

# **Issue Docket**

**Conference Committee on Senate Bill 1**

**2014-15 General Appropriations Bill**

**Article IV, Judiciary**

**As of May 17, 2013**

Per the Final Directives to the LBB Staff for the Appropriations Bill during Production, adopted by the Senate Bill 1 conference committee on May 17, 2013, this docket has been edited to make adjustments to items in order to conform them to final committee decisions.

**ARTICLE IV - THE JUDICIARY**  
**ISSUE DOCKET**  
 Conference Committee on General Appropriations Bill

Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
<b><u>SUPREME COURT OF TEXAS</u></b>	IV-1		IV-1			
Number of Full-Time-Equivalents (FTEs)	77.0	77.0	76.0	76.0		
A.1.1 APPELLATE COURT OPERATIONS	\$ 5,650,955	\$ 5,650,955	\$ 5,518,705	\$ 5,518,705	\$ 264,500	Senate provides \$409,000 out of General Revenue Fund for: <ul style="list-style-type: none"> <li>a. a legal assistant for Court's rule making function (\$120,000 and 1 FTE); and</li> <li>b. targeted pay increases for legal and non-legal staff (\$289,000)</li> </ul> House provides \$144,500 out of General Revenue Fund for targeted pay increases for legal and non-legal staff.
	See also Article XI-4		See also Article XI-9			

**ARTICLE IV - THE JUDICIARY**  
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Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
<b><u>COURT OF CRIMINAL APPEALS</u></b>						
		IV-3		IV-3		
Number of Full-Time-Equivalents (FTEs)	71.0	71.0	70.0	70.0		See Strategy A.1.1, Appellate Court Operations.
A.1.1 APPELLATE COURT OPERATIONS	\$ 5,339,817	\$ 5,341,368	\$ 5,271,871	\$ 5,273,420	\$ 135,894	Senate provides \$668,901 in General Revenue for targeted pay increases for attorneys and other court staff (\$482,439) and restores a staff attorney position (\$186,462).  House provides \$533,007 in General Revenue for targeted pay increases for attorneys and other court staff.

Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
B.1.1 JUDICIAL EDUCATION	\$ 9,213,684	\$ 9,213,684	\$ 9,213,684	\$ 9,213,684	\$ -	<p>Technical correction: reduce appropriations for Judicial Education program by \$50,000. Senate and House includes a \$50,000 funding increase in the administrative allocation for unexpended balance (UB) authority between fiscal years within the 2014-15 biennium. UB within a biennium is limited to authority only with funding provided by unexpended first year appropriations. No funding is required.</p>
	\$ 9,213,684	\$ 9,163,684				

**Adopt:** Reduce Fiscal Year 2015 funding by \$50,000

Agency/Item	Senate		House		Biennial Difference	Explanation
	2014	2015	2014	2015		
Judicial Education	IV-4, Rider #2 (b) Rider Packet, page IV-1		IV-4, Rider #2 (b) Rider Packet, page IV-1		HOUSE	Senate rider estimate of administrative allocation is the sum of 3 percent of the Judicial Education appropriation and an additional \$200,000 per fiscal year. Rider language indicating that administrative allocation equals 3 percent of judicial education appropriation is inaccurate.
Appropriation: Unexpended Balance Authority Between Biennia and Within the Biennium for Judicial Education, Administrative Allocation	IV-4, Rider #9 Rider Packet, page IV-2		IV-4, Rider #9 Rider Packet, page IV-2			HOUSE
	See also Article XI-4		See also Article XI-9			Statute (Government Code §56.003(a)) allows the legislature to appropriate more than 3 percent of judicial education appropriations for administrative purposes.
						House rider specifies that unexpended balances from fiscal year 2013 into the 2014-15 biennium and between fiscal years within the 2014-15 biennium are limited to funds allocated for administrative purposes.

**ARTICLE IV - THE JUDICIARY**  
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Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
<b><u>14 COURTS OF APPEALS</u></b>						
<b>Cross-Agency Issue - Similar funding for same-sized courts block grant</b>	\$ 39,784,614	\$ 39,784,601	\$ 35,505,897	\$ 35,505,878	\$ 8,557,440	Senate provides General Revenue of \$12,836,159 to fully fund 14 Courts of Appeals block grant request for similar-funding for same-sized courts. House provides General Revenue of \$4,278,719 or one-third of block grant request.
	\$ 36,575,569	\$ 36,575,557				<b>Adopt half of Senate which is half of similar funding for same-sized courts block grant request (\$6,418,080).</b>
Total FTEs	435.3		431.3		4.0	
	413.7					

Agency/Item	Senate		House		Biennial Difference	Explanation
	2014	2015	2014	2015		
First Court of Appeals, Houston A.1.1, Appellate Court Operations		IV-6		IV-6		
	\$ 4,478,220	\$ 4,478,218	\$ 3,984,727	\$ 3,984,725	\$ 986,986	Cross-Agency Issue -- Senate provides \$1,480,479 in General Revenue to fully fund block grant request. House provides General Revenue of \$493,493 or one-third of block grant request. (FTE difference = 0.0)
	<b>\$ 4,108,100</b>	<b>\$ 4,108,098</b>				
	48.0					
Second Court of Appeals, Fort Worth A.1.1, Appellate Court Operations		IV-7		IV-7		
	\$ 3,472,100	\$ 3,472,099	\$ 3,049,248	\$ 3,049,247	\$ 845,704	Cross-Agency Issue --Senate provides \$1,268,556 in General Revenue to fully fund block grant request. House provides General Revenue of \$422,852 or one-third of block grant request. (FTE difference = 0.0)
	<b>\$ 3,154,961</b>	<b>\$ 3,154,960</b>				
	38.0					

Agency/Item	Senate		House		Biennial Difference	Explanation
	2014	2015	2014	2015		
Third Court of Appeals, Austin A.1.1, Appellate Court Operations	IV-9 \$ 2,912,561	\$ 2,912,561	IV-9 \$ 2,626,178	\$ 2,626,177	\$ 572,767	Cross-Agency Issue --Senate provides \$859,150 in General Revenue to fully fund block grant request. House provides General Revenue of \$286,383 or one-third of request. (FTE difference = 0.0)
	\$ 2,697,773	\$ 2,697,773				
	33.0					
Fourth Court of Appeals, San Antonio A.1.1, Appellate Court Operations	IV-10 \$ 3,461,101	\$ 3,461,099	IV-10 \$ 3,066,154	\$ 3,066,151	\$ 789,895	Cross-Agency Issue --Senate provides \$1,184,842 in General Revenue to fully fund block grant request. House provides General Revenue of \$394,947 or one-third of block grant request. (FTE difference = 3.0).
	\$ 3,164,890	\$ 3,164,888				
	37.0					



Agency/Item	Senate		House		Biennial Difference	Explanation
	2014	2015	2014	2015		
Fifth Court of Appeals, Dallas A.1.1, Appellate Court Operations	IV-11 \$ 6,124,250	\$ 6,124,249	IV-11 \$ 5,448,676	\$ 5,448,675	\$ 1,351,148	Cross-Agency Issue -- Senate provides \$2,026,722 in General Revenue to fully fund block grant request. House provides General Revenue of \$675,574 or one-third of block grant request. (FTE difference = 0.0)
	\$ 5,617,569	\$ 5,617,568				
	55.2					
Sixth Court of Appeals, Texarkana A.1.1, Appellate Court Operations	IV-12 \$ 1,588,621	\$ 1,588,619	IV-12 \$ 1,425,846	\$ 1,425,844	\$ 325,550	Cross-Agency Issue --Senate provides \$488,325 in General Revenue to fully fund block grant request. House provides General Revenue of \$162,775 or one-third of block grant request. (FTE difference = 0.0)
	\$ 1,466,539	\$ 1,466,538				
	15.5					

Agency/Item	Senate		House		Biennial Difference	Explanation
	2014	2015	2014	2015		
Seventh Court of Appeals, Amarillo A.1.1, Appellate Court Operations	IV-13 \$ 1,980,580	\$ 1,980,580	IV-13 \$ 1,768,348	\$ 1,768,347	\$ 424,465	Cross-Agency Issue -- Senate provides \$636,698 in General Revenue to fully fund block grant request. House provides General Revenue of \$212,233 or one-third of block grant request. (FTE difference = 0.0)
	\$ 1,821,405	\$ 1,821,405				
	21.0					
Eighth Court of Appeals, El Paso A.1.1, Appellate Court Operations	IV-14 \$ 1,617,620	\$ 1,617,620	IV-14 \$ 1,455,182	\$ 1,455,182	\$ 324,876	Cross-Agency Issue -- Senate provides \$487,314 in General Revenue to fully fund block grant request. House provides General Revenue of \$162,438 or one-third of block grant request. (FTE difference = 0.0)
	\$ 1,495,791	\$ 1,495,791				
	18.0					

Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
Ninth Court of Appeals, Beaumont A.1.1, Appellate Court Operations		IV-15		IV-15		
	\$ 1,980,580	\$ 1,980,579	\$ 1,765,212	\$ 1,765,211	\$ 430,736	Cross-Agency Issue -- Senate provides \$646,104 in General Revenue to fully fund block grant request. House provides General Revenue of \$215,368 or one-third of block grant request. (FTE difference = 0.0)
	\$ 1,819,054	\$ 1,819,053				
	20.0					
Tenth Court of Appeals, Waco A.1.1, Appellate Court Operations		IV-17		IV-17		
	\$ 1,592,620	\$ 1,592,620	\$ 1,418,193	\$ 1,418,192	\$ 348,855	Cross-Agency Issue -- Senate provides \$523,282 in General Revenue to fully fund block grant request. House provides General Revenue of \$174,427 or one-third of request. (FTE difference = 0.0)
	\$ 1,461,799	\$ 1,461,799				
	16.5					

Agency/Item	Senate		House		Biennial Difference	Explanation
	2014	2015	2014	2015		
Eleventh Court of Appeals, Eastland A.1.1, Appellate Court Operations		IV-18		IV-18		
	\$ 1,592,621	\$ 1,592,619	\$ 1,427,160	\$ 1,427,158	\$ 330,922	Cross-Agency Issue -- Senate provides \$496,383 in General Revenue to fully fund block grant request. House provides General Revenue of \$165,461 or one-third of block grant request. (FTE difference = 1.0)
	\$ 1,468,525	\$ 1,468,523				
	17.0					
Twelfth Court of Appeals, Tyler A.1.1, Appellate Court Operations		IV-19		IV-19		
	\$ 1,588,120	\$ 1,588,119	\$ 1,440,736	\$ 1,440,735	\$ 294,768	Cross-Agency Issue -- Senate provides \$442,152 in General Revenue to fully fund block grant request. House provides General Revenue of \$147,384 or one-third of block grant request. (FTE difference = 0.0)
	\$ 1,477,582	\$ 1,477,581				
	15.5					

Agency/Item	Senate		House		Biennial Difference	Explanation
	2014	2015	2014	2015		
Thirteenth Court of Appeals, Corpus Christi-Edinburg A.1.1, Appellate Court Operations		IV-20		IV-20		
	\$ 2,914,562	\$ 2,914,561	\$ 2,633,150	\$ 2,633,148	\$ 562,825	Cross-Agency Issue -- Senate provides \$844,238 in General Revenue to fully fund block grant request. House provides General Revenue of \$281,413 or one-third of block grant request. (FTE difference = 0.0)
	\$ 2,703,502	\$ 2,703,501				
	35.0					
See also Article XI-4						
Fourteenth Court of Appeals, Houston A.1.1, Appellate Court Operations		IV-21		IV-21		
	\$ 4,481,058	\$ 4,481,058	\$ 3,997,087	\$ 3,997,086	\$ 967,943	Cross-Agency Issue -- Senate provides \$1,451,914 in General Revenue to fully fund block grant request. House provides General Revenue of \$483,971 or one-third of block grant request. (FTE difference = 0.0)
	\$ 4,118,079	\$ 4,118,079				
	44.0					
See also Article XI-4						

Courts of Appeals  
 Similar Funding for Same-Size Courts Block Grant  
 Allocation of Block Grant Funds to Categories - Conference Committee Workgroup  
 Requested Funding for 2014-15

Similar Funding for Same-Sized Courts - Allocation to Categories - Conference Committee Workgroup											
COA	Justices	Reclassify Law Clerks - Targeted Pay Increases	Attorney Staff	Non-Attorney Staff	Attorney Salaries - Targeted Pay Increases	Non-Attorney Salaries - Targeted Pay Increases	Other Operating Costs	Total	Restored FTEs	New FTEs	Total FTEs
1	9	\$ -	\$ 300,000	\$ -	\$ 285,319	\$ 62,855	\$ 92,066	\$ 740,240	2.0		2.0
2	7	\$ 67,910	\$ -	\$ -	\$ 234,978	\$ 231,225	\$ 100,165	\$ 634,278			-
3	6	\$ -	\$ -	\$ -	\$ 366,845	\$ 33,956	\$ 28,774	\$ 429,575			-
4	7	\$ 152,400	\$ -	\$ 173,040	\$ 41,848	\$ 62,001	\$ 163,131	\$ 592,420		2.0	2.0
5	13	\$ -	\$ -	\$ -	\$ 670,993	\$ 227,127	\$ 115,240	\$ 1,013,361			-
6	3	\$ -	\$ -	\$ -	\$ 135,900	\$ 95,200	\$ 13,063	\$ 244,163			-
7	4	\$ -	\$ 160,000	\$ -	\$ 60,000	\$ 48,911	\$ 49,438	\$ 318,349	1.0		1.0
8	3	\$ -	\$ 135,000	\$ -	\$ 70,081	\$ 35,363	\$ 3,213	\$ 243,657		1.0	1.0
9	4	\$ -	\$ -	\$ -	\$ 196,200	\$ 93,618	\$ 33,234	\$ 323,052			-
10	3	\$ -	\$ -	\$ 60,000	\$ 30,000	\$ 30,000	\$ 141,641	\$ 261,641		1.0	1.0
11	3	\$ -	\$ -	\$ -	\$ 110,000	\$ 90,000	\$ 48,192	\$ 248,192			-
12	3	\$ -	\$ -	\$ 40,800	\$ 87,500	\$ 76,600	\$ 16,176	\$ 221,076	0.5		0.5
13	6	\$ -	\$ 160,000	\$ 126,690	\$ 72,556	\$ 49,130	\$ 13,743	\$ 422,119	1.5	1.5	3.0
14	9	\$ -	\$ 300,000	\$ -	\$ 272,000	\$ 62,000	\$ 91,957	\$ 725,957	2.0		2.0
		\$ 220,310	\$ 1,055,000	\$ 400,530	\$ 2,634,220	\$ 1,197,986	\$ 910,033	\$ 6,418,080	7.0	5.5	12.5

**ARTICLE IV - THE JUDICIARY  
ISSUE DOCKET**

Conference Committee on General Appropriations Bill

Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
<b><u>OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL</u></b>						
	IV-22		IV-22			
Number of Full-Time-Equivalents (FTEs)	223.6	223.6	207.6	207.6	16.0	
Number of Full-Time-Equivalents (FTEs) in Riders	0.0	0.0	3.0	3.0	3.0	House provides 3 FTEs contingent on enactment of House Bill 990 or similar legislation relating to the establishment of a Sentencing Commission.
Appropriations Made in Riders	\$ -	\$ -	\$ 882,424	\$ 263,090	\$ 1,145,514	House provides funding out of General Revenue contingent on enactment of House Bill 990 or similar legislation relating to the establishment of a Sentencing Commission to review statewide sentencing laws and trends.

Agency/Item	Senate		House		Biennial Difference	Explanation
	2014	2015	2014	2015		
A.1.1 COURT ADMINISTRATION	\$ 3,246,478	\$ 3,162,480	\$ 2,926,448	\$ 2,914,850	\$ 567,660	Senate provides funding out of General Revenue for the following:
					<b>SENATE</b>	a. \$527,660 for judicial information and court services, including 4 FTEs; and
					<b>SENATE</b>	b. \$40,000 for a study of the financial impact on local governments of statewide sting operations conducted by the Department of Public Safety (DPS).
A.1.2 INFORMATION TECHNOLOGY	\$ 5,081,893	\$ 3,193,963	\$ 4,856,475	\$ 2,974,045	\$ 445,336	Senate provides funding out of General Revenue for the following:
	\$ 5,020,393	\$ 3,132,463			<b>SENATE</b>	a. \$322,336 including 2 FTE programmers to support multiple software systems; and
					<b>HOUSE</b>	b. \$123,000 for the 5th Court of Appeals (Dallas) to offset the cost of an on-site network technician.
B.1.1 CHILD SUPPORT COURTS PROGRAM	\$ 6,800,139	\$ 6,761,418	\$ 6,515,930	\$ 6,534,627	\$ 511,000	Senate provides:
	\$ 6,746,389	\$ 6,761,418			<b>SENATE</b>	a. \$307,556 in All Funds (\$104,569 from General Revenue and \$202,987 from Interagency Contracts), including 2 FTEs to establish an additional child support court in El Paso;



Agency/Item	Senate		House		Biennial Difference	Explanation
	2014	2015	2014	2015		
B.1.2 CHILD PROTECTION COURTS PROGRAM	\$ 3,203,712	\$ 3,212,363	\$ 2,544,013	\$ 2,569,170	\$ 1,302,892	<p><b>SENATE</b></p> <p>b. \$149,694 in All Funds (\$50,896 from General Revenue and \$98,798 from Interagency Contracts) to provide court coordinators in 43 child support courts pay raises; and</p> <p><b>HOUSE</b></p> <p>c. \$53,750 in All Funds ( \$18,275 in General Revenue and \$35,475 in Interagency Contracts) to provide professional development for child support court coordinators.</p> <p>Senate provides from General Revenue:</p> <p><b>SENATE</b></p> <p>a. \$951,464 including 6 FTEs to establish three additional child protection courts serving rural counties statewide;</p> <p><b>SENATE</b></p> <p>b. \$296,480 including 2 FTEs to establish a child protection court in Harris County; and</p> <p><b>SENATE</b></p> <p>c. \$54,948 to provide court coordinators in 17 child protections courts pay raises.</p>
C.1.1 COURT REPORTERS CERT BOARD	\$ 239,242	\$ 222,837	\$ 165,703	\$ 165,703	\$ 130,673	Senate provides \$130,673 from General Revenue, including 1 FTE to realign three regulatory boards, including the Court Reporters Certification Board into a single division.

Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
C.1.3 GUARDIANS AND PROCESS SERVERS	\$ 306,104	\$ 274,369	\$ 373,457	\$ 361,347	\$ 154,331	<p>Senate provides \$282,125 from General Revenue, including 2 FTEs to realign three regulatory boards –the Process Server Board and the Guardianship Certification Board –into a single certification division.</p> <p>Senate funding for the Certification Division (Strategies C.1.1 and C.1.3) totals \$412,798 including 3 FTEs.</p> <p>House provides \$436,456 from General Revenue and estimated appropriation authority for receipts from process server collections, including 3 FTEs to realign three regulatory boards –the Process Server Board and the Guardianship Certification Board –into a single certification division.</p>
Texas Indigent Defense Commission	IV-25, Rider #8 Rider Packet, page IV-3		IV-25, Rider #8 Rider Packet, page IV-3		<b>SENATE</b>	Senate rider includes language related to grant authority and administrative support of the Texas Indigent Defense Commission by the Office of Court Administration.

Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
Innocence Projects	IV-26, Rider #11 Rider Packet, page IV-3		IV-26, Rider #11 Rider Packet, page IV-3		<b>HOUSE</b>	Senate allocates \$600,000 per fiscal year for grants of \$150,000 to four law schools. Of this amount \$50,000 per fiscal year is designated for a half-time case coordinator at each school for innocence projects.
Guardianship Examination Fees	IV-27, Rider #14		IV-27, Rider #14		<b>ADOPT</b>	House allocates \$400,000 per fiscal year for grants of \$100,000 to four law schools.  Technical Correction: Amend rider to clarify that amounts are included in amounts appropriated, and not in addition to amounts appropriated. (See page 18 of Issue Docket.)
Study of Department of Public Safety Sting Operations	IV-27, Rider #15 Rider Packet, page IV-4				<b>SENATE</b>	Senate allocates funds for a study of the financial impact on local governments of DPS statewide sting operations.
Appropriation of Process Server Fees			IV-26, Rider #15 Rider Packet, page IV-4		<b>SENATE</b>	House provides estimated appropriation authority for receipts from process server collections.

Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
Contingency for HB 990: Sentencing Commission			IV-27, Rider #16 Rider Packet, page IV-5			House provides a contingency appropriation for House Bill 990 or similar legislation relating to the establishment of a Sentencing Commission to review statewide sentencing laws and trends.
	See also Article XI-4		See also Article XI-9			

**Office of Court Administration**  
**Proposed Rider Amendment**  
**Guardianship Examination Fees**

Prepared by LBB Staff, 4/16/2013

**Overview**

Amend rider for examination fees charged by Guardianship Certification Board to clarify that amounts are included in amounts appropriated above and not in addition to amounts appropriated. The action would result in the Comptroller eliminating a \$15,000 charge to the bill.

**Required Action**

On page IV-27 of the Office of Court Administration bill pattern in the Senate Committee Substitute for SB 1 amend the following rider:

**14. Guardianship Examination Fees.** Any exam fees established by the Guardianship Certification Board, pursuant to Government Code, Sec. 111.016(b)(3), (estimated to be \$7,500 in fiscal year 2014 and \$7,500 in fiscal year 2015) are included in amounts appropriated above in Strategy C.1.3, Guardians and Process Servers, are hereby ~~appropriated to the Office of Court Administration~~ for the purpose of offsetting costs associated with developing and administering the guardianship certification exam.

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Agency/Item	2014	<u>Senate</u>	2015	2014	<u>House</u>	2015	Biennial Difference	Explanation
<b><u>OFFICE OF CAPITAL WRITS</u></b>		IV-27			IV-27			
No Issues.								

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Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
<u>OFFICE OF THE STATE PROSECUTING ATTORNEY</u>		IV-28	IV-28			
No Issues.						

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Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
<b><u>STATE LAW LIBRARY</u></b>						
		IV-29		IV-29		
Number of Full-Time-Equivalents (FTEs)	12.0	12.0	10.5	10.5		
A.1.1 ADMINISTRATION AND OPERATIONS	\$ 1,021,430	\$ 1,021,430	\$ 858,306	\$ 858,306	\$ 326,248	
					<b>SENATE</b>	Senate provides \$326,248 in General Revenue for: a. an additional librarian and part-time library assistant (\$126,248); and b. books and research materials (\$200,000).



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Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
<b><u>STATE COMMISSION ON JUDICIAL CONDUCT</u></b>						
	IV-31		IV-30			
Number of Full-Time-Equivalents (FTEs)	15.0	15.0	14.0	14.0		
A.1.1 ADMINISTRATION AND ENFORCEMENT	\$ 1,082,467	\$ 1,082,467	\$ 947,156	\$ 947,156	\$ 270,622	Senate provides for \$270,622 in General Revenue for additional staff attorney (\$160,000) at \$80,000 per year and to increase staff attorney salaries to \$80,000 per year (\$110,622).
			See also Article XI-9			

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Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
<b><u>JUDICIARY SECTION, COMPTROLLER'S DEPARTMENT</u></b>						
	IV-32		IV-32			
D.1.5 SPECIAL PROSECUTION UNIT, WALKER CO	\$ 5,098,893	\$ 4,948,252	\$ 5,018,893	\$ 4,948,252	\$ 80,000	Senate provides \$80,000 from General Revenue to purchase five new vehicles to replace vehicles with mileage in excess of 140,000.  House includes a rider in the bill pattern for the Department of Public Safety (DPS) that directs DPS to transfer five vehicles to the Special Prosecution Unit, at no cost to the bill. Under rider provisions, no transferred vehicle can have mileage in excess of 50,000. (House Rider #46, V-54 in DPS bill pattern.)



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Agency/Item	<u>Senate</u>		<u>House</u>		Biennial Difference	Explanation
	2014	2015	2014	2015		
<p><b><u>ARTICLE IV, SPECIAL PROVISIONS</u></b></p> <p><b>Cross-Agency Issue</b> - Similar funding for same-sized courts block grant</p>		IV-38		IV-38		<p>Senate fully funds 14 Courts of Appeals block grant request for similar-funding for same-sized courts, which includes \$4.4 million in funds for targeted pay raises for attorneys. House funds one-third of block grant request, which includes \$1.6 million in funds for targeted pay raises for attorneys. Accordingly, the difference between the House and Senate in salary limits for attorneys is driven by block grant funding levels.</p>

Agency/Item	Senate		House		Biennial Difference	Explanation
	2014	2015	2014	2015		
Appellate Court Salary Limits	IV-39, Sec. 7 Rider Packet, page IV-9		IV-39, Sec. 7 Rider Packet, page IV-9		<b>New Appellate Court Salary Limit conforms to Workgroup funding decision for 14 courts of appeals (\$6,418,080 or 50% of similar funding for same-sized courts block grant request.)</b>  <b>Chief staff attorney (\$94,950) and staff attorney (\$84,175)</b>	Senate provides salary limits for chief staff attorneys (\$97,500) and staff attorneys (\$88,600) hired or promoted after September 1, 2013.  House provides salary limits for chief staff attorneys (\$94,100) and staff attorneys (\$82,700) hired or promoted after September 1, 2013.
<b><u>Workgroup Rider and Program Revisions and Additions</u></b> Judicial Pay Increase					<b>ADOPT</b>	Workgroup adds \$34,769,864 for the biennium from General Revenue to provide a 12 percent judicial pay raise, together with increases in pay or salary supplements for those official positions linked to district judge pay.

**Special Provisions - Judiciary**  
**Proposed Rider Amendment**  
**Section 7: Appellate Court Salary Limits**

Prepared by LBB Staff, 4/27/2013

**Overview**

Update rider for appellate court salary limits for chief staff attorneys and staff attorneys at the 14 Courts of Appeals based on Conference Committee decision to provide block grant funding for similar-sized courts of \$6.4 million.

**Required Action**

On page IV-39 of the Special Provisions bill pattern in the Senate Committee Substitute for SB 1 amend the following rider:

Sec. 7, Appellate Court Salary Limits. It is the intent of the Legislature that no intermediate appellate court may pay more than one chief staff attorney promoted or hired after September 1, 2013, more than ~~\$97,500~~ \$94,950 annually under this provision. Further, it is the intent of the Legislature that no intermediate appellate court may pay other permanent legal staff hired or promoted after September 1, 2013 more than ~~\$88,600~~ \$84,175 annually. This provision does not apply to law clerk positions at any appellate court.

**Article IV, Special Provisions**  
**Proposed Funding and Rider**  
**Judicial Compensation**

Prepared by LBB Staff, 5/10/2013

**Overview**

The motion would provide \$17,384,932 each fiscal year or \$34,769,864 for the biennium from General Revenue for the purposes of providing a 12 percent judicial pay raise, together with increases in pay or salary supplements for those official positions linked to district judge pay.

**Required Action**

- 1) On page IV-39 of the Article IV, Special Provisions bill pattern in the Senate Substitute for Senate Bill 1, increase appropriations from General Revenue by \$17,384,932 each fiscal year.
- 2) On page IV-39 of the Article IV, Special Provisions bill pattern, add the following rider:

**Appropriation for Judicial Compensation.**

- a. In addition to amounts appropriated above, an estimated amount of \$17,384,932 in fiscal year 2014 and an estimated amount of \$17,384,932 in fiscal year 2015 out of the General Revenue Fund is hereby appropriated to fund a 12 percent judicial salary increase and associated benefits costs for judicial officers and other court personnel linked to the salary of state judges by statute.
- b. Any increase in employee benefits costs associated with the salary increase shall be paid only out of the appropriations made in Subsection (a) of this section, including an estimated \$7,603,204 out of the General Revenue Fund for the 2014-15 biennium to be distributed as follows: an estimated \$3,113,214 in each fiscal year for the purpose of funding increased state retirement contributions to the Judicial Retirement System – Plan I; an estimated \$536,465 in each fiscal year for the purpose of funding increased state retirement contributions to the Judicial Retirement System – Plan II; and, an estimated \$151,923 in each fiscal year for the purpose of funding increased state retirement contributions to the Employees Retirement System.
- c. 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 court or agency, and to the appropriate employee benefits 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 benefits costs.
- d. Notwithstanding the annual salary for judicial officers specified in bill patterns for the courts and affected judicial agencies in the Schedule of Exempt Positions, the annual salaries for judicial officers and other court personnel linked to the salary of state judges by statutes are increased by this appropriation.