

By: \_\_\_\_\_ .B. No. \_\_\_\_\_

Substitute the following for \_\_\_\_B. No. \_\_\_\_\_:

By: \_\_\_\_\_ C.S. \_\_\_\_B. No. \_\_\_\_\_

A BILL TO BE ENTITLED

AN ACT

relating to making supplemental appropriations and giving direction and adjustment authority regarding appropriations.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. APPROPRIATION REDUCTION: PUBLIC FINANCE AUTHORITY. The unencumbered appropriations from the general revenue fund to the Public Finance Authority made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for bond debt service payments, including appropriations subject to Rider 2, page I-45, Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), to the bill pattern of the appropriations to the authority, are reduced by a total aggregate of \$21,000,000. The Public Finance Authority shall identify the strategies and objectives to which the reduction is to be allocated and the amount of the reduction for each of those strategies and objectives.

SECTION 2. APPROPRIATION REDUCTION: TEXAS EDUCATION

AGENCY. The unencumbered appropriations from the general revenue fund to the Texas Education Agency made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy A.1.1., FSP-Equalized Operations, are reduced by \$710,000,000.

SECTION 3. APPROPRIATION REDUCTION: DEPARTMENT OF TRANSPORTATION. The unencumbered appropriations from the general revenue fund to the Department of Transportation made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy G.1.1., General Obligation Bonds, are reduced by \$22,100,000.

SECTION 4. APPROPRIATION REDUCTION: HEALTH AND HUMAN SERVICES COMMISSION. The unencumbered appropriations from federal funds to the Health and Human Services Commission made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy D.1.1., TANF (Cash Assistance) Grants, are reduced by \$35,083,683.

SECTION 5. APPROPRIATION REDUCTION: DEBT SERVICE PAYMENTS - NON-SELF SUPPORTING G.O. WATER BONDS. (a) The unencumbered appropriations from the general revenue fund to the Debt Service

Payments - Non-Self Supporting G.O. Water Bonds made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy A.1.1., EDAP Debt Service, are reduced by \$362,107.

(b) The unencumbered appropriations from the general revenue fund to the Debt Service Payments - Non-Self Supporting G.O. Water Bonds made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy A.1.3., WIF Debt Service, are reduced by \$5,570,411.

SECTION 6. DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES: FOSTER CARE SHORTFALL. In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, \$17,729,316 is appropriated out of the general revenue fund to the Department of Family and Protective Services for Strategy B.1.11., Foster Care Payments, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the state fiscal year ending August 31, 2015, for the purpose of providing foster care.

SECTION 7. DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES: TITLE IV-E WAIVER. In addition to amounts previously

appropriated for the state fiscal biennium ending August 31, 2015, \$800,000 is appropriated out of the general revenue fund, and \$800,000 is appropriated out of federal funds, to the Department of Family and Protective Services for Strategy B.1.11., Foster Care Payments, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the state fiscal year ending August 31, 2015, for the purpose of matching funds for information technology costs and pre-evaluation costs associated with the Title IV-E waiver.

SECTION 8. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID SHORTFALL. In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, \$85,543,166 is appropriated out of the general revenue fund, and \$118,373,797 is appropriated out of federal funds, to the Health and Human Services Commission for Goal B, Medicaid, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the state fiscal year ending August 31, 2015, for Medicaid acute care services.

SECTION 9. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID HEALTH INSURANCE PROVIDERS FEE AND ASSOCIATED FEDERAL INCOME TAX. In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, \$79,685,024 is appropriated out of the general revenue fund, and \$113,570,204

is appropriated out of federal funds, to the Health and Human Services Commission for Goal B, Medicaid, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the state fiscal year ending August 31, 2015, for the purpose of adjusting Medicaid capitation payments made to managed care organizations providing health care services through managed care plans under the Medicaid program to account for the health insurance providers fee imposed under Section 9010 of the federal Patient Protection and Affordable Care Act (Pub. L. No. 111-148), as amended by the Health Care and Education Reconciliation Act of 2010 (Pub. L. No. 111-152), and the associated effects of that fee on federal income taxes.

SECTION 10. HEALTH AND HUMAN SERVICES COMMISSION: CHIP HEALTH INSURANCE PROVIDERS FEE AND ASSOCIATED FEDERAL INCOME TAX. In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, \$4,516,607 is appropriated out of the general revenue fund, and \$15,404,526 is appropriated out of federal funds, to the Health and Human Services Commission for Goal C, CHIP Services, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the state fiscal year ending August 31, 2015, for the purpose of adjusting child health plan program capitation payments made to managed

care organizations providing health care services through managed care plans under the child health plan program to account for the health insurance providers fee imposed under Section 9010 of the federal Patient Protection and Affordable Care Act (Pub. L. No. 111-148), as amended by the Health Care and Education Reconciliation Act of 2010 (Pub. L. No. 111-152), and the associated effects of that fee on federal income taxes.

SECTION 11. TEACHER RETIREMENT SYSTEM: TRS CARE SHORTFALL. In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, \$768,100,754 is appropriated out of the general revenue fund to the Teacher Retirement System for the state fiscal year ending August 31, 2015, for Strategy A.2.1., Retiree Health-Statutory Funds, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for TRS Care.

SECTION 12. DEPARTMENT OF CRIMINAL JUSTICE: CORRECTIONAL MANAGED HEALTH CARE SHORTFALL. In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, \$50,500,000 is appropriated out of the general revenue fund to the Department of Criminal Justice for the state fiscal year ending August 31, 2015, for Strategy C.1.8., Hospital and Clinical Care, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General

Appropriations Act), for correctional managed health care.

SECTION 13. DEPARTMENT OF TRANSPORTATION: UNEXPENDED BALANCE AUTHORITY FOR ENERGY SECTOR ROAD APPROPRIATIONS. Any money appropriated by Section 40, Chapter 836 (H.B. 1025), Acts of the 83rd Legislature, Regular Session, 2013, from the general revenue fund to the Department of Transportation for transfer to the Transportation Infrastructure Fund or State Highway Fund 6 and use during the two-year period beginning on the effective date of that Act for road repairs in energy sectors as specified by that Act that, immediately preceding the expiration of that two-year period, is unexpended and unencumbered, is appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 14. TEXAS DEPARTMENT OF INSURANCE: HEALTHY TEXAS PROGRAM. (a) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, \$708,000 is transferred from the general revenue fund to general revenue account number 0036, Texas Department of Insurance Operating Fund Account, and is appropriated from that account to the Texas Department of Insurance for the state fiscal year ending August 31, 2015, for Strategy A.1.1., Consumer Education and Outreach, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for agency operations.

(b) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, \$1,000,000 is transferred from the general revenue fund to general revenue account number 0036, Texas Department of Insurance Operating Fund Account, and is appropriated from that account to the Texas Department of Insurance for the state fiscal year ending August 31, 2015, for Strategy A.3.1., Process Rates, Forms & Licenses, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for agency operations.

(c) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, \$3,592,000 is transferred from the general revenue fund to general revenue account number 0036, Texas Department of Insurance Operating Fund Account, and is appropriated from that account to the Texas Department of Insurance for the state fiscal year ending August 31, 2015, for Strategy A.4.3., Healthy Texas, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for agency operations.

SECTION 15. FACILITIES COMMISSION: HEALTH AND SAFETY REPAIRS AT THE TEXAS SCHOOL FOR THE DEAF. (a) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, the amount of \$10,952,024 is



appropriated out of the general revenue fund to the Facilities Commission for Strategy B.2.1., Facilities Operation, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the period beginning on the effective date of this Act and ending on August 31, 2016, for critical operations, deferred maintenance, and health and safety projects at the Texas School for the Deaf.

(b) The Facilities Commission shall report monthly to the Legislative Budget Board, in a manner prescribed by the board, regarding the use of the money appropriated in Subsection (a) of this section. Each report must provide information on project milestones, target completion dates, and money spent as of the date of the report.

SECTION 16. FACILITIES COMMISSION: CRITICAL OPERATIONS, DEFERRED MAINTENANCE, AND HEALTH AND SAFETY MAINTENANCE AT STATE-OWNED BUILDINGS. (a) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, the amount of \$9,633,658 is appropriated out of the general revenue fund to the Facilities Commission for Strategy B.2.1., Facilities Operation, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the two-year period beginning on the effective date of this Act for critical operations, deferred maintenance, and health and safety maintenance at

state-owned buildings.

(b) The Facilities Commission shall report monthly to the Legislative Budget Board, in a manner prescribed by the board, regarding the use of the money appropriated in Subsection (a) of this section. Each report must provide information on project milestones, target completion dates, and money spent as of the date of the report.

SECTION 17. OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL: E-FILING SYSTEM. In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015, \$6,400,000 is appropriated out of the general revenue fund to the Office of Court Administration, Texas Judicial Council, for Strategy A.1.2., Information Technology, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the state fiscal year ending August 31, 2015, for management of the statewide e-filing system.

SECTION 18. PARKS AND WILDLIFE DEPARTMENT: SAN JACINTO LAWSUIT SETTLEMENT. In addition to the amounts previously appropriated for the state fiscal biennium ending August 31, 2015, if money is recovered under an agreed final judgment in Harris County v. Waste Management of Texas, Inc., No. 2011-76724-A (295th Dist. Ct., Harris County, Tex. \_\_\_\_ 2014), and deposited to the credit of the general revenue fund, the amount

of that recovered money that is deposited to the credit of the general revenue fund, but not to exceed \$10 million, is appropriated from that fund to the Parks and Wildlife Department for the two-year period beginning on the effective date of this Act for the purpose of transferring the money to Harris County. Funds may be transferred to Harris County under this section only in accordance with an agreement between the Parks and Wildlife Department and Harris County for use along the San Jacinto River and in its watershed to mitigate the effects of environmental contamination and the effects of that contamination on natural resources and the public use of natural resources. Funds transferred under this section may be used only for one or more of the following:

(1) dissemination of information pertaining to marine life, wild animal life, wildlife values, and wildlife management;

(2) scientific investigation and survey of marine life for the better protection and conservation of marine life;

(3) propagation and distribution of marine life, game animals, and wild birds;

(4) protection of wild birds, fish, and game;

(5) research, management, and protection of the fish and wildlife resources of this state;

(6) expansion and development of additional

opportunities of hunting and fishing in state-owned land and water;

(7) purchase, construction, and maintenance of boat ramps on or near public waters; and

(8) resource protection activities.

SECTION 19. DEPARTMENT OF PUBLIC SAFETY: LIMITATION ON APPROPRIATIONS FOR RECRUIT SCHOOLS. (a) In this section:

(1) "New trooper" means a trooper employed by the Department of Public Safety for less than 52 weeks.

(2) "Recruit school" and "training school" include any school or other training program operated by or for the benefit of the Department of Public Safety for a purpose that may include training a new trooper.

(b) This section applies only to:

(1) the unexpended and unencumbered appropriations from the general revenue fund to the Department of Public Safety made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015; and

(2) any appropriated money transferred to the Department of Public Safety pursuant to Chapter 317, Government Code, during the state fiscal biennium ending August 31, 2015, for use by the department during that biennium.

(c) Money to which this section applies may not be used to

pay:

(1) any cost or expense that may be directly or indirectly related to the operation of a training school or recruit school that provides a new trooper with less than 23 weeks of training; or

(2) compensation to a trooper who completes the 23-week recruit school in an amount that exceeds the entry-level trooper compensation.

SECTION 20. DEPARTMENT OF PUBLIC SAFETY: CERTAIN TRANSFER AUTHORITY. Notwithstanding the transfer authority provided in Section 14.01, page IX-52, Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), money appropriated to the Department of Public Safety by that Act or any appropriated money transferred to the Department of Public Safety pursuant to Chapter 317, Government Code, during the state fiscal biennium ending August 31, 2015, for a purpose may not be transferred to another appropriation item or purpose without the prior written approval of the Legislative Budget Board.

SECTION 21. HEALTH AND HUMAN SERVICES COMMISSION: CERTAIN TRANSFERS. The following amounts of general revenue funds appropriated for the state fiscal biennium ending August 31, 2015, are transferred to the Health and Human Services Commission for the state fiscal year ending August 31, 2015, for

Goal B, Medicaid, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for Medicaid acute care services:

(1) \$98,762,408 from the appropriations made to the Department of Aging and Disability Services for Strategy A.2.4., Habilitation Services, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act);

(2) \$43,527,524 from the appropriations made to the Department of Aging and Disability Services for Goal A, Long-Term Services and Supports, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act);

(3) \$5,900,000 from the appropriations made to the Department of State Health Services for Strategy B.1.4., Community Primary Care Services, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act);

(4) \$101,900,000 from the appropriations made to the Health and Human Services Commission for Strategy A.1.2., Integrated Eligibility and Enrollment (IEE), as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act);

(5) \$2,700,000 from the appropriations made to the

Health and Human Services Commission for Strategy G.1.1., Office of Inspector General, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act); and

(6) \$43,303 from the appropriations made to the Health and Human Services Commission for Strategy D.1.1., TANF (Cash Assistance) Grants, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act).

SECTION 22. MIDLAND COLLEGE: AMERICAN AIRPOWER HERITAGE MUSEUM. Unexpended and unencumbered amounts appropriated from the general revenue fund to Midland College for Strategy AB.1.1., American Airpower Heritage Museum, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, shall be distributed to the Permian Basin Petroleum Museum. Before disbursing any state money, Midland College must enter into a grant agreement with the Permian Basin Petroleum Museum that specifies the use of the money and requires that the money be spent in accordance with state law and the General Appropriations Act.

SECTION 23. EFFECTIVE DATE. This Act takes effect immediately.