

House Appropriations Committee Decision Document  
 Representative Longoria, Subcommittee Chair on Article I, IV, V  
 Members: Representatives Capriglione, Cospser, Miller, Rose

Decisions as of March 2, 2017 @ 9:00 a.m.

LBB Manager: Mark Wiles

Article IV, The Judiciary Total, Article IV, The Judiciary Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
<b>Supreme Court of Texas (201)</b>								
Total, Outstanding Items / Tentative Decisions	\$ 5,722,463	\$ 27,596,000	\$ 2,000,000	\$ 2,000,000	\$ (9,869,552)	\$ 20,337,318	\$ 3,722,463	\$ 3,722,463
Total, Full-time Equivalents / Tentative Decisions	9.0	9.0	9.0	9.0	0.0	0.0	0.0	0.0
<b>Court of Criminal Appeals (211)</b>								
Total, Outstanding Items / Tentative Decisions	\$ 6,409,359	\$ 6,409,359	\$ 1,100,908	\$ 1,100,908	\$ 723,578	\$ 723,578	\$ 3,994,451	\$ 3,994,451
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
<b>14 Courts of Appeals Districts (221-234)</b>								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ 65,000	\$ -	\$ 65,000	\$ -	\$ -	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
<b>Office of Court Administration, Texas Judicial Council (212)</b>								
Total, Outstanding Items / Tentative Decisions	\$ 248,550,417	\$ 252,125,960	\$ 27,571,163	\$ 31,146,706	\$ -	\$ -	\$ 220,979,254	\$ 220,979,254
Total, Full-time Equivalents / Tentative Decisions	60.0	60.0	59.0	59.0	0.0	0.0	1.0	1.0
<b>Office of Capital and Forensic Writs (215)</b>								
Total, Outstanding Items / Tentative Decisions	\$ 1,014,883	\$ 1,014,883	\$ -	\$ -	\$ -	\$ -	\$ 1,014,883	\$ 1,014,883
Total, Full-time Equivalents / Tentative Decisions	5.0	6.0	0.0	0.0	0.0	0.0	5.0	6.0
<b>Office of the State Prosecuting Attorney (213)</b>								
Total, Outstanding Items / Tentative Decisions	\$ 53,788	\$ 53,788	\$ 21,328	\$ 21,328	\$ 32,460	\$ 32,460	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.5	0.5	0.0	0.0	0.5	0.5	0.0	0.0
<b>State Law Library (243)</b>								
Total, Outstanding Items / Tentative Decisions	\$ 658,000	\$ 658,000	\$ 120,000	\$ 120,000	\$ -	\$ -	\$ 538,000	\$ 538,000
Total, Full-time Equivalents / Tentative Decisions	1.0	1.0	0.0	0.0	0.0	0.0	1.0	1.0
<b>State Commission on Judicial Conduct (242)</b>								
Total, Outstanding Items / Tentative Decisions	\$ 106,016	\$ 106,016	\$ 8,500	\$ 8,500	\$ 97,516	\$ 97,516	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	1.0	1.0	0.0	0.0	1.0	1.0	0.0	0.0

Article IV, The Judiciary Total, Article IV, The Judiciary Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
<b>Judiciary Section, Comptroller's Department (241)</b>								
Total, Outstanding Items / Tentative Decisions	\$ 722,480	\$ 722,480	\$ 470,480	\$ 470,480	\$ 12,000	\$ 12,000	\$ 240,000	\$ 240,000
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
<b>Article IV Special Provisions (S04)</b>								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
<b>Total, Outstanding Items / Tentative Decisions</b>	<b>\$ 263,237,406</b>	<b>\$ 288,751,486</b>	<b>\$ 31,292,379</b>	<b>\$ 34,932,922</b>	<b>\$ (9,003,998)</b>	<b>\$ 21,202,872</b>	<b>\$ 230,489,051</b>	<b>\$ 230,489,051</b>
<b>NO-COST ADJUSTMENTS</b>								
<b>Cost-out Adjustments (To Align Bill as introduced with the Comptroller's Biennial Revenue Estimate)</b>								
None								
<b>Subtotal, Cost-out Adjustments to Align with BRE</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<b>Technical Adjustments, Agency Requests, Other Budget Recommendations and Subcommittee Changes</b>								
1 Court of Criminal Appeals	\$ (723,578)	\$ (723,578)	\$ -	\$ -	\$ (723,578)	\$ (723,578)	\$ -	\$ -
<b>Subtotal, Technical Adjustments, Agency Requests, Other Budget Recommendations and Subcommittee Changes</b>	<b>\$ (723,578)</b>	<b>\$ (723,578)</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ (723,578)</b>	<b>\$ (723,578)</b>	<b>\$ -</b>	<b>\$ -</b>
<b>Total, NO COST ADJUSTMENTS</b>	<b>\$ (723,578)</b>	<b>\$ (723,578)</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ (723,578)</b>	<b>\$ (723,578)</b>	<b>\$ -</b>	<b>\$ -</b>
<b>Total GR &amp; GR-Ded Adopted Items less Cost-out Adjustments</b>	<b>\$ 262,513,828</b>	<b>\$ 288,027,908</b>	<b>\$ 31,292,379</b>	<b>\$ 34,932,922</b>	<b>\$ (9,727,576)</b>	<b>\$ 20,479,294</b>	<b>\$ 230,489,051</b>	<b>\$ 230,489,051</b>

Article IV, The Judiciary Total, Article IV, The Judiciary Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
	FY 2018	FY 2019	FY 2018	FY 2019	FY 2018	FY 2019	FY 2018	FY 2019
<b>Total, Full-time Equivalents / Tentative Decisions</b>	76.5	77.5	68.0	68.0	1.5	1.5	7.0	8.0

Article IV - The Judiciary Supreme Court of Texas (201) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
<b>Cost-Out Adjustments:</b>								
1. Revise Judicial Fund No. 573 appropriations from \$14,398,685 to \$14,396,685 in each fiscal year in the agency's bill pattern and change revenue estimates from the sale of license plate revenues reflected in Rider 6, Texas Young Lawyers License Plate Receipts, from \$13,000 to \$11,000 to align with the Comptroller's Biennial Revenue Estimate (BRE) for 2018-19.	\$ -	\$ (4,000)				\$ (4,000)		
<b>Technical Adjustments:</b>								
1. Reduce Federal Funds for anticipated decreases for the Children's Commission. The Court became aware of this in December 2016.	\$ -	\$ (2,000,000)				\$ (2,000,000)		
2. <b>Increase Appropriations due to Volkswagen Settlement</b> The Court was awarded \$42.5 million from the Volkswagen lawsuit settlement in fiscal year 2017. Of this amount, the Court anticipates spending \$9.2 million in fiscal year 2017, which leaves \$33.3 million available at the beginning of fiscal year 2018. Recommendations include \$1.2 million from the settlement with a contingency that would provide an equal amount of funding in General Revenue if the settlement funds would not be available. The Court is also planning on spending an additional \$23.8 million of the settlement amount in the 2018-19 biennium which would leave \$8.3 million available in fiscal year 2020.								

Article IV - The Judiciary Supreme Court of Texas (201) Items Not Included in Bill as Introduced		Outstanding Items for Consideration				Tentative Workgroup Decisions			
		Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
		GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
a)	Increase Judicial Fund No. 573 appropriations in Strategy B.1.1, Basic Civil Legal Services, by \$11,277,537 in fiscal year 2018 and \$12,500,000 in fiscal year 2019 to increase total Strategy funding from \$36,900,327 to \$48,177,864 in fiscal year 2018 and from \$26,077,865 to \$38,577,865 in fiscal year 2019.	\$ -	\$ 23,777,537						
b)	Amend Rider 2, Appropriation: Basic Civil Legal Services, to increase Judicial Fund No. 573 appropriations from \$13,708,313 to \$26,208,312 in fiscal year 2018 and from \$13,7078,312 to \$26,208,312 in fiscal year 2019.								
c)	Delete Rider 11, Basic Civil Legal Services: Contingency Appropriation, due to the Courts expectation of the availability of settlement funding during the 2018-19 biennium exceeding \$1.2 million.						Adopt		
<b>Agency Requests:</b>									
1.	<b>Children's Commission Funding</b> General Revenue funding with authority for 9.0 FTEs each year for the Children's Commission to offset an anticipated decrease of \$2,000,000 in Federal Funds during the 2018-19 biennium.	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000				
2.	<b>Supreme Court Support Fee</b> Request for additional unexpended balance authority between biennia in Rider 8, Supreme Court Support Fee, to provide additional appropriation authority in Strategy A.1.1, Appellate Court Operations, in fiscal year 2018 for revenue credited to Judicial Fund No. 573 (Other Fund) in fiscal year 2017 from a civil filing fee administered by the court for all proceedings and appeals.	\$ -	\$ 100,000			\$ -	\$ 100,000		

Article IV - The Judiciary Supreme Court of Texas (201) Items Not Included in Bill as Introduced		Outstanding Items for Consideration				Tentative Workgroup Decisions			
		Items Not Included in HB 1 <u>2018-19 Biennial Total</u>		Pended Items <u>2018-19 Biennial Total</u>		Adopted <u>2018-19 Biennial Total</u>		Article XI <u>2018-19 Biennial Total</u>	
		GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
3.	<b>Basic Civil Legal Services</b> Grant funding included in the court's 4 percent reduction for Basic Civil Legal Services to an estimated 1,325 households in the following amounts:								
a)	General Revenue funding to provide services to eligible low-income populations.	\$ 702,463	\$ 702,463					\$ 702,463	\$ 702,463
b)	General Revenue funding to provide services to veterans and their families.	\$ 120,000	\$ 120,000					\$ 120,000	\$ 120,000
c)	General Revenue-Dedicated Sexual Assault Program Account No. 5010 funding to provide services to victims of sexual assault.	\$ 400,000	\$ 400,000					\$ 400,000	\$ 400,000
4.	<b>Establish Judicial Civics and Education Center</b> General Revenue funding and Capital Budget authority to establish a Judicial Civics and Education Center to provide visitors with information on Texas legal history and the third branch of government.	\$ 2,500,000	\$ 2,500,000					\$ 2,500,000	\$ 2,500,000

Article IV - The Judiciary Supreme Court of Texas (201) Items Not Included in Bill as Introduced		Outstanding Items for Consideration				Tentative Workgroup Decisions			
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		GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
<b>Subcommittee Revisions and Additions:</b>									
<b>1. Basic Civil Legal Services</b>									
a)	Decrease General Revenue appropriations in Strategy B.1.1, Basic Civil Legal Services, from \$9,869,551 in fiscal year 2018 and \$9,869,553 in fiscal year 2019 to \$4,934,776 each year.					\$ (9,869,552)	\$ (9,869,552)		
b)	Increase Judicial Fund No. 573 appropriations in Strategy B.1.1, Basic Civil Legal Services, by \$16,055,435 each year. This increase and offsetting decrease in (a) above increases total Strategy funding from \$36,900,327 to \$48,020,987 in fiscal year 2018 and from \$26,077,865 to \$37,198,523 in fiscal year 2019.					\$ -	\$ 32,110,870		
c)	Revise Rider 10. Basic Civil Legal Services for Veterans, to increase the amount required to pay for services to veterans in General Revenue from \$1,440,000 to \$1,500,000 each year.						Adopt		
d)	Add a new rider indicating that it is the intent of the Legislature that funding for Basic Civil Legal Services should be continued beyond the use of one-time civil penalties in future biennia.						Adopt		
<b>Total, Outstanding Items / Tentative Decisions</b>		<b>\$ 5,722,463</b>	<b>\$ 27,596,000</b>	<b>\$ 2,000,000</b>	<b>\$ 2,000,000</b>	<b>\$ (9,869,552)</b>	<b>\$ 20,337,318</b>	<b>\$ 3,722,463</b>	<b>\$ 3,722,463</b>
		<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total, Full-time Equivalents / Tentative Decisions</b>		9.0	9.0	9.0	9.0	0.0	0.0	0.0	0.0

Article IV - The Judiciary Court of Criminal Appeals (211) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
<b>Agency Requests:</b>								
1. <b>Funding for Judicial Education Revenue Shortfall</b> General Revenue funding to cover a revenue shortfall in General Revenue—Dedicated Judicial and Court Personnel Training Account No. 540 court cost collections to continue funding grants to judicial training entities for additional training events and to provide funding for associated travel expenses at 2016-17 spending levels. This includes updating Rider 3, Judicial Education: Appropriations for Certain Types of Legal Education, to align with new funding levels and Methods of Finance.	\$3,994,451	\$3,994,451					\$ 3,994,451	\$ 3,994,451
2. <b>Appellate Court Operation Non-Legal Staff Salaries</b> General Revenue funding to provide salary increases to non-legal court staff for salary parity with similar positions in the Supreme Court of Texas.	\$377,330	\$377,330	\$ 377,330	\$ 377,330				
3. <b>Additional Funds for Judicial Education From Available Balances</b> General Revenue—Dedicated Judicial and Court Personnel Training Fund No. 540 funding for grants to judicial training entities for additional training events and to provide funding for associated travel expenses using available balances in this account. This includes updating Rider 3, Judicial Education: Appropriations for Certain Types of Legal Education, to align with new funding levels. <b>Cost Neutral</b>	\$639,000	\$639,000			\$ 48,578	\$ 48,578		



Article IV - The Judiciary Court of Criminal Appeals (211) Items Not Included in Bill as Introduced		Outstanding Items for Consideration				Tentative Workgroup Decisions			
		Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
		GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
<b>4. Additional Funding for Grantees</b>									
a)	\$241,493 in General Revenue and \$20,507 in General Revenue-Dedicated Judicial and Court Personnel Training Fund No. 540 funding for a grant to the Texas Justice Court Training Center to fund a staff attorney position to support judicial education services and to provide training on indigent defendants and mental health. <b>Cost Neutral for General Revenue-Dedicated Fund No. 540 amount of \$20,507.</b>  <b>Court has withdrawn this request.</b>	\$262,000	\$262,000						
b)	\$348,929 in General Revenue and \$64,071 in General Revenue-Dedicated Judicial and Court Personnel Training Fund No. 540 funding for a grant to the Texas Municipal Courts Education Center to fund a part-time administrative assistant position to support expanding the center's judicial education services and for direct training costs for clinics for judges and court personnel regarding bail, fines, fees, requests for community service, jail commitments, and jail credit in cases involving indigents, and for development of a mentor program for new municipal court judges and webinars on legislative reform, bail, indigence, compliance, collections improvement programs, alternative sentencing, case flow management, and jail commitments. <b>Cost Neutral for General Revenue-Dedicated Fund No. 540 amount of \$64,071.</b>  <b>Court has withdrawn this request.</b>	\$413,000	\$413,000						

Article IV - The Judiciary Court of Criminal Appeals (211) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
4. <b>Estimated Appropriation Authority for the Judicial and Court Personnel Training Account</b> Provide estimated appropriation authority for all revenues collected as well as all unobligated and unexpended balances in General Revenue–Dedicated Judicial and Court Personnel Training Fund No. 540 in each fiscal year. <b>Cost Neutral</b>	\$723,578	\$723,578	\$ 723,578	\$ 723,578				
<b>Subcommittee Revisions and Additions:</b>								
1. \$262,000 in General Revenue-Dedicated Judicial and Court Personnel Training Fund No. 540 funding for a grant to the Texas Justice Court Training Center to fund a staff attorney position to support judicial education services and to provide training on indigent defendants and mental health. <b>Cost Neutral.</b>					\$ 262,000	\$ 262,000		
2. \$413,000 in General Revenue-Dedicated Judicial and Court Personnel Training Fund No. 540 funding for a grant to the Texas Municipal Courts Education Center to fund a part-time administrative assistant position to support expanding the center's judicial education services and for direct training costs for clinics for judges and court personnel regarding bail, fines, fees, requests for community service, jail commitments, and jail credit in cases involving indigents, and for development of a mentor program for new municipal court judges and webinars on legislative reform, bail, indigence, compliance, collections improvement programs, alternative sentencing, case flow management, and jail commitments. <b>Cost Neutral.</b>					\$ 413,000	\$ 413,000		

Article IV - The Judiciary Court of Criminal Appeals (211) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
3. Amend Rider 3, Judicial Education: Appropriations for Certain Types of Legal Education to add a new subsection (7) designating \$262,000 in General Revenue–Dedicated Judicial and Court Personnel Training Fund. 540 for judicial education services and to provide training on indigent defendants and mental health and a new subsection (8) designating \$413,000 in General Revenue-Dedicated Judicial and Court Personnel Training Fund No. 540 for judicial education services and to provide training on bail, fines, fees, requests for community service, jail commitments, and jail credit in cases involving indigents, and for development of a mentor program for new municipal court judges and webinars on legislative reform, bail, indigence, compliance, collections improvement programs, alternative sentencing, case flow management, and jail commitments.						Adopt		
<b>Total, Outstanding Items / Tentative Decisions</b>	\$ 6,409,359	\$ 6,409,359	\$ 1,100,908	\$ 1,100,908	\$ 723,578	\$ 723,578	\$ 3,994,451	\$ 3,994,451
	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total, Full-time Equivalents / Tentative Decisions</b>	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Article IV - The Judiciary 14 Courts of Appeals Districts (221-234) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
<b>Technical Adjustments:</b>								
1. Include \$32,500 in Interagency Contract appropriations each fiscal year to continue amounts provided by the Office of Court Administration during the 2016-17 biennium for information technology service reimbursements through an interagency contract through the 2018-19 biennium.  <b>Cost Neutral</b>	\$ -	\$ 65,000	\$ -	\$ 65,000				
<b>Subcommittee Revisions and Additions:</b>								
1. GR/GR-D Savings								
<b>Total, Outstanding Items / Tentative Decisions</b>	\$ -	\$ 65,000	\$ -	\$ 65,000	\$ -	\$ -	\$ -	\$ -
	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total, Full-time Equivalent / Tentative Decisions</b>	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Article IV - The Judiciary Office of Court Administration, Texas Judicial Council (212) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
<b>Technical Adjustments:</b>								
1. Update the Exempt Position salary amount included in OCA's bill pattern for the Administrative Director from \$167,040 to \$171,216 each fiscal year to reflect the 2.5 percent salary increase provided by the Eighty-fourth Legislature.	\$ -	\$ -				Adopt		
2. Revise Rider 8. Texas Indigent Defense Commission, to reflect anticipated decreases in court costs pursuant to Code of Criminal Procedure, Art. 102.0045, Fee for Jury Reimbursement to Counties, from \$6,600,000 to \$6,200,000 each fiscal year.	\$ -	\$ -				Adopt		
<b>Agency Requests:</b>								
<b>1. Support Core Services for the Judicial Branch</b>								
a) General Revenue funding for merit salary increases to provide salaries comparable to similar positions in other state agencies, and compensation changes resulting from an internal review of staff job classifications.	\$600,000	\$600,000	\$ 600,000	\$ 600,000				
b) General Revenue funding with authority for 1.0 FTE each fiscal year for a Court Security position to provide best practice research on court security and emergency preparedness.	\$214,100	\$214,100					\$ 214,100	\$ 214,100
<b>2. Guardianship Program Compliance</b>								
General Revenue funding for a statewide Guardianship Compliance Project with authority for 39.0 FTEs each fiscal year to assist courts with compliance in guardianship cases. This includes 28 guardianship compliance specialists, 2 managers, and 9 operational positions.	\$6,270,918	\$6,270,918	\$ 6,270,918	\$ 6,270,918				
<b>3. Children's Courts</b>								
a) General Revenue funding with authority for 8.0 FTEs each fiscal year to provide for 4 additional child protection courts to meet increasing caseload demands. This includes one associate judge and one court coordinator for each of the 4 additional courts.	\$ 1,451,968	\$ 1,451,968	\$ 1,451,968	\$ 1,451,968				

Article IV - The Judiciary Office of Court Administration, Texas Judicial Council (212) Items Not Included in Bill as Introduced		Outstanding Items for Consideration				Tentative Workgroup Decisions			
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b)	\$1,667,797 in All Funds (1,345,897 in General Revenue funding and \$321,900 in Interagency Contracts) with authority for 7.0 FTEs each fiscal year for regional technology support staff (6.0 FTEs) to provide direct technology support to the agency's child support and child protection courts and a project manager (1.0 FTE) to oversee additional technology projects that would include these courts. This request is to address a potential conflict of interest identified by the agency between the courts and the Office of Attorney General (OAG). The OAG currently provides information technology support to these courts while, at the same time, being a party to the cases heard in these courts.	\$ 1,345,897	\$ 1,667,797	\$ 1,345,897	\$ 1,667,797				
4.	<b>Administrative Director's Exempt Salary Group</b> Request to increase the Administrative Director position's Salary Group Authority from Group 4 to Group 5.	\$ -	\$ -		Pend				
5.	<b>Department of Justice Grant</b> Federal Funding with Capital Budget Authority for a grant awarded to OCA in September 2016 from the Department of Justice to develop information technology solutions to support identification of and suitable alternatives for defendants that lack an ability to pay fines, fees, and costs.	\$ -	\$ 499,984	\$ -	\$ 499,984				
6.	<b>Texas Department of Transportation Grant</b> Interagency Contracts funding with Capital Budget Authority for a Statewide eCitation System Grant through the Texas Department of Transportation.	\$ -	\$ 2,753,659	\$ -	\$ 2,753,659				
7.	<b>General Revenue-Dedicated Statewide Electronic Filing System Account No. 5157</b> Request to continue estimated appropriation authority for General Revenue-Dedicated Statewide Electronic Filing System Account No. 5157 appropriations for the 2018-19 biennium. This would add "estimated" in the Method of Financing Section of the agency's bill pattern.	\$5,033,310	\$5,033,310	\$ 5,033,310	\$ 5,033,310				

Article IV - The Judiciary Office of Court Administration, Texas Judicial Council (212) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
<b>Texas Indigent Defense Commission</b>								
1. <b>Restoration of the 4 Percent Reduction</b> General Revenue-Dedicated Fair Defense Account No. 5073 funding for indigent defense that the agency included in its 4 percent baseline reduction contingent on appropriation authority from the account remaining sum certain. This request is contingent on #2 and #5 below not being adopted.	\$2,869,070	\$2,869,070	\$2,869,070	\$ 2,869,070				
2. <b>Estimated Appropriation Authority for the Fair Defense Account</b> Amend Rider 8, Texas Indigent Defense Commission, to provide estimated appropriation authority to General Revenue–Dedicated Fair Defense Account No. 5073 that was previously provided to TIDC for the 2016-17 biennium. This request is contingent on #1 above and #5 below not being adopted.	\$5,665,154	\$5,665,154					\$ 5,665,154	\$ 5,665,154
3. <b>Regional Public Defense Office for Capital Cases</b>								
a) General Revenue funding to cover 50 percent of operating costs for the Regional Public Defense Office for Capital Cases.	\$2,900,000	\$2,900,000					\$ 2,900,000	\$ 2,900,000
b) Request to remove Rider 14, Regional Public Defender Office for Capital Cases, due to lack of county participation in the counties designated by the rider.	\$ -	\$ -				Adopt		
4. <b>Representing the Mentally Ill</b> General Revenue funding with authority for 1.0 FTE each fiscal year to provide grants to select counties to establish specialized public defenders to represent defendants with mental illness and to enhance existing programs.	\$10,000,000	\$10,000,000	\$ 10,000,000	\$ 10,000,000				
5. <b>State Funding of Criminal Indigent Defense</b> General Revenue funding with authority for 4.0 FTEs each fiscal year to defray costs of providing mandatory indigent defense services by counties. The amount would provide 50 percent of the estimated cost to fund indigent defense in 2018-19 which counties currently fund. Other items for TIDC #1, #2, and #3 above would be included in this item if it were approved.	\$212,200,000	\$212,200,000					\$212,200,000	\$212,200,000

Article IV - The Judiciary Office of Court Administration, Texas Judicial Council (212) Items Not Included in Bill as Introduced		Outstanding Items for Consideration				Tentative Workgroup Decisions			
		Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
		GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
6.	<b>Administrative Allocation</b> Amend Rider 8, Texas Indigent Defense Commission, to increase TIDC's administration allocation from \$1,064,988 to \$1,164,988 (a \$100,000 increase) each year for a total of \$200,000 for the 2018-19 biennium.  <b>Cost Neutral.</b>	\$ -	\$ -				Adopt		
<b>Subcommittee Revisions and Additions:</b>									
1.	GR/GR-D Savings								
<b>Total, Outstanding Items / Tentative Decisions</b>		<b>\$ 248,550,417</b>	<b>\$ 252,125,960</b>	<b>\$ 27,571,163</b>	<b>\$ 31,146,706</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$220,979,254</b>	<b>\$220,979,254</b>
		<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total, Full-time Equivalent / Tentative Decisions</b>		60.0	60.0	59.0	59.0	0.0	0.0	1.0	1.0



Article IV - The Judiciary Office of Capital and Forensic Writs (215) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
<b>Agency Requests:</b>								
1. <b>Expert Witness Expenses</b> General Revenue-Dedicated Fair Defense Account No. 5073 funding for expert witness expenses.	\$ 111,663	\$ 111,663					\$ 111,663	\$ 111,663
2. <b>Forensic Writs and other Post-Conviction Matters</b>								
a) <b>Manage Additional Cases</b> General Revenue-Dedicated Fair Defense No. 5073 funding with additional authority for 2.0 FTEs in fiscal year 2017 and 3.0 FTEs in fiscal year 2018 to meet expanded agency obligations to include forensic writs in noncapital cases due to enactment of Senate Bill 1743, Eighty-fourth Legislature, Regular Session. This would fund additional cases referred to the agency.	\$ 570,952	\$ 570,952					\$ 570,952	\$ 570,952
b) <b>Address Case Backlog</b> General Revenue-Dedicated Fair Defense No. 5073 funding with additional authority for 2.0 FTEs each fiscal year for two investigators to support a backlog of cases awaiting investigation.	\$ 241,812	\$ 241,812					\$ 241,812	\$ 241,812
c) <b>Manage Accounting and Reporting Obligations</b> General Revenue-Dedicated Fair Defense No. 5073 funding with additional authority for 1.0 FTE each fiscal year for an accountant to manage current and anticipated accounting and reporting obligations.	\$ 90,456	\$ 90,456					\$ 90,456	\$ 90,456
<b>Subcommittee Revisions and Additions:</b>								
1. GR/GR-D Savings								
<b>Total, Outstanding Items / Tentative Decisions</b>	<b>\$ 1,014,883</b>	<b>\$ 1,014,883</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 1,014,883</b>	<b>\$ 1,014,883</b>
	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total, Full-time Equivalents / Tentative Decisions</b>	5.0	6.0	0.0	0.0	0.0	0.0	5.0	6.0

Article IV - The Judiciary Office of the State Prosecuting Attorney (213) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
<b>Agency Requests:</b>								
1. <b>Administrative Assistant Funding</b> General Revenue funding with authority for 0.5 FTEs each fiscal year to transition an administrative assistant from a part-time to a full-time position each year that was included in the agency's 4 percent baseline reduction.	\$32,460	\$32,460			\$ 32,460	\$ 32,460		
2. <b>Assistant State Prosecutor Salary Increase</b> General Revenue funding to increase two Assistant State Prosecutor salaries by 5 percent. This would increase the average salary for these positions by \$5,332 each fiscal year from \$105,067 to \$110,399 each year.	\$21,328	\$21,328	\$ 21,328	\$ 21,328				
<b>Subcommittee Revisions and Additions:</b>								
1. GR/GR-D Savings								
<b>Total, Outstanding Items / Tentative Decisions</b>	<b>\$ 53,788</b>	<b>\$ 53,788</b>	<b>\$ 21,328</b>	<b>\$ 21,328</b>	<b>\$ 32,460</b>	<b>\$ 32,460</b>	<b>\$ -</b>	<b>\$ -</b>
	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total, Full-time Equivalent / Tentative Decisions</b>	0.5	0.5	0.0	0.0	0.5	0.5	0.0	0.0

Article IV - The Judiciary State Law Library (243) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
<b>Agency Requests:</b>								
1. <b>Remote Access Service Level</b> General Revenue funding to provide funding for remote access services to digital legal materials at 2016-17 levels.	\$334,000	\$334,000					\$ 334,000	\$ 334,000
2. <b>Legal Reference Collection Currency</b> General Revenue funding to maintain the library's legal reference collection currency. This includes \$82,955 submitted by the agency in its 4 percent reduction and the remaining \$15,045 is to further update the collection's currency.	\$98,000	\$98,000					\$ 98,000	\$ 98,000
3. <b>Increase Librarian Salaries</b> General Revenue funding to increase librarian salaries for six librarians to the national average salary of librarians working in public law libraries (\$61,311 according to the American Association of Law Libraries). The average salary for a reference librarian of the State Law Library is \$52,070.	\$120,000	\$120,000	\$ 120,000	\$ 120,000				
4. <b>New Librarian Position</b> General Revenue funding and authority for one new librarian position (1.0 FTE) to meet increased workloads. This position was previously cut in fiscal year 2010 to comply with required reductions.	\$106,000	\$106,000					\$ 106,000	\$ 106,000
<b>Subcommittee Revisions and Additions:</b>								
1. GR/GR-D Savings								
<b>Total, Outstanding Items / Tentative Decisions</b>	<b>\$ 658,000</b>	<b>\$ 658,000</b>	<b>\$ 120,000</b>	<b>\$ 120,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 538,000</b>	<b>\$ 538,000</b>
	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total, Full-time Equivalents / Tentative Decisions</b>	1.0	1.0	0.0	0.0	0.0	0.0	1.0	1.0

Article IV - The Judiciary State Commission on Judicial Conduct (242) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
<b>Agency Requests:</b>								
1. <b>Legal Assistant Position</b> General Revenue funding and authority for a legal assistant position (1.0 FTE) that was submitted in the agency's 4 percent reduction.	\$90,516	\$90,516			\$ 90,516	\$ 90,516		
2. <b>Online Court Records Access</b> General Revenue funding for a subscription to an online court records publisher to access case files no longer provided free of charge to the agency.	\$7,000	\$7,000			\$ 7,000	\$ 7,000		
3. <b>Liability Insurance</b> General Revenue funding for liability insurance as recommended by the State Office of Risk Management in a recent audit.	\$8,500	\$8,500	\$ 8,500	\$ 8,500				
<b>Subcommittee Revisions and Additions:</b>								
1. GR/GR-D Savings								
<b>Total, Outstanding Items / Tentative Decisions</b>	<b>\$ 106,016</b>	<b>\$ 106,016</b>	<b>\$ 8,500</b>	<b>\$ 8,500</b>	<b>\$ 97,516</b>	<b>\$ 97,516</b>	<b>\$ -</b>	<b>\$ -</b>
	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total, Full-time Equivalent / Tentative Decisions</b>	1.0	1.0	0.0	0.0	1.0	1.0	0.0	0.0

Article IV - The Judiciary Judiciary Section, Comptroller's Department (241) Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions					
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total			
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds		
<b>Agency Requests:</b>										
1. <b>Special Prosecution Unit</b>										
a)	<b>Funding for Increased Benefits Costs</b> General Revenue funding for increased benefits costs for all divisions, including retiree benefits costs for the Criminal Division which are provided through Walker County.		\$ 191,994	\$ 191,994	\$ 191,994	\$ 191,994				
b)	<b>4 Percent Restoration</b>									
	1) <u>Witness Fees</u> : General Revenue for expert witness fees in civil commitments.		\$ 90,000	\$ 90,000					\$ 90,000	\$ 90,000
	2) <u>Rental Lease Payments</u> : General Revenue for extra office space in the Decatur office.		\$ 12,000	\$ 12,000			\$ 12,000	\$ 12,000		
	3) <u>Executive Director Salary</u> : General Revenue for the portion of the Executive Director's salary and benefits paid by the criminal division.		\$ 6,756	\$ 6,756	\$ 6,756	\$ 6,756				
c)	<b>Expert Witness Fees for Civil Commitments</b> General Revenue funding to increase funding for expert witness fees in civil commitments of sexually violent predators.		\$ 150,000	\$ 150,000					\$ 150,000	\$ 150,000
d)	<b>Contingency for General Statewide Employee Pay Increase</b> General Revenue funding to include Special Prosecution Unit staff in statewide pay increases in the 2018-19 biennium contingent upon a salary increase for state employees being provided.		\$ 271,730	\$ 271,730	\$ 271,730	\$ 271,730				
<b>Subcommittee Revisions and Additions:</b>										
1. GR/GR-D Savings										
<b>Total, Outstanding Items / Tentative Decisions</b>			\$ 722,480	\$ 722,480	\$ 470,480	\$ 470,480	\$ 12,000	\$ 12,000	\$ 240,000	\$ 240,000
			<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total, Full-time Equivalents / Tentative Decisions</b>			0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Article IV - The Judiciary Special Provisions - The Judiciary Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Workgroup Decisions			
	Items Not Included in HB 1 2018-19 Biennial Total		Pended Items 2018-19 Biennial Total		Adopted 2018-19 Biennial Total		Article XI 2018-19 Biennial Total	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
<b>Agency Requests:</b>								
1. None.								
<b>Subcommittee Revisions and Additions:</b>								
1. GR/GR-D Savings								
<b>Total, Outstanding Items / Tentative Decisions</b>	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total, Full-time Equivalents / Tentative Decisions</b>	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

By: \_\_\_\_\_

**Supreme Court of Texas**  
**Proposed Rider**  
**Revise Rider 6, Texas Young Lawyers License Plate Receipts**

Prepared by LBB Staff, 02/27/2017

**Overview**

The House Appropriations Committee, Subcommittee on Articles I, IV and V approved amending Rider 6, Texas Young Lawyers License Plate Receipts to reflect the correct statutory citation and revise revenue estimates to align with the Comptroller's Biennial Revenue Estimate for 2018–19.

**Required Action**

On page IV-3 of the Supreme Court of Texas bill pattern, amend the following rider:

**6. Texas Young Lawyers License Plate Receipts.** Amounts appropriated above in Strategy B.1.1, Basic Civil Legal Services, include all revenue collected on or after September 1, 2015 (estimated to be ~~\$13,000~~\$11,000 in each fiscal year), from the sale of license plates as provided by Transportation Code §504.612 and deposited to the credit of the Judicial Fund No. 573.

Any unobligated and unexpended balances of revenues appropriated from the sale of license plates provided by Transportation Code §504.~~604~~612 remaining as of August 31, 2016, are appropriated to the Supreme Court for the fiscal year beginning September 1, 2016 for this same purpose.

By: \_\_\_\_\_

**Supreme Court of Texas**  
**Proposed Rider**  
**Revise Rider 5, Court Improvement Projects**  
 Prepared by LBB Staff, 02/27/2017

**Overview**

The House Appropriations Committee, Subcommittee on Articles I, IV and V approved amending Rider 5, Court Improvement Projects to reflect to reflect anticipated decreases of \$2,000,000 in Federal Funds (\$1,000,000 each fiscal year) for the 2018–19 biennium.

**Required Action**

On page IV-2 of the Supreme Court of Texas bill pattern, amend the following rider:

**5. Court Improvement Projects.** Federal Funds appropriated above include State Court Improvement Program (CFDA 93.586) funds in the amounts of ~~\$1,596,969~~\$596,969 each year ~~in fiscal year 2018 and \$1,596,969 in fiscal year 2019.~~ Out of these funds, the Supreme Court is allocated an amount estimated to be \$173,910 each year~~\$527,000 in fiscal year 2018 and \$527,000 in fiscal year 2019~~ to administer the grant. Additionally, the Supreme Court shall file a report with the Legislative Budget Board and the Governor within 90 days following August 31st of each fiscal year showing disbursements, the purpose of each disbursement, and compliance with grant conditions.



By: \_\_\_\_\_

**Supreme Court of Texas**  
**Proposed Rider Deletion**  
**Delete Rider 11, Basic Civil Legal Services: Contingency Appropriation**  
 Prepared by LBB Staff, 03/01/2017

**Overview**

The House Appropriations Committee, Subcommittee on Articles I, IV and V approved deleting Rider 11, Basic Civil Legal Services: Contingency Appropriation due to the civil penalties from a settlement between the State of Texas and Volkswagen being received by the court in December, 2016.

**Required Action**

On page IV-3 of the Supreme Court of Texas bill pattern, delete the following rider:

**11. Basic Civil Legal Services: Contingency Appropriation.** Amounts appropriated above in Strategy B.1.1, Basic Civil Legal Services, from Judicial Fund No. 573 include \$1,222,463 in fiscal year 2018 contingent upon the balance of civil penalties remaining from a settlement with Volkswagen deposited to the credit of the Judicial Fund No. 573 in fiscal year 2017 being sufficient to cover the \$1,222,463 appropriation. In the event that the civil penalties from this settlement are not available in an amount sufficient to cover the appropriation in fiscal year 2018, appropriations made above in Strategy B.1.1, Basic Civil Legal Services, from Judicial Fund No. 573 are reduced by the amount that the balance is less than \$1,222,463, and are increased from the General Revenue Fund in a commensurate amount. In this rider "settlement" refers to the settlement of the State of Texas vs. Volkswagen Group of America, Inc; Volkswagen AG; Audi of America, LLC; Audi AG; and Volkswagen Group of America Chattanooga Operations, LLC.

By: \_\_\_\_\_

**Supreme Court of Texas**  
**Proposed Rider**  
**Revise Rider 8, Supreme Court Support Fee**

Prepared by LBB Staff, 02/27/2017

**Overview**

The House Appropriations Committee, Subcommittee on Articles I, IV and V approved amending Rider 8, Supreme Court Support Fee to provide unexpended balance authority across biennia for any unobligated and unexpended balances appropriated to the Supreme Court in Strategy A.1.1, Appellate Court Operations from the Supreme Court Support Account in the Judicial Fund No. 573.

**Required Action**

On page IV-3 of the Supreme Court of Texas bill pattern, amend the following rider:

**8. Supreme Court Support Fee.** Amounts appropriated above in Strategy A.1.1, Appellate Court Operations, include an amount estimated to be \$200,000 in each fiscal year from the Supreme Court Support Account in the Judicial Fund No. 573. Any unobligated and unexpended balances remaining from funds appropriated to the Supreme Court in Strategy A.1.1, Appellate Court Operations, out of the Supreme Court Support Account in the Judicial Fund No. 573 as of August 31, 2017 (estimated to be \$100,000) are appropriated to the Supreme Court for the fiscal year beginning September 1, 2017 for the same purpose.

By: \_\_\_\_\_

**Supreme Court of Texas**  
**Proposed Rider**  
**Revise Rider 2, Appropriation: Basic Civil Legal Services**

Prepared by LBB Staff, 03/01/2017

**Overview**

The House Appropriations Committee, Subcommittee on Articles I, IV and V approved amending Rider 2, Appropriation: Basic Civil Legal Services to increase Judicial Fund No. 573 appropriations by \$16,055,435 each year to \$30,986,211 in fiscal year 2018 and \$29,763,747 in fiscal year 2019.

**Required Action**

On page IV-2 of the Supreme Court of Texas bill pattern, amend the following rider:

**2. Appropriation: Basic Civil Legal Services.** All unobligated and unexpended balances remaining in the Basic Civil Legal Services Account at the end of fiscal year 2017 (estimated to be \$0) and all fees deposited into the Account in Judicial Fund No. 573 are appropriated above in Strategy B.1.1, Basic Civil Legal Services, in fiscal year 2018. Any fees deposited and any unobligated and unexpended balances remaining in excess of ~~\$13,708,313~~\$30,986,211 in fiscal year 2018 and ~~\$13,708,312~~\$29,763,747 in fiscal year 2019 (estimated to be \$0) are appropriated to the Supreme Court for the same purpose.

The Supreme Court of Texas shall file a report with the Legislative Budget Board and the Governor within 90 days following February 28th and August 31st of each fiscal year showing disbursements from all funding sources for Basic Civil Legal Services, the purpose for each disbursement, and compliance with grant conditions.

By: \_\_\_\_\_

**Supreme Court of Texas**  
**Proposed Rider**  
**Revise Rider 10, Basic Civil Legal Services for Veterans**

Prepared by LBB Staff, 03/02/2017

**Overview**

The House Appropriations Committee, Subcommittee on Articles I, IV and V approved amending Rider 10, Basic Civil Legal Services for Veterans, to increase General Revenue funding for basic civil legal services to veterans and their families from \$1,440,000 to \$1,500,000 each year.

**Required Action**

On page IV-3 of the Supreme Court of Texas bill pattern, amend the following rider:

**10. Basic Civil Legal Services for Veterans.** Amounts appropriated above in Strategy B.1.1, Basic Civil Legal Services, include ~~\$1,440,000~~\$1,500,000 each fiscal year in General Revenue for the purpose of providing basic civil legal services to veterans and their families.

By: \_\_\_\_\_

**Supreme Court of Texas**  
**Proposed Rider**  
**Add Rider 12, Appropriations for Basic Civil Legal Services**

Prepared by LBB Staff, 02/27/2017

**Overview**

The House Appropriations Committee, Subcommittee on Articles I, IV and V approved adding a new Rider 12. Appropriations for Basic Civil Legal Services that expresses Legislative intent that funding for Basic Civil Legal Services should be continued beyond use of one-time civil penalties revenue provided through Judicial Fund No. 573 from a settlement between the State of Texas and Volkswagen.

**Required Action**

On page IV-3 of the Supreme Court of Texas bill pattern, add the following rider:

**12. Appropriation for Basic Civil Legal Services.** It is the intent of the Legislature that during the years subsequent to this biennium, to the extent allowed by law, funding for Basic Civil Legal Services should be continued beyond use of one-time civil penalties revenue provided through Judicial Fund No. 573 from a settlement between the State of Texas and Volkswagen.

By: \_\_\_\_\_

**Court of Criminal Appeals**  
**Proposed Rider Amendment**  
**Rider 3, Judicial Education: Appropriations for Certain Types of Legal Education**

Prepared by LBB Staff, 03/02/17

**Overview**

The House Appropriations Subcommittee on Articles I, IV, and V approved amending Rider 3, Judicial Education: Appropriations for Certain Types of Legal Education designating funding in amounts specified below to provide judicial education and services and to conform with approval of increased Judicial Education funding.

**Required Action**

On page IV-6 of the Court of Criminal Appeals bill pattern, amend the following rider:

**3. Judicial Education: Appropriations for Certain Types of Legal Education.**

- a. Out of funds appropriated above to the Court of Criminal Appeals in Strategy B.1.1, Judicial Education, from General Revenue-Dedicated Judicial and Court Personnel Training Fund No. 540:
  - (1) ~~\$451,129~~~~\$453,364~~ each fiscal year shall be expended for the continuing legal education of judges of county courts performing judicial functions.
  - (2) An amount not to exceed ~~\$1,400,874~~~~\$1,407,821~~ each fiscal year shall be used to contract with a statewide professional association of prosecuting attorneys and other entities to provide continuing legal education courses, programs, and technical assistance projects for prosecutors and prosecutor office personnel.
  - (3) An amount not to exceed ~~\$1,363,387~~~~\$1,370,139~~ each fiscal year shall be used to contract with a statewide professional association of criminal defense attorneys and other entities to provide continuing legal education courses, programs and technical assistance projects for criminal defense attorneys and criminal defense attorney office personnel who regularly represent indigent defendants in criminal matters.
  - (4) A minimum of \$850,000 each fiscal year shall be used to contract with training entities providing for the training and continuing legal education of the clerks and other court personnel of the appellate courts, district courts, county courts at law, county courts, justice courts, and municipal courts of this State in accordance with Government Code §74.025.
  - (5) An amount not to exceed \$350,000 each fiscal year shall be used to contract with statewide professional associations and other entities whose purposes include providing continuing legal education courses, programs, and technical assistance projects on actual innocence for criminal defense attorneys, prosecuting attorneys, judges, bailiffs, constables, warrant officers, or other persons as provided by statute.
  - (6) An amount not to exceed \$42,500 each fiscal year shall be used to contract with statewide professional associations and other entities whose purposes include providing continuing legal education, courses, and programs for public defenders.
  - (7) An amount not to exceed \$262,000 for the 2018-19 biennium shall be used to contract with statewide professional associations and other entities whose purpose include providing judicial education services and to provide training on indigent defendants and mental health.

(8) An amount not to exceed \$413,000 for the 2018-19 biennium shall be used to contract with statewide professional associations and other entities whose purposes include providing judicial education services and direct training costs for clinics for judges and court personnel regarding bail, fines, fees, requests for community service, jail commitments, and jail credit in cases involving indigents, and for development of a mentor program for new municipal court judges and webinars on legislative reform, bail, indigence, compliance, collections improvement programs, alternative sentencing, case flow management, and jail commitments.

- b. The Court of Criminal Appeals shall maintain procedures to require training entities to either refund all unexpended and unencumbered state grant funds or retain and use those funds for training purposes subject to the approval of the Court of Criminal Appeals each fiscal year. All refunds received by the Court of Criminal Appeals from grants made to training entities (estimated to be \$0) are appropriated to the Court of Criminal.

By: \_\_\_\_\_

## **Office of Court Administration, Texas Judicial Council**

### **Proposed Rider**

### **Delete Rider 14, Regional Public Defender Office for Capital Cases**

Prepared by LBB Staff, 03/01/2017

#### **Overview**

The House Appropriations Committee, Subcommittee on Articles I, IV and V approved deleting Rider 14, Regional Public Defender Office for Capital Cases.

#### **Required Action**

On page IV-28 of the Office of Court Administration, Texas Judicial Council bill pattern, delete the following rider:

#### **14. Regional Public Defender Office for Capital Cases.**

- a. Amounts appropriated above in Strategy D.1.1, Texas Indigent Defense Commission, include an amount not to exceed \$250,000 in fiscal year 2018 and \$250,000 in fiscal year 2019 in General Revenue that shall be used by the Commission as a grant to a county for administration and operation of the Regional Public Defender Office for Capital Cases with participation limited to a county that:
  - (1) Possesses a population as defined in Government Code §312.011(20) of fewer than 300,000; or
  - (2) (A) Possesses a population as defined in Government Code §312.011(20) of fewer than 800,000; and  
(B) Shares a border with the Republic of Mexico.
- b. Any amounts remaining each fiscal year under subsection (a) above may be used to expand the Regional Public Defender Office for Capital Case program to service other eligible counties.



By: \_\_\_\_\_

## Office of Court Administration, Texas Judicial Council

### Proposed Rider Amendment

### Revise Rider 8, Texas Indigent Defense Commission

Prepared by LBB Staff, 03/01/2017

#### Overview

The House Appropriations Committee, Subcommittee on Articles I, IV and V approved amending Rider 8, Texas Indigent Defense Commission (TIDC) to increase TIDC's administrative allocation from \$1,064,988 to \$1,164,988 each year (a \$100,000 increase) for a total of \$200,000 for the 2018–19 biennium and to reflect anticipated decreases in court costs pursuant to Code of Criminal Procedure, Art. 102.0045, Fee for Jury Reimbursement to Counties, from \$6,600,000 to \$6,200,000 each fiscal year.

#### Required Action

On page IV-26 of the Office of Court Administration, Texas Judicial Council bill pattern, amend the following rider:

**8. Texas Indigent Defense Commission (TIDC).** Amounts appropriated above from the General Revenue-Dedicated Fair Defense Account No. 5073 in Strategy D.1.1, Texas Indigent Defense Commission, include ~~\$1,064,988~~\$1,164,988 and 11.0 FTEs in fiscal year 2018 and ~~\$1,064,988~~\$1,164,988 and 11.0 FTEs in fiscal year 2019 for the administration of the Commission. Included in amounts appropriated above from the General Revenue-Dedicated Fair Defense Account No. 5073 are court costs pursuant to Code of Criminal Procedure, Art. 102.0045, Fee for Jury Reimbursement to Counties (estimated to be ~~\$6,600,000~~\$6,200,000 in fiscal year ~~2018 and \$6,600,000~~ in fiscal year ~~2019~~\$6,200,000 each year).

Out of the amounts appropriated above, TIDC shall make grants to counties from the General Revenue-Dedicated Fair Defense Account No. 5073 in accordance with all uses authorized by Government Code, Chapter 79, with funds being disbursed by the Comptroller. No portion of the appropriation made by this section shall be used to offset the Office of Court Administration's administrative support provided to the TIDC except by mutual agreement of the TIDC and the Office of Court Administration.

By: \_\_\_\_\_

**Judiciary Section, Comptroller’s Department**  
**Proposed Funding and Rider**  
**Special Prosecution Unit: Appropriation Source, Unexpended Balances**  
**and Performance Reporting**

Prepared by LBB Staff, 03/01/2017

**Overview**

The rider revision reflects adopted funding levels of the Article I, IV & V subcommittee.

**Required Action**

On page IV-37 of the Judiciary Section, Comptroller Department bill pattern, amend the following rider:

**3. Special Prosecution Unit: Appropriation Source, Unexpended Balances and Performance Reporting.**

Out of the funds appropriated above in Strategy D.1.4, Special Prosecution Unit, Walker County and under the authority of Article 104.003, Code of Criminal Procedure, and Article V, §21 of the Texas Constitution, Walker County, the following amounts are appropriated to the Special Prosecution Unit for the payment of salaries and other necessary expenses for the operation of the Special Prosecution Unit for the following purposes:

	—For the Years Ending—	
	August 31,	August 31,
	2018	2019
Criminal Division	\$ 1,869,740	\$ 1,790,358
Civil Division	2,512,883	2,440,884
Juvenile Division	814,571	814,571
Total, Special Prosecution Unit	\$ 5,197,194	\$ 5,045,813
<b>Method of Financing</b>		
General Revenue	\$ 3,677,271	\$ 3,525,271
		<b>&amp;UB</b>
Criminal Justice Division Grants	\$ 1,519,923	\$ 1,520,542
Total, Method of Financing	\$ 5,197,194	\$ 5,045,813
	For the Years Ending	
	August 31,	August 31,
	2018	2019
Criminal Division	\$ 1,869,740	\$ 1,790,358
Civil Division	2,512,883	2,440,884
Juvenile Division	820,571	820,571
Total, Special Prosecution Unit	\$ 5,203,194	\$ 5,051,813
<b>Method of Financing</b>		
General Revenue	\$ 3,683,271	\$ 3,531,271
		<b>&amp;UB</b>
Criminal Justice Division Grants	\$ 1,519,923	\$ 1,520,542
Total, Method of Financing	\$ 5,203,194	\$ 5,051,813

Funds for the Criminal Division are to be used for the investigation and prosecution of felony offenses committed by prisoners of the Texas Department of Criminal Justice; and, for the investigation and prosecution of other felonies and misdemeanors committed by agency employees and others when criminal conduct affects the operation of the agency in the various counties of the State where Texas Department of Criminal Justice facilities are located. Funds for the Civil Division are to be used for the civil commitment of sexually violent predators. Funds for the Juvenile Division are to be used for the prosecution of criminal offenses or delinquent conduct committed in facilities of the Texas Juvenile Justice Department.

The funds appropriated above in Strategy D.1.4, Special Prosecution Unit, Walker County shall be used to employ the services of legal and support staff plus the payment of their necessary capital and operating expenses in carrying out the purposes of the Special Prosecution Unit as established by its Board of Directors. Funds shall not be used to pay any county for costs of housing the Special Prosecution Unit in a county-owned building.

Walker County is the designated agency to administer the funds provided for the support of the Special Prosecution Unit. Walker County shall submit a voucher containing an itemized statement of expenses to include salaries, fringe benefits and authorized expenses incurred to the Judiciary Section, Comptroller's Department each month of the fiscal year. Such vouchers shall be reviewed by the Walker County Auditor's Office to ensure compliance with applicable state and county regulation concerning the expenditures of public funds. Upon receipt of said vouchers, the Judiciary Section, Comptroller's Department shall issue warrants each month to reimburse Walker County. The total reimbursement each year shall not exceed the amount appropriated, and in no event shall amounts appropriated be expended to reimburse Walker County or other counties for lease space in county-owned buildings.

Any unexpended balances from appropriations out of the General Revenue Fund made to the Special Prosecution Unit for fiscal year 2018 are appropriated to the Special Prosecution Unit in fiscal year 2019 for the same purposes.

At the discretion of the Executive Director of the Special Prosecution Unit, any General Revenue funds appropriated above in Strategy D.1.4, Special Prosecution Unit, Walker County may be transferred between divisions in an amount not to exceed 20 percent of the appropriation item from which the transfer is made for the fiscal year.

After obtaining written approval from the Legislative Budget Board, the Special Prosecution Unit may exceed the 20 percent discretionary transfer authority provided to the Executive Director of the Special Prosecution Unit.

The Special Prosecution Unit shall submit a report each January 1 to the Legislative Budget Board and the Governor for the preceding fiscal year ending August 31. The report must be in a format prescribed by the Legislative Budget Board and the Governor and must include annual statistical information on activities of the Special Prosecution Unit.