

Issue Docket

Conference Committee on House Bill 1

2012-13 General Appropriations Bill

Article IV - The Judiciary

Article IV - The Judiciary
ISSUE DOCKET
 Conference Committee on General Appropriations Bill

Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
<u>SUPREME COURT OF TEXAS</u>		IV-1		IV-1		
A.1.1, Appellate Court Operations	\$ 5,533,364	\$ 5,440,865	\$ 5,478,095	\$ 5,385,596	\$ 110,538	House includes \$110,538 in General Revenue for legal reference materials funding, which is transferred to Strategy A.1.1, Administration and Operations, State Law Library by Special Provisions - Judiciary contingent on the implementation of a Tax Amnesty Program (see also House Sec. 11. Special Provisions - Judiciary, IV-38). Senate includes funding for Supreme Court legal reference materials in the bill pattern for the State Law Library.
B.1.1, Basic Civil Legal Services	\$ 21,091,050	\$ 21,091,050	\$ 13,863,475	\$ 13,863,475	\$ 14,455,150	House provides \$20 million for Basic Civil Legal Services from Judicial Fund No. 573 contingent on passage of Senate Bill 726 or similar legislation (see also House, Sec. 12. Special Provisions - Judiciary, IV-39). Senate provides \$5.5 million for Basic Civil Legal Services from Judicial Fund No. 573. See also Article XI Senate, XI-3.

Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
Appropriation: Basic Civil Legal Services		IV-2, Rider #2 Rider Packet IV-1	IV-2, Rider #2 Rider Packet IV-1			Consistent with funding decisions: House provides any fee revenue in Judicial Fund No. 573 in excess of \$18.6 million per year to the Supreme Court for Basic Civil Legal Services; and
Legal Reference Materials		IV-3, Rider #9 Rider Packet IV-1				Senate provides any fee revenue in Judicial Fund No. 573 in excess of \$11.4 million per year to the Supreme Court for Basic Civil Legal Services.
		See Also Article XI, XI-5				House includes rider identifying legal reference materials funding for the Supreme Court.

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Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
<u>COURT OF CRIMINAL APPEALS</u>		IV-3		IV-3		
Total FTEs	68.0		70.0		2.0	
A.1.1, Appellate Court Operations	\$ 5,038,628	\$ 5,038,628	\$ 5,137,825	\$ 5,137,825	\$ 198,394	House includes \$81,606 in General Revenue for legal reference materials funding, which is transferred to Strategy A.1.1, of the State Law Library by Special Provisions - Judiciary contingent on the implementation of a Tax Amnesty Program (see also House, Sec. 11. Special Provisions - Judiciary, page IV-38). Senate includes funding for Court of Criminal Appeals legal reference materials in the bill pattern for the State Law Library. Senate provides \$280,000 (\$140,000 per year) in General Revenue to provide funding for two vacant staff attorney positions (2.0 FTEs).

Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
Judicial and Court Personnel Training Fund No. 540 Reclassification			IV-6, Rider #11 Rider Packet IV-2			Senate includes informational rider relating to reclassification of the Judicial and Court Personnel Training Fund No. 540. Reclassification dependent on enactment of Senate Bill 1582 or similar legislation.
Legal Reference Materials	IV-6, Rider #11 Rider Packet IV-2					House includes rider identifying legal reference materials funding for the Court of Criminal Appeals.

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Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
<u>14 COURTS OF APPEALS</u>	Cross-Agency Issue: Senate provides General Revenue of \$1,895,785 to fund the 14 Courts of Appeals at 98 percent of 2010-11 General Revenue appropriated levels or at 100 percent of each courts' 2010-11 base. Total difference between House and Senate is \$1,895,785 (20.0 FTEs).					
Total FTEs		393.6		413.6		20.0
First Court of Appeals, Houston A.1.1, Appellate Court Operations		IV-6		IV-6		
	\$ 3,684,921	\$ 3,684,921	\$ 3,791,038	\$ 3,791,038	\$ 212,234	Senate provides \$212,234 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (2.0 FTEs).
Second Court of Appeals, Fort Worth A.1.1, Appellate Court Operations		IV-7		IV-7		
	\$ 2,798,017	\$ 2,798,016	\$ 2,877,627	\$ 2,877,625	\$ 159,219	Senate provides \$159,219 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (2.0 FTEs).
Third Court of Appeals, Austin A.1.1, Appellate Court Operations		IV-8		IV-8		
	\$ 2,444,792	\$ 2,444,793	\$ 2,514,578	\$ 2,514,579	\$ 139,572	Senate provides \$139,572 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (0.0 FTEs).

Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
Fourth Court of Appeals, San Antonio A.1.1, Appellate Court Operations	IV-9 \$ 2,828,224	\$ 2,828,223	IV-10 \$ 2,909,135	\$ 2,909,134	\$ 161,822	Senate provides \$161,822 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (2.0 FTEs).
Fifth Court of Appeals, Dallas A.1.1, Appellate Court Operations	IV-11 \$ 5,038,066	\$ 5,038,066	IV-11 \$ 5,183,712	\$ 5,183,712	\$ 291,292	Senate provides \$291,292 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (4.0 FTEs).
Sixth Court of Appeals, Texarkana A.1.1, Appellate Court Operations	IV-12 \$ 1,325,059	\$ 1,325,058	IV-12 \$ 1,363,857	\$ 1,363,856	\$ 77,596	Senate provides \$77,596 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (0.0 FTEs).
Seventh Court of Appeals, Amarillo A.1.1, Appellate Court Operations	IV-13 \$ 1,638,423	\$ 1,638,423	IV-13 \$ 1,686,039	\$ 1,686,038	\$ 95,231	Senate provides \$95,231 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (1.0 FTE).

Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
Eighth Court of Appeals, El Paso A.1.1, Appellate Court Operations	IV-14 \$ 1,354,556	\$ 1,354,556	IV-14 \$ 1,393,370	\$ 1,393,370	\$ 77,628	Senate provides \$77,628 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (2.0 FTEs).
Ninth Court of Appeals, Beaumont A.1.1, Appellate Court Operations	IV-15 \$ 1,633,793	\$ 1,633,793	IV-15 \$ 1,681,262	\$ 1,681,262	\$ 94,938	Senate provides \$94,938 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (1.0 FTE).
Tenth Court of Appeals, Waco A.1.1, Appellate Court Operations	IV-16 \$ 1,313,851	\$ 1,313,851	IV-17 \$ 1,352,107	\$ 1,352,106	\$ 76,511	Senate provides \$76,511 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (0.0 FTEs).
Eleventh Court of Appeals, Eastland A.1.1, Appellate Court Operations	IV-17 \$ 1,325,092	\$ 1,325,092	IV-18 \$ 1,363,765	\$ 1,363,765	\$ 77,346	Senate provides \$77,346 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (1.0 FTE).

Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
Twelfth Court of Appeals, Tyler A.1.1, Appellate Court Operations	IV-19 \$ 1,347,286	\$ 1,347,285	IV-19 \$ 1,386,802	\$ 1,386,801	\$ 79,032	Senate provides \$79,032 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (1.0 FTE).
Thirteenth Court of Appeals, Corpus Christi-Edinburg A.1.1, Appellate Court Operations	IV-20 \$ 2,457,382	\$ 2,457,382	IV-20 \$ 2,527,503	\$ 2,527,503	\$ 140,242	Senate provides \$140,242 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (1.0 FTE).
Fourteenth Court of Appeals, Houston A.1.1, Appellate Court Operations	IV-21 \$ 3,701,821	\$ 3,701,820	IV-21 \$ 3,808,382	\$ 3,808,381	\$ 213,122	Senate provides \$213,122 in General Revenue to fund court at 98 percent of 2010-11 appropriated levels or 100 percent of the court's 2010-11 base (3.0 FTEs).

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Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
<u>OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL</u>						
Total FTEs		189.6		195.6	6.0	
A.1.1, Court Administration	\$2,170,308	\$2,172,442	\$2,170,308	\$2,172,442	\$ -	House provides funding of \$135,000 per fiscal year out of General Revenue and 2.4 FTEs for the Court Collection Improvement program contingent on the implementation of a Tax Amnesty Program by the Comptroller of Public Accounts (see House, Special Provisions – Judiciary, Sec. 11, IV-38). Senate provides funding from General Revenue.
A.1.2, Information Technology	\$2,704,601	\$2,731,716	\$2,704,601	\$2,731,716	\$ -	House provides funding of \$469,817 per year out of General Revenue and 6 FTEs contingent on the implementation of a Tax Amnesty Program by the Comptroller of Public Accounts (see House, Special Provisions – Judiciary, Sec. 11, IV-38).

Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
A.1.4, Assistance to the Administrative Judicial Regions	\$ -	\$ -	\$ 175,605	\$ 175,605	\$ 351,210	Senate provides funding from General Revenue. House suspends state-funded administrative assistance to the nine presiding judges of the administrative judicial regions (including a reduction of 2 FTEs).
A.2.1, Indigent Defense	\$ 31,644,040	\$ 31,644,039	\$ 31,644,040	\$ 31,644,039	\$ -	Senate provides \$351,210 to maintain state-funded support (\$307,422 from General Revenue and \$43,788 from Appropriated Receipts), including 2 FTEs. House provides \$4,307,033 in each fiscal year in Strategy A.2.1, Indigent Defense from the General Revenue-Dedicated Fair Defense Account No. 5073, including 1 FTE contingent on passage of Senate Bill 726 or similar legislation. (See Special Provisions – Judiciary, Sec. 12, IV-39.) Senate provides this amount in a direct appropriation from the General Revenue-Dedicated Fair Defense Account No. 5073.

Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
D.1.1, Office of the State Prosecuting Attorney	\$ -	\$ -	\$ 381,727	\$ 381,727	\$ 763,454	House provides the Office of the State Prosecuting Attorney (OSPA) remain a stand alone agency with certain administrative duties performed by the Office of Court Administration (OCA) through an Interagency Contract. (See OSPA in issue docket.) House and Senate funding levels are the same (\$718,454 from General Revenue and \$45,000 from Interagency Contracts), including 4 FTEs.

Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
Supplemental Appropriations Made in Riders						
Contingency Appropriation for Legislation Relating to Certain License Fees (Rider #16)	\$ 107,354	\$ 107,464	\$ 119,603	\$ 119,714	\$ 24,499	<p>House provides a contingency appropriation for revenue from process server certification fees for the purposes of certifying both process servers and guardians, including 2 FTEs (\$214,818).</p> <p>Senate provides:</p> <ul style="list-style-type: none"> a. \$214,818 to certify both process servers and guardians, including 2 FTEs; and b. Senate adopts rider that provides \$24,499 to reverse 5 percent reductions to the Court Reporters Certification Board (\$16,569) and the Guardianship Certification Board and Process Server Review Board (\$7,930), and expands the allowable use of process server fees in contingent legislation to include certification of court reporters, as well as process servers and guardians. (Filed legislation does not allow fees to be used for court reporter certification.)

Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
Information Regarding Allocation of Full-Time-Equivalent Positions	IV-24, Rider #3 Rider Packet, page IV-3		IV-25, Rider #3 Rider Packet, page IV-3			Senate rider includes 2 FTEs in Strategy A.1.4, Assistance to the Administrative Judicial Regions and 4 FTEs in Strategy D.1.1, Representation of the State before the Court of Criminal Appeals for the Office of the State Prosecuting Attorney.
Contingency Appropriation for Legislation Relating to Certain License Fees	IV-26, Rider #15 Rider Packet, page IV-3		IV-26, Rider #15 Rider Packet, page IV-3			Senate rider provides \$24,499 to reverse 5 percent reductions to the Court Reporters Certification Board (\$16,569) and the Guardianship Certification Board and Process Server Review Board (\$7,930) contingent on legislation, and expands the allowable use of process server fees to include certification of court reporters, as well as process servers and guardians. (Filed legislation does not allow fees to be used for court reporter certification.)

Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
Administrative Consolidation with the Office of Court Administration			IV-27, Rider #16 Rider Packet, page IV-3			Senate administratively consolidates the Office of the State Prosecuting Attorney (OSPA) with the Office of Court Administration (OCA). Rider directs OCA to provide the OSPA administrative assistance in budget, planning, purchasing, and required reporting.
		See also Article XI, page XI-5				

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Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
<u>OFFICE OF CAPITAL WRITS</u> No issues.		IV-26		IV-27		

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	2012	2013	2012	2013		
<u>OFFICE OF THE STATE PROSECUTING ATTORNEY</u>		IV-27		IV-23		
Total FTEs	4.0		0.0		4.0	No difference in House and Senate funding amounts.
A.1.1, Representation of the State before the Court of Criminal Appeals	\$ 381,727	\$ 381,727	\$ -	\$ -	\$ 763,454	House provides funding for Office of the State Prosecuting Attorney as a stand alone agency. Senate administratively consolidates the agency in Strategy D.1.1, Representation of the State before the Court of Criminal Appeals, at the Office of Court Administration.

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Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
<u>STATE LAW LIBRARY</u>		IV-28		IV-28		
Total FTEs		13.0		8.0	5.0	
A.1.1, Administration and Operations	\$ 971,502	\$ 971,502	\$ 645,572	\$ 645,572	\$ 651,860	House provides \$1.9 million in All Funds for State Law Library operations (including 13.0 FTEs) contingent on the implementation of a Tax Amnesty Program (see House, Sec. 11, Special Provisions - Judiciary, IV-38). Also House, Sec. 11, Special Provisions - Judiciary, transfers \$110,538 and \$81,606 in General Revenue from Strategy A.1.1, Appellate Court Operations, Supreme Court and Strategy A.1.1, Appellate Court Operations, Court of Criminal Appeals to Strategy A.1.1, Administration and Operations, State Law Library to purchase legal reference materials for the respective courts.

Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
Appropriation of Receipts: Fees and Service Charges		IV-29, Rider #2 Rider Packet IV-5				Senate provides \$1.3 million in General Revenue for State Law Library operations (including 8.0 FTEs) to perform core library functions for courts and state agencies. Senate includes funding for legal reference materials for the Supreme Court and Court of Criminal Appeals.
Fee Schedule, Duplication Services		IV-29, Rider #4 Rider Packet IV-5				House includes rider appropriating all receipts collected above \$37,500 per fiscal year to the State Law Library.
						House includes rider directing Law Library to set a fee schedule for duplication services for TDCJ inmates equal to the per page fee charged the general public.

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Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
<u>STATE COMMISSION ON JUDICIAL CONDUCT</u>		IV-30		IV-29		
A.1.1, Administration and Operations	\$ 936,170	\$ 936,169	\$ 968,170	\$ 952,169	\$ 48,000	Senate provides \$48,000 in General Revenue for: a. Case database management software maintenance and upgrades (\$24,000); and b. Commission and investigative travel funding (\$24,000).
Formal Proceedings and Appeals		IV-31, Rider #3 Rider Packet IV-8		IV-30, Rider #3 Rider Packet IV-8		House authorizes Commission to purchase case database management software in an amount not to exceed \$20,000 from funds normally restricted for formal proceedings.

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Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
<u>JUDICIARY SECTION,</u>	IV-31		IV-30			
<u>COMPTROLLER'S DEPARTMENT</u>						
A.1.1, District Judges	\$ 57,804,921	\$ 57,804,921	\$ 57,804,921	\$ 57,804,921		Senate provides \$11,841,317 in additional receipts from the Judicial Fund No. 573 for salaries linked to the salary of a district judge, which results in a corresponding amount of General Revenue Savings.
B.1.1, District Attorney Salaries	\$ 551,727	\$ 551,727	\$ 551,727	\$ 551,727		
B.1.2, Professional Prosecutors: Salaries	\$ 18,518,112	\$ 18,518,112	\$ 18,518,112	\$ 18,518,112		
B.1.3, Felony Prosecutors: Salaries	\$ 271,500	\$ 271,500	\$ 271,500	\$ 271,500		
D.1.2, County Attorney Supplement	\$ 5,395,847	\$ 5,397,847	\$ 5,395,847	\$ 5,397,847		
Total	\$ 82,542,107	\$ 82,544,107	\$ 82,542,107	\$ 82,544,107		
Method of Finance						
General Revenue	\$ 49,262,996	\$ 49,262,996	\$ 44,466,337	\$ 42,218,338	\$ 11,841,317	
Judicial Fund No. 573	\$ 33,279,111	\$ 33,279,111	\$ 38,075,770	\$ 40,323,769	\$ 11,841,317	
	\$ 82,542,107	\$ 82,542,107	\$ 82,542,107	\$ 82,542,107		
A.1.2, Visiting Judges - Regions	\$ 4,672,191	\$ 4,672,190	\$ 4,722,191	\$ 4,722,190	\$ 100,000	Senate provides additional funding from General Revenue for visiting judges serving in district courts.

Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
B.1.6, Felony Prosecutors: Expenses	\$ 3,974,303	\$ 3,974,303	\$ 3,352,500	\$ 3,352,500	\$ 1,243,606	<p>House provides office expenses for felony prosecutors (157) and the State Prosecuting Attorney at the statutory level of \$22,500 per office for felony prosecutors serving districts with populations of more than 50,000; \$27,500 for felony prosecutors serving jurisdictions with populations of less than 50,000; and \$11,083 for the Harris County District Attorney.</p> <p>Housing funding (\$419,303 per fiscal year from General Revenue) is contingent on the implementation of a Tax Amnesty Program by the Comptroller of Public Accounts (see House, Special Provisions – Judiciary, Sec. 11, IV-38).</p> <p>House Technical Correction: A reduction of \$720 per fiscal year from General Revenue to fund the office apportionment for the Harris County District Attorney at \$11,083 per fiscal year rather than \$11,803 per fiscal year, in keeping with the 35 percent reduction from \$34,450 to \$22,500 for other prosecutors serving districts with populations of more than 50,000.</p> <p>Senate provides office expenses for professional prosecutors (148) and the State Prosecuting Attorney at the statutory level of \$22,500 per office for prosecutors in the Professional Prosecutors Act from General Revenue. See also Article XI, XI-3.</p>

Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
D.1.1, Assistant Prosecutor Longevity Pay	\$ 3,759,000	\$ 3,759,000	\$ 3,759,000	\$ 3,759,000	\$ -	House provides estimated appropriation authority from the Assistant Prosecutor Supplement Fund No. 303 (Other Funds) for longevity pay to assistant prosecutors. Senate provides a sum certain appropriation.
D.1.4, Public Integrity Unit, Travis County	\$ 3,368,684	\$ 3,368,684	\$ 3,368,684	\$ 3,523,349	\$ 154,665	Senate provides an additional \$86,041 from General Revenue and \$68,624 from the self-leveling General Revenue – Insurance Companies Maintenance Tax and Insurance Department Fees in fiscal year 2013 to retain one key staff position in both the General State Division and the Insurance Fraud Division.
D.1.7, National Center for State Courts	\$ 388,030	\$ -	\$ 388,030	\$ 388,030	\$ 388,030	House provides \$388,030 from General Revenue in fiscal year 2012 to fund the state judiciary's subscription to the National Center for State Courts. Senate provides \$388,030 from General Revenue in fiscal year 2012 and \$388,030 from the Judicial Fund No. 573 (Other Funds) in fiscal year 2013 to fund the state judiciary's subscription to the National Center for State Courts.

Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
D.1.9, Sex Offender Treatment and Supervision	\$ 3,945,884	\$ 3,945,884	\$ 4,037,686	\$ 4,766,511	\$ 912,429	<p>House provides an increase of \$1 million (including 3 FTEs) contingent on the implementation of a Tax Amnesty Program by the Comptroller of Public Accounts (see House, Special Provisions – Judiciary, Sec. 11, IV-38).</p> <p>Note: House does not include Interagency Contract amounts, FTEs, or performance measures for this purpose at the Department of State Health Services, which receives these funds in the current biennium.</p> <p>Senate provides an increase of \$1,912,429 from General Revenue, including 2 FTEs in fiscal year 2012 and 6 FTEs in fiscal year 2013 to treat and monitor an estimated 139 sex offenders in 2012 and 164 sex offenders in 2013 under program supervision.</p>
D.1.11, Montgomery County 435th District Court Staff	\$ 218,722	\$ 218,722	\$ 218,722	\$ 218,722	\$ -	<p>House provides funding contingent on the implementation of a Tax Amnesty Program by the Comptroller of Public Accounts (see House, Special Provisions – Judiciary, Sec. 11, IV-38).</p> <p>Senate provides funding from General Revenue.</p>

Agency/Item	House		Senate		Biennial Difference	Explanation
	2012	2013	2012	2013		
Public Integrity Unit: Appropriation Source, Unexpended Balances, and Performance Reporting		IV-34, Rider #3 Rider Packet, page IV-7		IV-33, Rider #3 Rider Packet, page IV-7		Senate provides an additional \$86,041 from General Revenue and \$68,624 from the self-leveling General Revenue – Insurance Companies Maintenance Tax and Insurance Department Fees in fiscal year 2013 to retain one key staff position in both the General State Division and the Insurance Fraud Division.
Felony Prosecutors: Expenses		IV-35, Rider #6 Rider Packet, page IV-8		IV-35, Rider #6 Rider Packet, page IV-8		House provides office expenses for felony prosecutors (157) and the State Prosecuting Attorney at the statutory level of \$22,500 per office for felony prosecutors serving districts with populations of more than 50,000; \$27,500 for felony prosecutors serving jurisdictions with populations of less than 50,000; and \$11,083 for the Harris County District Attorney. House Technical Correction: A text change to reduce the office apportionment for the Harris County District Attorney from \$11,803 to \$11,083 per fiscal year, in keeping with the 35 percent reduction from \$34,450 to \$22,500 for other prosecutors serving districts with populations of more than 50,000. Senate provides office expenses for professional prosecutors (148) and the State Prosecuting Attorney at the statutory level of \$22,500 per office for prosecutors in the Professional Prosecutors Act from General Revenue.

Agency/Item	<u>House</u>		<u>Senate</u>		Biennial Difference	Explanation
	2012	2013	2012	2013		
Interagency Contract for Sex Offender Treatment and Supervision	IV-36, Rider #8 Rider Packet, page IV-9		IV-35, Rider #8 Rider Packet, page IV-9			House provides an increase of \$1 million (including 3 FTEs) contingent on the implementation of a Tax Amnesty Program by the Comptroller of Public Accounts (see House, Special Provisions – Judiciary, Sec. 11, IV-38). Senate provides an increase of \$1,912,429 from General Revenue, including 2 FTEs in fiscal year 2012 and 6 FTEs in fiscal year 2013 to treat and monitor an estimated 139 sex offenders in 2012 and 164 sex offenders in 2013 under program supervision.
			See also Article XI, page XI-3			

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	2012	2013	2012	2013		
<u>ARTICLE IV, SPECIAL PROVISIONS</u>						
Tax Amnesty Program		IV-38, Sec.11 Rider Packet, page IV-10				House includes provision funding multiple items in the Judiciary with General Revenue receipts generated by a tax amnesty program, including: <ul style="list-style-type: none"> a. Supreme Court - \$92,500 for court security in fiscal year 2012; b. OCA - \$469,817 each fiscal year for Information Technology case management, disaster recovery and equipment replacement, and \$135,000 each fiscal year for the Court Collection Improvement Program (includes 8.4 FTEs in total); c. State Law Library - \$933,502 each fiscal year to continue state law library operations (includes 13 FTEs);

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	2012	2013	2012	2013		
Contingency Appropriation for Senate Bill 726						<p>d. Comptroller's Judiciary Section - \$419,303 each fiscal year for Felony Prosecutor office apportionments, \$500,000 each fiscal year to contract with the Council on Sex Offender Treatment for supervision and monitoring offenders in program supervision (3.0 FTEs), and \$218,722 each fiscal year for staff at the 435th District Court located in Montgomery County.</p> <p>Funding for these items is included in court/agency bill patterns.</p> <p>House includes provision funding grants for indigent defense and basic civil legal services contingent on the passage of Senate Bill 726 and subject to revenue created by this legislation generating sufficient receipts to cover the appropriations:</p> <p>a. OCA - \$4,307,033 each fiscal year out of General Revenue-Dedicated Fair Defense Account No. 5073 for indigent defense grants to counties and grant administration (1.0 FTE); and</p> <p>b. Supreme Court - \$10.0 million each fiscal year out of Judicial Fund No. 573 for basic civil legal services.</p> <p>Funding for these items is included in court/agency bill patterns.</p>
		IV-39, Sec.12 Rider Packet, page IV-11				
		See also Article XI, page XI-5				