Contingent on the enactment by the 84th Legislature, Regular Session, of Senate Bill 2004 or similar legislation relating to the creation of the deferred maintenance fund account for state facilities and the Joint Oversight Committee on Government Facilities, the following takes effect:

(1) The appropriations made elsewhere in this Act from General Revenue funds at the agencies and amounts identified in Subsection (a)(1) and (a)(2) of this provision are to be transferred to the deferred maintenance fund account and appropriated from the deferred maintenance fund account to the agencies in the amounts listed in Subsections (a)(1) and (a)(2) of this provision. Affected agencies bill patterns and capital budget authority shall be amended accordingly.

(2) The appropriations made in Subsection (b)(1), identified in Subsections (a)(3) and any matching federal funds related to the appropriations of this provision are subject to the following two-step pre-approval process, as allowed by Article 16, Section 69, Texas Constitution:

(A) In step 1 of the two-step pre-approval process, the Joint Oversight Committee on Government Facilities or a similar committee may receive, review, revise, and forward a proposal provided by the agencies listed by Subsection (a) of this provision for the use of the appropriations or authority provided or identified by Subsections (a) of this provision; and

(B) In step 2 of the two-step pre-approval process, the Legislative Budget Board may receive, review, and approve or disapprove the proposal forward by the Joint Oversight Committee on Government Facilities or a similar committee created to provide oversight for the appropriations or authority provided or identified by Subsections (a) of this provision.
In step 2 of the two-step pre-approval process, the Legislative Budget Board may approve or disapprove the proposal forwarded by the Joint Oversight Committee on Government Facilities or a similar committee.

Contingent on the failure by the 84th Legislature, Regular Session, to enact Senate Bill 2004 or similar legislation, the Legislative Budget Board shall receive, review, and approve or disapprove a proposal provided by the agencies listed in Subsection (a) of this provision for the use of the appropriations or authority identified in Subsection (a).

Agencies and Amounts:

1. Texas Facilities Commission $255,028,954 in General Revenue
2. Texas Military Department $19,562,500 in General Revenue and $29,187,500 in Federal Funds
3. Texas Department of Criminal Justice $69,186,469 in General Revenue
4. Texas Parks and Wildlife Department $97,000,000 in General Revenue

Capital Authority and Oversight:

Subject to the pre-approval process provided by Subsection (b) of this Section, the following agencies are provided capital budget authority in the following amounts for the appropriations made under other Articles of this Act:

1. Department of Public Safety $21,000,000
2. Texas Department of Transportation $200,000,000

Approval:

The request for approval of the Legislative Budget Board outlined by Subsection (b)(2)(B) of this Section provision shall be submitted in a timely manner with adequate information for evaluating the request. Any additional information requested by the Legislative Budget Board must be submitted promptly and in a manner prescribed by the Legislative Budget Board. The request shall be considered to be approved unless the Legislative Budget Board issues a written disapproval within 30 business days after the date the Legislative Budget Board staff concludes its review of the request and forwards the review to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor. Any requests for additional information made by the Legislative Budget Board are subject to the counting of the 30 business days.

Application of Capital Transfer Limits:

No part of Sec. 14.03 of this Title (Limitation on Expenditures – Capital Budget) applies to the funds made subject to this Section.

Project Approval Threshold:

The Project Submission and Approval Process specified by Subsection (b) of this Section applies only to projects having total project costs of more than $1 million.

Amended Project Approval Threshold:

1. Following initial approval provided by Subsection (b)(2) of this provision, any project change less than $1 million is subject to the approval of the Joint Oversight Committee on Government Facilities.
2. Following initial approval provided by Subsection (b)(2), any project change that exceeds $1 million is subject to the approval of the Legislative Budget Board.

Comptroller Release of Funds:

No agency funds appropriated or identified capital budget authority provided or identified by this Section (a) of this provision, including the Subsection (d) funds of the Department of Public Safety and Texas Department of Transportation, may be released by the Comptroller to be used for any purpose without specific written approval by the Legislative Budget Board.
Any unexpended and unobligated balances from appropriations made or identified herein as of August 31, 2016 are appropriated to each respective agency for the fiscal year beginning September 1, 2016 for the same purpose.
Technical Change  
Multiple Agencies, Article IX 
Proposed Funding and Rider 
Centralized Accounting and Payroll/Personnel System (CAPPS) Deployments 

Overview 

Revise Article IX, Section 18.08, Centralized Accounting and Payroll/Personnel Systems Deployments, to include appropriations of $2,215,853 in General Revenue and an increase of 4.0 FTEs to the Department of Public Safety for the purpose of assisting deployment onto the Centralized Accounting and Payroll/Personnel System (CAPPS).

Also revise the provision to restrict appropriations made in the provision solely for purposes of the CAPPS and to remove the Board of Nursing from requirements to coordinate with the Comptroller's office for deployment efforts during the 2016-17 biennium.

Required Action 

In Article IX of House Bill 1, As Engrossed, revise the following section, including renumbering subsections accordingly:

18.08 Centralized Accounting and Payroll/Personnel Systems Deployments.

(a) Appropriations made to the Comptroller of Public Accounts elsewhere in this Act are increased by $21,213,485 in fiscal year 2016 and $18,204,185 in fiscal year 2017 out of General Revenue Funds for the purpose of operating and maintaining the Centralized Accounting and Payroll/Personnel System (CAPPS) and deploying agencies onto CAPPS. In addition, the "Number of Full-Time Equivalents (FTE)" is increased by 21.0 in fiscal year 2016 and 25.0 in fiscal year 2017.

(b) In addition to appropriations made elsewhere in this Act, appropriations and "Number of Full-Time Equivalents (FTE)" are increased for agencies listed below for the sole purpose of assisting deployment of Comptroller's CAPPS for either or both financial and human resources/payroll functionality during the 2016-17 biennium and are not available for any other purpose.

<table>
<thead>
<tr>
<th>Agency</th>
<th>Fiscal Year 2016</th>
<th>Fiscal Year 2017</th>
<th>Biennial Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Library and Archives</td>
<td>$250,000</td>
<td>2.0</td>
<td>$250,000</td>
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<td>Veterans Commission</td>
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<td>Higher Education Coordinating Board</td>
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<td>$750,024</td>
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<td>Office of Court Administration</td>
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<td>Alcoholic Beverage Commission</td>
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<tr>
<td>Military Department</td>
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<td>Department of Public Safety</td>
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<tr>
<td>Animal Health Commission</td>
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<td>$41,055</td>
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<tr>
<td>State Office of Administrative Hearings</td>
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<tr>
<td>Department of Licensing and Regulation</td>
<td>$81,558</td>
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</tr>
</tbody>
</table>

Prepared by LBB Staff, 05/22/2015
In accordance with §2101.036, Government Code, agencies identified in subsection (b) in this section and those listed below in this subsection out of funds appropriated elsewhere in this Act shall coordinate with the Comptroller of Public Accounts for the purpose of deploying either or both financial and human resources/payroll functionality of CAPPS during the 2016-17 biennium:

- Cancer Prevention and Research Institute of Texas
- Department of Housing and Community Affairs
- Commission on Law Enforcement
- Department of Public Safety
- Railroad Commission
- Department of Insurance
- Board of Nursing
- Board of Pharmacy
- State Auditor's Office

Notwithstanding authority provided in Article IX, Section 14.03, Limitation on Expenditures – Capital Budget, appropriations made in this section to the Comptroller of Public Accounts and to agencies identified in subsection (b) are available only for the purposes identified in subsections (a) and (b), respectively, and are not available for any other purpose.

Any unexpended and unobligated balances out of the appropriations made in this section remaining as of August 31, 2016 are appropriated for the fiscal year beginning September 1, 2016.

Each agency identified in this section shall submit semiannual reports to the Legislative Budget Board that identifies budgeted and expended amounts for the purpose of deploying either or both financial and human resources/payroll functionality of CAPPS in a format prescribed by the Legislative Budget Board. The report shall be submitted not later than April 1 for the first six month period of the fiscal year and by October 1 for the second six month period. The reports shall be submitted for the purpose of budget planning, budget balances and expenditures, and for the purpose of coordination with other agencies.

On or before October 1, 2016, the agencies identified in this section shall submit a joint report to the Legislative Budget Board identifying any information technology systems which have retired or are projected to be retired as a result of deployment of CAPPS, including any cost savings or projected cost savings resulting from those systems' retirements. The report shall be in a format prescribed by the Legislative Budget Board.

<table>
<thead>
<tr>
<th>Regulation 1.0</th>
<th>Total</th>
<th>Amounts</th>
<th>Percentage</th>
</tr>
</thead>
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<tr>
<td></td>
<td>$2,353,212</td>
<td>$4,261,797</td>
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<tr>
<td></td>
<td>$2,140,625</td>
<td>$2,447,893</td>
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</tr>
</tbody>
</table>

Regulation 1.0
Sec. 6.01. Unexpended Balance

(a) In this Act “unexpended balance” or the abbreviation “UB” means the unobligated balance remaining in an appropriation, i.e., only that part of an appropriation not set apart by the incurring of an obligation, commitment, or indebtedness by the state agency authorized to spend the appropriation. A reference in this Act to “unexpended balance” or “UB” is a reference to the unexpended balance at the end of the fiscal year ending August 31, 2016, of an amount appropriated by this Act, unless another meaning is clearly indicated.

(b) For any estimated UB appropriated by this Act, should the actual amount of the UB be different than the amount estimated in this Act, the appropriation is adjusted to equal the actual UB, subject to any other restrictions to that appropriation made elsewhere in this Act.
Overview

Modify a rider that requires any agency that intends to expend at least $1 million per project or program from funds related to the RESTORE Act to submit an approval request to the Legislative Budget Board and Office of the Governor. The rider is only applicable to RESTORE Act funds, and it exempts funds administered by the Gulf Coast Ecosystem Restoration Council from the approval requirement.

Required Action

In Article IX, modify the following rider:

Sec. 6.24. Deposit and Approval Requirement for Certain Deepwater Horizon RESTORE Act Funds.

Funds related to the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States Act (RESTORE Act) shall be deposited to the State Treasury in a designated account to be determined by the Comptroller of Public Accounts. Any agency that intends to expend at least $1 million for a project or program using funds related to the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States RESTORE Act, or any funds related to the Deepwater Horizon oil spill that are deposited to the State Treasury, shall submit an expenditure request in a timely manner to the Legislative Budget Board and Office of the Governor for approval prior to making any such expenditure. RESTORE Act funds awarded by the Gulf Coast Ecosystem Restoration Council are exempt from the approval requirement. If an agency receives such funds from another agency, the agency that finally expends the funds shall submit the expenditure request.

Any additional information requested by the Legislative Budget Board or the Governor must be submitted promptly and in accordance with the requirements set forth in the Rider. After the 30th business day following receipt of a recommendation by Legislative Budget Board staff and forwarding of a recommendation to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor, the expenditure request is approved. Any requests for additional information made by the Legislative Budget Board and Office of the Governor must be submitted promptly and in accordance with the requirements set forth in the Rider. If after the 30th business day following receipt of a recommendation by Legislative Budget Board staff and forwarding of a recommendation to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor there is no notification of disapproval issued to the agency by the Legislative Budget Board or the Governor, the expenditure request is approved. Any requests for additional information made by the Legislative Budget Board shall interrupt the counting of the 30 business days.

Funds related to the National Fish and Wildlife Foundation or Natural Resource Damage Assessment are not subject to this rider.

Technical Change

Article IX

Proposed Rider

Approval Rider for Agencies Administering RESTORE Act Funds

Proposed Rider

Required Action

In Article IX, modify the following rider:

Sec. 6.24. Deposit and Approval Requirement for Certain Deepwater Horizon RESTORE Act Funds.
Prepare by LBB Staff, 5/21/15

Proposed Rider

Article IX

Notification Rider for Certain RESTORE Act Funds

Proposal Rider

Overview

In Article IX, modify the following text:

Proposed Action

Required Action

Deleting Rider. The Rider is only applicable to the RESTORE Act Direct Component Program from the RESTORE Act Direct Component to submit notification to the Legislative Budget Board. The Rider specifies any agency that intends to expend at least $1 million per project or program receiving funds from another agency, the agency that finally expends the funds shall submit the expenditure notification. Any additional information requested by the Legislative Budget Board shall interrupt the counting of the 30 business days.

Deposit and Approved Notification Requirement for Certain Deepwater Horizon

Spill RESTORE Act Funds. Funds related to the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States Act (RESTORE Act) shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts. Funds related to the National Fish and Wildlife Foundation or Natural Resource Damage Assessment Program shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts. Funds related to the Gulf Coast States Act (RESTORE Act) shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts.

Sec. 6.24. Deposit and Approved Notification Requirement for Certain Deepwater Horizon Spill RESTORE Act Funds. Funds related to the National Fish and Wildlife Foundation or Natural Resource Damage Assessment Program shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts. Funds related to the Gulf Coast States Act (RESTORE Act) shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts.

Overview

In Article IX, modify the following text:

Proposed Action

Required Action

Deleting Rider. The Rider is only applicable to the RESTORE Act Direct Component Program from the RESTORE Act Direct Component to submit notification to the Legislative Budget Board. The Rider specifies any agency that intends to expend at least $1 million per project or program receiving funds from another agency, the agency that finally expends the funds shall submit the expenditure notification. Any additional information requested by the Legislative Budget Board shall interrupt the counting of the 30 business days.

Deposit and Approved Notification Requirement for Certain Deepwater Horizon Spill RESTORE Act Funds. Funds related to the National Fish and Wildlife Foundation or Natural Resource Damage Assessment Program shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts. Funds related to the Gulf Coast States Act (RESTORE Act) shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts.

Overview

In Article IX, modify the following text:

Proposed Action

Required Action

Deleting Rider. The Rider is only applicable to the RESTORE Act Direct Component Program from the RESTORE Act Direct Component to submit notification to the Legislative Budget Board. The Rider specifies any agency that intends to expend at least $1 million per project or program receiving funds from another agency, the agency that finally expends the funds shall submit the expenditure notification. Any additional information requested by the Legislative Budget Board shall interrupt the counting of the 30 business days.

Deposit and Approved Notification Requirement for Certain Deepwater Horizon Spill RESTORE Act Funds. Funds related to the National Fish and Wildlife Foundation or Natural Resource Damage Assessment Program shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts. Funds related to the Gulf Coast States Act (RESTORE Act) shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts.

Overview

In Article IX, modify the following text:

Proposed Action

Required Action

Deleting Rider. The Rider is only applicable to the RESTORE Act Direct Component Program from the RESTORE Act Direct Component to submit notification to the Legislative Budget Board. The Rider specifies any agency that intends to expend at least $1 million per project or program receiving funds from another agency, the agency that finally expends the funds shall submit the expenditure notification. Any additional information requested by the Legislative Budget Board shall interrupt the counting of the 30 business days.

Deposit and Approved Notification Requirement for Certain Deepwater Horizon Spill RESTORE Act Funds. Funds related to the National Fish and Wildlife Foundation or Natural Resource Damage Assessment Program shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts. Funds related to the Gulf Coast States Act (RESTORE Act) shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts.

Overview

In Article IX, modify the following text:

Proposed Action

Required Action

Deleting Rider. The Rider is only applicable to the RESTORE Act Direct Component Program from the RESTORE Act Direct Component to submit notification to the Legislative Budget Board. The Rider specifies any agency that intends to expend at least $1 million per project or program receiving funds from another agency, the agency that finally expends the funds shall submit the expenditure notification. Any additional information requested by the Legislative Budget Board shall interrupt the counting of the 30 business days.

Deposit and Approved Notification Requirement for Certain Deepwater Horizon Spill RESTORE Act Funds. Funds related to the National Fish and Wildlife Foundation or Natural Resource Damage Assessment Program shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts. Funds related to the Gulf Coast States Act (RESTORE Act) shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts.

Overview

In Article IX, modify the following text:

Proposed Action

Required Action

Deleting Rider. The Rider is only applicable to the RESTORE Act Direct Component Program from the RESTORE Act Direct Component to submit notification to the Legislative Budget Board. The Rider specifies any agency that intends to expend at least $1 million per project or program receiving funds from another agency, the agency that finally expends the funds shall submit the expenditure notification. Any additional information requested by the Legislative Budget Board shall interrupt the counting of the 30 business days.

Deposit and Approved Notification Requirement for Certain Deepwater Horizon Spill RESTORE Act Funds. Funds related to the National Fish and Wildlife Foundation or Natural Resource Damage Assessment Program shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts. Funds related to the Gulf Coast States Act (RESTORE Act) shall be deposited in the State Treasury in a designated account to be determined by the Comptroller of Public Accounts.
Technical Change

Sec. 7.04. Contract Notification: Amounts Greater than $50,000.

(a) In this section "contract" includes a contract or agreement, including an interagency grant or agreement or an interlocal grant agreement, purchase order or other written expression of terms of agreement or an amendment, modification, renewal, or extension of such, for the purchase or sale of goods or services that was entered into or paid for, either in whole or in part, by a state agency or institution of higher education during a fiscal year.

(b) In this section a contract does not include:

(1) a contract that has been reported to the Legislative Budget Board under §§2054.008, 2166.2551, 2254.006, or 2254.0301, Government Code;

(2) a contract that has been reported to the Legislative Budget Board under §224.006, or §224.007, Government Code;

(3) a contract that has been reported to the Legislative Budget Board under §224.006, or §224.007, Government Code;

(4) a contract that has been reported to the Legislative Budget Board under §224.006, or §224.007, Government Code;

(5) a contract that has been reported to the Legislative Budget Board under §224.006, or §224.007, Government Code;

(6) a contract that has been reported to the Legislative Budget Board under §224.006, or §224.007, Government Code;

(c) Before October 1 of each fiscal year, a state agency or institution of higher education shall report to the Legislative Budget Board in the manner prescribed by Legislative Budget Board all contracts to which the agency or institution was a party during the prior fiscal year.
Proposed Technical Amendments

Sec. 7.12. Notification of Certain Purchases or Contract Awards, Amendments, and Extensions.

(a) Until providing notice that satisfies the requirements of this Sec. 7.12, an agency or institution of higher education appropriated funds in this Act may not expend funds to make a payment on a contract or purchase if the expected amount of the contract or purchase, including any subsequent amendments or changes to such a contract or purchase, exceeds or may reasonably be expected to exceed either:

1. $10 million; or
2. $1 million in the case of a contract or purchase:
   (A) awarded or made as a result of an emergency or following an emergency procedure allowed by statute; or
   (B) awarded or made without issuing a request for proposal, request for bid, or other similar process common to participation in the competitive bidding processes required by statute, rule, or ordinary and commonly recognized state policies and procedures.

(b) An agency or institution of higher education may not expend funds to make a payment on a contract or purchase order in (a)(1) or (a)(2) until the notice required in this Section 7.12 is provided to the Legislative Budget Board. Such notice shall be provided to the Legislative Budget Board:

1. At least 10 business days prior to making such a payment; or
2. Meeting all of the requirements of Subsection (c) of this Sec. 7.12 a minimum of 30 business days prior to the earlier of the date of:
   (A) the purchase; or
   (B) the execution or issuance of a contract; or
3. Within 48 hours of making such a payment if the contract or purchase order was made as a result of an emergency or following an emergency procedure allowed by statute.

Such a purchase must be necessary to avoid a hazard to life, health, safety or the welfare of humans, or to avoid a hazard to property.

(c) A notice required by this Sec. 7.12 must include:

1. Information regarding the name, type, amount and vendor(s) awarded of the contract or purchase and the vendor(s) awarded the contract or purchase;
2. (A) Certification signed by the executive director of the agency or other similar agency or institution administrator or designee of the agency or institution of higher education stating that the process used to award the contract or purchase complies with or is consistent with the following:
   (i) State of Texas Contract Management Guide;
   (ii) State of Texas Procurement Manual; and
   (iii) All applicable statutes, rules, policies and procedures related to the procurement and contracting of goods and services, including compliance with conflict of interest disclosure requirements;
   or
   (B) If the process to award the contract or purchase did not comply with the requirements of Subsection (c)(2)(A)(i), (ii) and (iii), the agency or institution of higher education shall provide an explanation for the alternative process utilized, legal justification for the alternative process, and identify the individual(s) directing the use of an alternative process;
3. The executive director or other similar agency or institution administrator or designee of the agency or institution of higher education shall provide a minimum of 24 hours prior to the earlier to occur of the emergency purchase or the emergency execution or issuance of a contract and then as soon as possible thereafter providing written notice meeting all of the requirements of Subsection (c) of this Sec. 7.12.

Proposed Technical Amendments

Sec. 7.12 Notification of Certain Purchases or Contract Awards, Amendments, and Extensions.

(a) Until providing notice that satisfies the requirements of this Sec. 7.12, an agency or...
and procedures for the use of funds appropriated by this Act.

Section 7.12 of the Education Code, including Chapters 2155, 2156, or 2157, Government Code, or Section 51.933 of the Education Code.

It is the intent of the legislature that a written notice certified as required by this Section 7.12 should be considered a governmental record as defined under Chapter 37, Penal Code.

In this section the term:

(1) “contract” includes:

(A) an original contract or grant;

(B) a contract or grant amendment;

(C) a contract or grant extension;

(D) a purchase order;

(E) an interagency grant or agreement; or

(F) an interlocal grant agreement.

(2) “purchase” includes any acquisition methods covered by Title 10, Government Code, including Chapters 2155, 2156, or 2157, Government Code.

(3) “liquidated damages” includes any liquidation of damage resulting from the use of funds appropriated by this Act.

(4) “any other information requested by the Legislative Budget Board” includes performance:

(a) verification of vendor performance and deliverables;

(b) procurement order;

(c) payment for goods and services only within the scope of the contract or agreement.

The Comptroller of Public Accounts shall not allow the expenditure of funds if the Legislative Budget Board provides notification to the Comptroller of Public Accounts that the requirements of this provision have not been satisfied.

In this section the term:

“governmental record” includes:

(1) in this section the term:

expenditures and information of any expenditure associated with the expenditure.

The Comptroller of Public Accounts shall not allow the expenditure of funds if the Legislative Budget Board provides notification to the Comptroller of Public Accounts that the requirements of this provision have not been satisfied.

The Comptroller of Public Accounts shall not allow the expenditure of funds if the Legislative Budget Board provides notification to the Comptroller of Public Accounts that the requirements of this provision have not been satisfied.
Overview

The proposed revision would identify any state aid funds or proceeds from the sale of real property or other state property recovered from a charter school that has been closed under the provisions of Texas Education Code, Chapter 12, and reappropriate those funds to the Texas Education Agency to assist in the management and closure of such charters. Funds in excess of $2 million would be deposited into the Charter District Bond Guarantee Reserve Fund. The provision would grant unexpended balance carry-forward authority between and within the biennium.

Required Action

On page IX-41 and IX-42 of Article IX (House Bill 1 as Enrolled), amend the following:

Sec. 8.02. Reimbursements and Payments.

(a) Except as provided elsewhere in this Act, any reimbursements, refunds, and payments received under Subsection (a) shall be credited by the Comptroller to the agency's current appropriation items or accounts from which the expenditures were made or in the case of damage settlements to the appropriation items or accounts from which the payments were made.

(b) The provisions of the Act, and any appropriation made under this Act, are not intended to prohibit, preempt, or otherwise affect, the application of the Texas Education Agency's existing policies and procedures to the administration of the provisions of the Act.

(c) The portion of proceeds from real estate recovery of sales included in the general revenue fund that is required to be deposited under Article IX, Section 8.04(a), and pursuant to Chapter 2115, Government Code, shall be deposited into the Charter District Bond Guarantee Reserve Fund.

Required Action

Amend Section 8.02 of Article IX as follows:

Sec. 8.02. Reimbursements and Payments.

(a) The reimbursements, refunds, and payments received under Subsection (a) shall be credited by the Comptroller to the agency's current appropriation items or accounts from which the expenditures were made or in the case of damage settlements to the appropriation items or accounts from which the payments were made.

(b) The provisions of the Act, and any appropriation made under this Act, are not intended to prohibit, preempt, or otherwise affect, the application of the Texas Education Agency's existing policies and procedures to the administration of the provisions of the Act.

(c) The portion of proceeds from real estate recovery of sales included in the general revenue fund that is required to be deposited under Article IX, Section 8.04(a), and pursuant to Chapter 2115, Government Code, shall be deposited into the Charter District Bond Guarantee Reserve Fund.
be credited by the Comptroller to the agency's current appropriation items or accounts from which the expenditures of like property, equipment, or commodities were originally made and such funds are appropriated to be used for the same purpose for the fiscal year beginning September 1, 2016.

Any unexpended and unobligated balances identified by this section remaining as of August 31, 2015 are appropriated for the same purpose for the biennium beginning in September 1, 2015.

A. An unexpended balance received by an agency or institution from disaster related recoveries, disaster related payments that exist at the end of a fiscal year are appropriated for use during the following fiscal year beginning September 1, 2016.

B. An unexpended balance received by an agency or institution from disaster related recoveries, disaster related payments that exist at the end of a fiscal year are appropriated for use during the following fiscal year beginning September 1, 2016.

C. Any unexpended balance received by an agency or institution from disaster related recoveries, disaster related payments that exist at the end of a fiscal year are appropriated for use during the following fiscal year beginning September 1, 2016.

D. Any unexpended balance received by an agency or institution from disaster related recoveries, disaster related payments that exist at the end of a fiscal year are appropriated for use during the following fiscal year beginning September 1, 2016.

E. Any unexpended balance received by an agency or institution from disaster related recoveries, disaster related payments that exist at the end of a fiscal year are appropriated for use during the following fiscal year beginning September 1, 2016.

F. Any unexpended balance received by an agency or institution from disaster related recoveries, disaster related payments that exist at the end of a fiscal year are appropriated for use during the following fiscal year beginning September 1, 2016.

G. Any unexpended and unobligated balance received by an agency or institution from disaster related recoveries, disaster related payments that exist at the end of a fiscal year are appropriated for use during the following fiscal year beginning September 1, 2016.

H. Any unexpended and unobligated balance received by an agency or institution from disaster related recoveries, disaster related payments that exist at the end of a fiscal year are appropriated for use during the following fiscal year beginning September 1, 2016.

I. Any unexpended and unobligated balance received by an agency or institution from disaster related recoveries, disaster related payments that exist at the end of a fiscal year are appropriated for use during the following fiscal year beginning September 1, 2016.
Proposed Technical Amendment

for a rider to appropriate all pre-collected payments.

Sec. 8.15. Cost Recovery of Fees. Any cost recovery fee collected by an agency is appropriated to be used for the purpose of paying any cost incurred by the agency when those costs are associated with a contract or other expense related to the cost recovery fee.
Sec. 9.08. Computer Inventory Report. Before September 1 of each year, each state agency, including all of the entities included under that term as defined by §2151.002, Government Code, as well as self-directed semi-independent agencies, shall report to the Legislative Budget Board an inventory of all personal computers (desktops and laptops, as well as computer tablets) and other information technology devices, as requested, possessed by the agency, the age, original cost, replacement cost, scheduled or estimated date for replacement, and any technical specifications of the devices and any related financial information deemed relevant to the report. The Legislative Budget Board may require that the agency's report information that includes the report must contain all information required by the Legislative Budget Board and all personal computers (desktops and laptops, as well as computer tablets) and other information technology devices, as requested, possessed by the agency, the age, original cost, replacement cost, scheduled or estimated date for replacement, and any technical specifications of the devices and any related financial information deemed relevant to the report.
Sec. 14.04. Disaster Related Transfer Authority.

(a) Policy and Procedure: In the event of a disaster, the Governor for the emergency transfer of funds, pursuant to Article XVI, §69, Texas Constitution. Transfers between agencies: In the event that a transfer involving at least one agency not listed in Chapter 531, Government Code, that directly responds to a disaster, the Commissioner of Health and Human Services is authorized to transfer funds from another health and human services agency listed in Chapter 531, Government Code, that directly responds to the disaster, the Commissioner of Health and Human Services is authorized to transfer funds from another health and human services agency listed in Chapter 531, Government Code, that directly responds to the disaster. The Governor, in consultation with the Legislative Budget Board, is authorized to transfer funds appropriated in fiscal year 2016 to fiscal year 2017 to agencies involved in the transfer if necessary to respond to a disaster and if made according to the terms of this Act which might otherwise limit transfers.

(b) Other Agencies: As provided by Subsection (d) of this §14.04, a health and human services agency listed in Chapter 531, Government Code, may authorize to transfer funds between the strategies of each agency for the purpose of funding the disaster.

(c) Health and Human Services Agencies: For a health and human services agency listed in Chapter 531, Government Code, that responds to a disaster, the Commissioner of Health and Human Services is authorized to transfer funds between the strategies of each agency for the purpose of funding the disaster.

(d)Recommended Plan of Transfer: A recommended plan of transfer submitted by an agency to the Governor for the emergency transfer of funds, pursuant to Article XVI, §69, Texas Constitution. This section is intended to serve as a means for quickly, effectively, and efficiently transferring appropriations in the event of a disaster.

Technical change
the amounts to be transferred (listed by method of finance);

(C) the agency or agencies affected;

(D) the programs affected by the transfer; and

(E) any other information requested by the Legislative Budget Board.

Notification and approval: An agency must notify the Legislative Budget Board, the Comptroller, and the Governor prior to the date of recommended transfers. After approval by the Legislative Budget Board and the Governor, the Comptroller shall transfer the funds as recommended.

(h) Definition: In this §14.04 the term "disaster" has the meaning provided by §418.004(1), Government Code, which includes the occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or man-made cause, including fire, flood, earthquake, wind, storm, wave action, oil spill or other water contamination, volcanic activity, epidemic, air contamination, blight, drought, infestation, explosion, riot, hostile military or paramilitary action, extreme heat, other public calamity requiring emergency action, or energy emergency.
Sec. 16.04. Judgments and Settlements.

(e) The Attorney General shall report to the Legislative Budget Board and the Governor not less than monthly, a listing of all settlements and judgments of more than $5,000 submitted to the Comptroller for payment. The document delivered to the Legislative Budget Board and Governor by the Attorney General must contain only information that may be published on the Internet, by a newspaper, or published by other means and shall contain at least the following information unless all or part of the information may not be disclosed to the public under state or federal law or court order:

1. A summary of the cause of action;
2. A summary of the terms of the settlement;
3. The style of the case;
4. The name and business address of each attorney representing the opposing litigants at the time of the settlement;
5. The amount of the judgment or settlement;
6. The fund or account from which payment was or should be made;
7. The statutory citation for the appropriation or other authority to be made;
8. Specific statutes granting waiver of sovereign immunity or legislative resolution granting litigant permission to sue;
9. The date of judgment or settlement; and
10. Other information as the Legislative Budget Board may request and in the form requested by the Board.

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8. Specific statutes granting waiver of sovereign immunity or legislative resolution granting litigant permission to sue;
9. The date of judgment or settlement; and
10. Other information as the Legislative Budget Board may request and in the form requested by the Board.

Sec. 16.04. Judgments and Settlements.
Sec. 18.02. Appropriation for a Salary Increase for General State Employees.

(a) As used in this section, "salary increase" shall mean a two and a half percent (2.5%) increase in annual salary, to begin on September 1, 2015.

(b) Contingent on enactment House Bill 9, or similar legislation to increase the member contribution to the Employees Retirement System, for the biennium the Comptroller of Public Accounts is appropriated an amount estimated to be $276,200,156 out of the General Revenue Fund, an amount estimated to be $18,781,528 out of General Revenue-Dedicated, an amount estimated to be $36,131,794 out of State Highway Fund No. 006, an amount estimated to be $3,392,652 out of Other Funds and accounts, and an amount estimated to be $55,697,356 out of Federal Funds to fund a salary increase as described in Subsection (a) of this section for employees of state agencies, including employees of the Higher Education Coordinating Board. Included in the amounts above are General Revenue Funds intended to provide the salary increase for certain FTEs currently paid from federal fund sources that would not be otherwise available.

(c) This section shall not apply to statewide elected officials, justices and judges of the appellate and district courts, employees of institutions of higher education (except that the section does apply to certain employees of institutions of higher education that were formerly employees of the Texas Department of Criminal Justice and who continue to contribute monthly to the Employees Retirement System and return to work retirees or other employees who do not contribute monthly to the Employees Retirement System.

(d) Any increase in employee benefits costs associated with the salary increase described above shall be paid only out of the appropriations made above in Subsection (b).

(e) Provisions requiring salaries and benefits to be proportional to the source of funds shall apply to all sums allocated under this section. Each agency shall pay the increase in compensation from funds held in the state treasury and from local funds in the same proportion as the employee’s regular compensation.

(f) The Comptroller of Public Accounts shall promulgate rules and regulations as necessary to administer this section. Funds appropriated in this section shall be allocated to each agency, and to the appropriate employee benefit appropriation items, in accordance with such rules and regulations and may be used only for the purpose of providing a salary increase and paying associated employee benefit costs.
Proposed Technical Amendments

Article IX

Technical amendment moving Rider 35, Use of the Sporting Goods Sales Tax Transfer to the General Revenue-Dedicated State Parks Account No. 64.

Overview

The proposal would amend Rider 35, Use of the Sporting Goods Sales Tax Transfer to the General Revenue-Dedicated State Parks Account No. 64, to include language directing that, contingent upon the provisions of the rider, the Public Finance Authority be appropriated funds from the Sporting Goods Sales Tax transfer to the State Parks Account No. 64 and General Revenue of the same amount be lapsed. The proposal would also adjust the time within which the Public Finance Authority and Parks and Wildlife Department would agree upon the necessary funding adjustments. The proposal would also clarify that the amounts are not estimated.

The proposal also moves the rider from the Parks and Wildlife bill pattern to Article IX.

Required Action

1. On page VI-41 of the Parks and Wildlife bill pattern, amend the following rider:

   35. Use of the Sporting Goods Sales Tax Transfer to the General Revenue-Dedicated State Parks Account No. 64. Appropriations made elsewhere in this Act to the Texas Parks and Wildlife Department (TPWD) in cooperation with TPFA and the Legislative Budget Board issued for statewide park repairs include an estimated $13,440,000 in fiscal year 2016 and $13,230,000 in fiscal year 2017 from General Revenue for debt service payments on GO bonds issued and authorized for statewide park repairs. Contingent upon review described below, General Revenue shall be reduced and an equal amount of the Sporting Goods Sales Tax transfer to General Revenue-Dedicated State Parks Account No. 64 is appropriated to TPFA for debt service expenditures on GO bonds issued and authorized for statewide park repairs. Additionally, amounts appropriated above in Strategy D.1.4 for debt service expenditures on GO bonds issued and authorized for statewide park repairs shall be reduced and an equal amount of the Sporting Goods Sales Tax transfer to General Revenue-Dedicated State Parks Account No. 64 is appropriated to TPFA for debt service expenditures on GO bonds issued and authorized for statewide park repairs. The Texas Parks and Wildlife Commission shall determine the actual amount of debt service expended from both sources on statewide park repairs, and submit the findings of this review to the Comptroller of Public Account and the Legislative Budget Board.

   a. Within 30 days following August 31 of each fiscal year, the Texas Parks and Wildlife Commission shall determine the actual amount of debt service expended from both sources on statewide park repairs, and submit the findings of this review to the Comptroller of Public Account and the Legislative Budget Board.

   b. Within 60 days following August 31 of each fiscal year, the Comptroller shall authorize the necessary expenditure transfers needed to credit General Revenue from an additional Sporting Goods Sales Tax Transfer to the General Revenue-Dedicated State Parks Account No. 64 for the actual costs of debt service.

In the event that actual costs of debt service for statewide park repairs exceed the available remaining balance of the maximum statutory allocation of the Sporting Goods Sales Tax transfer to the General Revenue-Dedicated State Parks Account No. 64, the Comptroller shall adjust debt service payments to be made from other revenues deposited to the credit of the General Revenue Fund accordingly.

2. On page VI-41 of the Parks and Wildlife bill pattern, delete Rider 35, Use of the Sporting Goods Sales Tax Transfer to the General Revenue-Dedicated State Parks Account No. 64, and insert the same on the last page of Article IX.
Use of the Sporting Goods Sales Tax Transfer to the General Revenue-Dedicated State Parks Account No. 64.

In the event that actual costs of debt service exceed the appropriation made elsewhere in this Act to the Texas Public Finance Authority (TPFA) for General Obligation (GO) Bond Debt Service, the Comptroller shall adjust debt service payments to be made from other revenues deposited to the credit of the General Revenue Fund accordingly.

Appropriations made elsewhere in this Act to the Texas Public Finance Authority (TPFA) for General Obligation (GO) Bond Debt Service include $13,440,000 in fiscal year 2016 and $13,230,000 in fiscal year 2017 from General Revenue for debt service payments on GO bonds issued and authorized for statewide park repairs.

Contingent upon review described below, General Revenue shall be reduced and an equal amount of the Sporting Goods Sales Tax (SGST) Transfer to General Revenue-Dedicated State Parks Account No. 64 is appropriated to TPFA for debt service expenditures on GO bonds issued and authorized for statewide park repairs.

Within 30 days following August 31 of each fiscal year, the Texas Parks and Wildlife Department (TPWD) in cooperation with TPFA shall use expenditure schedules of the Review to the Comptroller of Public Accounts and the Legislative Budget Board to determine the actual amount of debt service expended from both sources on statewide park repairs.

Within 60 days following August 31 of each fiscal year, the Comptroller shall authorize the necessary expenditure transfers needed to credit General Revenue for the actual costs of debt service.

In the event that actual costs of debt service for statewide park repairs exceed the available remaining balance of the maximum statutory allocation of the SGST, the Comptroller shall adjust debt service payments to be made from other revenues deposited to the credit of the General Revenue Fund accordingly.
Overview

This rider would require the Health and Human Services Commission to analyze existing data collected by the Employee Retirement System of Texas, Texas Department of Criminal Justice, and Teacher Retirement System and (2) identify outliers as well as efficiency and quality improvements.

Required Action

Add the following rider to Article IX:

Sec. 18.  Analysis of Certain Healthcare Data.

Out of funds appropriated elsewhere in this Act, the Health and Human Services Commission (HHSC) shall collect, analyze, and compare data related to the healthcare systems funded by appropriations made to the agencies listed below. HHSC may enter into a contract to conduct the required collection and analysis of data.

The Employee Retirement System of Texas (ERS), Texas Department of Criminal Justice, and Teacher Retirement System (TRS) shall enter into a Memorandum of Understanding with HHSC to share healthcare data to the extent allowed by state and federal law. HHSC shall use this data to analyze variations in utilization, cost, reimbursement rates, and quality. HHSC shall use this data to analyze variations in utilization, cost, reimbursement rates, and quality.

HHSC shall use this data to analyze variations in utilization, cost, reimbursement rates, and quality.

Comparisons of reimbursement and utilization rates shall be made between ERS, TRS, Correctional Managed Health Care, Medicaid, and Medicare.

Comparisons of reimbursement and utilization rates shall be made between ERS, TRS, Correctional Managed Health Care, Medicaid, and Medicare.

The results of this analysis should be provided to the Legislative Budget Board and the Governor no later than September 1, 2016.
Sec. 18.xx. APPROPRIATION FOR VOLUNTEER FIREMEN MONUMENT.

In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, the amount of $95,000 is appropriated out of the general revenue fund to the State Preservation Board for the two-year period beginning on the effective date of this Act for the purpose of expanding and improving the volunteer firemen monument on the south lawn of the Capitol grounds.

Technical Change

Sec. 18.xx. APPROPRIATION FOR VOLUNTEER FIREMEN MONUMENT.

In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, the amount of $95,000 is appropriated out of the general revenue fund to the State Preservation Board for the two-year period beginning on the effective date of this Act for the purpose of expanding and improving the volunteer firemen monument on the south lawn of the Capitol grounds.

Technical Change
Technical Change

Sec. 7.13 6.25. Notification of Pre-Approval for Certain Expenditures Related to Mitigation of Adverse Environmental Impacts.

No state agency or institution of higher education appropriated funds by this Act may enter into an agreement for funds appropriated above may be expended to comply with Title 23, Subchapter H, Part 777 of the Code of Federal Regulations or Section 201.617 of the Transportation Code without prior approval from the Legislative Budget Board and complying with the following:

1. The agency or institution shall provide notice to the Legislative Budget Board of the intent to expend funds and the nature and term of the agreement, the process used to award the agreement, payment for goods and services within the scope of the agreement, and the agency’s or institution’s expectations regarding the agreement.

2. The agency or institution shall respond promptly to any request from the Legislative Budget Board for additional information regarding the agreement.

3. A request to expend funds shall be considered to be disapproved unless the Legislative Budget Board issues a written approval within 30 business days of the date on which the staff of the Legislative Budget Board forwards its review of the request to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor. Any request for additional information made by the Legislative Budget Board shall not interrupt the counting of the 30 business days.
Technical Change

Art. IX, Health-Related Provisions
Amend Rider

Statewide Behavioral Health Strategic Plan and Coordinated Expenditures

Prepared by LBB Staff, 05/19/2015

Required Action

On page IX-5 of the Senate engrossed bill, amend the following Rider:

Sec 10.04. Statewide Behavioral Health Strategic Plan and Coordinated Expenditures

(a) Informational Listing - Behavioral Health Services Appropriations

<table>
<thead>
<tr>
<th>Program</th>
<th>FY 2016</th>
<th>FY 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>Office of Violent Sex Offender Management</td>
<td>$5,333,479</td>
<td>$5,341,249</td>
</tr>
<tr>
<td>Health and Human Services Commission</td>
<td>$554,123,537</td>
<td>$554,132,081</td>
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<tr>
<td>Department of State Health Services</td>
<td>$2,145,400</td>
<td>$2,145,400</td>
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<tr>
<td>Family and Protective Services</td>
<td>807,828</td>
<td>807,828</td>
</tr>
<tr>
<td>Veterans Commission</td>
<td>$1,000,000</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Office of the Governor</td>
<td>$1,000,000</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Total</td>
<td>$5,333,479</td>
<td>$5,341,249</td>
</tr>
</tbody>
</table>
The Mental Health Statewide Coordinator at HHSC shall serve as chair of this council. The purpose of the statewide behavioral health coordinating council shall be to develop the five year statewide behavioral health strategic plan and funding plan. The council shall submit the five year strategic plan to the Executive Commissioner of HHSC for approval. The strategic plan shall include an inventory of behavioral health programs and services currently offered by state agencies and institutions of higher education, a report on the number of persons served with mental illness and/or substance abuse by each agency and detail a plan to coordinate these programs and services to eliminate redundancy, formalize contracting standards, utilize best practices in contracting standards, perpetuate identified, successful models for mental health and substance abuse treatment, best practices, ensure optimal service delivery, and identify and collect comparable data on results and effectiveness.

The Executive Commissioner of HHSC shall approve the plan and notify the Legislative Budget Board of such approval by May 1, 2016. Notwithstanding any other appropriation authority granted by this Act, the Comptroller of Public Accounts shall not allow the expenditure of General Revenue-Related funds identified in subsection (a) by a particular agency if the Legislative Budget Board provides notification to the Comptroller of Public Accounts that the agency’s expenditure proposal has not satisfied the requirements of this provision. If fiscal year 2017 General Revenue-Related funds are used to provide services required by federal law, are related to court- or ordered treatment, or required as the result of administrative proceedings, the funding for these services shall still be included in the proposal, but these funds shall not be contingent upon approval.
Overview
Provide direction on the professional legal services provided by the Office of the Attorney General to the legislative branch of government.

Required Action
On the appropriate page of Article IX of the General Appropriations Act, add the following rider:

Sec. 16.06. Professional Legal Services.
(a) It is the intent of the legislature that in providing professional legal services to officials and entities of the legislative branch of state government using money appropriated by this Act, the attorney general shall abide by the official's or entity's decisions concerning the objectives and general methods of representation and whether to accept or reject an offer of settlement of a matter. If circumstances prevent the money general from abiding by such decisions, the official shall receive the money general's final decision concerning the objectives and amounts of the representation and whether to accept or reject an offer of settlement of a matter. The money general shall include the decision in its biennial report to the legislature. If circumstances prevent the money general from abiding by the official's or entity's decisions concerning the objectives and amounts of the representation and whether to accept or reject an offer of settlement of a matter.
(b) To the extent this section conflicts with another provision of this Act, this section prevails.

Technical Change

Article IX, General Provisions
Prepared by LBB Staff, 05/19/2015

Oversize
Prepared Rider
Article IX, General Provisions

Technical Change
<table>
<thead>
<tr>
<th>Agency / Item</th>
<th>2016-17 Biennial Total (in millions)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cross-agency (DPS and TMD)</td>
<td>$800.0</td>
</tr>
<tr>
<td>Department of Public Safety</td>
<td></td>
</tr>
<tr>
<td>Regional Center for Public Safety Excellence</td>
<td>$16.0</td>
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<tr>
<td>Mobile Training Facility</td>
<td>$20.0</td>
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<tr>
<td>Texas Border Initiative Center</td>
<td>$25.0</td>
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<tr>
<td>Acquisition of and Support for Phase Two Helicopters</td>
<td>$25.0</td>
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<tr>
<td>New Texas Rangers Company, and Support</td>
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<tr>
<td>Transition to NIBRS Crime Reporting System</td>
<td>$173.0</td>
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<tr>
<td>Creation of State Pilot II (launched in 2016-17)</td>
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<tr>
<td>Recruit training and equipment for 250 new troopers and 110 associated support</td>
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<tr>
<td>24-hour mobile week for all DPS troopers statewide</td>
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</tr>
<tr>
<td>$305.1</td>
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</tr>
<tr>
<td>Border Security Funding (Adjusted)</td>
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<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>Texas Parks and Wildlife Department</td>
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<tr>
<td>Baseline Game Warden Activity on the Border</td>
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</tr>
<tr>
<td>New Game Warden Deployment</td>
<td>$5.3</td>
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<tr>
<td>Texas Alcoholic Beverage Commission</td>
<td>– Special Investigation Agents</td>
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<tr>
<td>Texas Department on Criminal Justice – Anti-gang Intelligence</td>
<td>– Anti-gang Intelligence</td>
</tr>
<tr>
<td>Texas Public Safety Commission – Special Investigative Agents</td>
<td>– Special Investigative Agents</td>
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<tr>
<td>New Laredo Deployment</td>
<td>– Border Security Funding for the Border</td>
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<tr>
<td>Baseline Game Warden Activity on the Border</td>
<td>– Border Security Funding for the Border</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>GRAND TOTAL, ALL AGENCIES</td>
<td>$800.0</td>
</tr>
</tbody>
</table>

Amounts may not add to total due to rounding.