

Rider Comparison Packet
Conference Committee on House Bill 1
2016-17 General Appropriations Bill
Article I - General Government

ARTICLE I - GENERAL GOVERNMENT
302 Office of the Attorney General
DIFFERENCES ONLY

House

Senate

2. Capital Budget. Funds appropriated above may be expended for capital budget items listed below. The amounts identified for each item may be adjusted or may be expended on other non-capital expenditures within the strategy to which the funds were appropriated. However, any amounts spent on capital items are subject to the aggregate dollar restrictions on capital budget expenditures provided in the General Provisions of this Act.

	<u>2016</u>	<u>2017</u>
a. Acquisition of Information Resource Technologies		
(1) Child Support Hardware/Software Enhancements	\$ 100,000	\$ 100,000
(2) Child Support TXCSES 2.0 Release 1	25,803,812	741,174
(3) Child Support TXCSES 2.0 Release 2	<u>\$ 9,560,050</u>	<u>\$ 6,692,474</u>
 Total, Acquisition of Information Resource Technologies	 <u>\$ 35,463,862</u>	 <u>\$ 7,533,648</u>
 b. Transportation Items		
(1) Child Support Motor Vehicles	\$ 163,494	\$ 163,494
 c. Data Center Consolidation		
(1) Data Center Consolidation	\$ 46,734,045	\$ 53,062,011
 d. Centralized Accounting and Payroll/Personnel System (CAPPS)		
(1) Converted PeopleSoft Licenses	\$ 55,662	\$ 55,662
 Total, Capital Budget	 <u>\$ 82,417,063</u>	 <u>\$ 60,814,815</u>
 Method of Financing (Capital Budget):		
 General Revenue Fund	 \$ 29,730,384	 \$ 22,380,228
 GR Dedicated - Compensation to Victims of Crime		

2. Capital Budget. Funds appropriated above may be expended for capital budget items listed below. The amounts identified for each item may be adjusted or may be expended on other non-capital expenditures within the strategy to which the funds were appropriated. However, any amounts spent on capital items are subject to the aggregate dollar restrictions on capital budget expenditures provided in the General Provisions of this Act.

	<u>2016</u>	<u>2017</u>
a. Acquisition of Information Resource Technologies		
(1) Child Support Hardware/Software Enhancements	\$ 100,000	\$ 100,000
(2) Child Support TXCSES 2.0 Release 1	25,803,812	741,174
(3) Child Support TXCSES 2.0 Release 2	<u>\$ 9,560,050</u>	<u>\$ 6,692,474</u>
 Total, Acquisition of Information Resource Technologies	 <u>\$ 35,463,862</u>	 <u>\$ 7,533,648</u>
 b. Transportation Items		
(1) Child Support Motor Vehicles	\$ 163,494	\$ 163,494
 c. Data Center Consolidation		
(1) Data Center Consolidation	\$ 36,723,443	\$ 40,199,409
 d. Centralized Accounting and Payroll/Personnel System (CAPPS)		
(1) Converted PeopleSoft Licenses	\$ 55,662	\$ 55,662
 Total, Capital Budget	 <u>\$ 72,406,461</u>	 <u>\$ 47,952,213</u>
 Method of Financing (Capital Budget):		
 General Revenue Fund	 \$ 26,326,779	 \$ 18,006,943
 GR Dedicated - Compensation to Victims of Crime		

ARTICLE I - GENERAL GOVERNMENT
302 Office of the Attorney General
DIFFERENCES ONLY
(Continued)

	House	
Account No. 469	186,654	186,654
Federal Funds	51,595,178	37,343,086
<u>Other Funds</u>		
Appropriated Receipts	789,449	789,449
Interagency Contracts	115,398	115,398
Subtotal, Other Funds	<u>\$ 904,847</u>	<u>\$ 904,847</u>
Total, Method of Financing	<u>\$ 82,417,063</u>	<u>\$ 60,814,815</u>

	Senate	
Account No. 469	186,654	186,654
Federal Funds	44,988,181	28,853,769
<u>Other Funds</u>		
Appropriated Receipts	789,449	789,449
Interagency Contracts	115,398	115,398
Subtotal, Other Funds	<u>\$ 904,847</u>	<u>\$ 904,847</u>
Total, Method of Financing	<u>\$ 72,406,461</u>	<u>\$ 47,952,213</u>

9. Victims Assistance Grants. Funds appropriated above in C.1.2, Victims Assistance, shall be spent as follows:

<u>Program:</u>	<u>FY2016</u>	<u>FY2017</u>
(1) Victims Assistance Coordinators and Victims Liaisons	\$2,439,953	\$2,439,953
(2) Court Appointed Special Advocates	10,524,000	10,524,000
(3) Sexual Assault Prevention and Crisis Services Program	8,836,577	8,836,577
(4) Sexual Assault Services Program Grants	375,000	375,000
(5) Children's Advocacy Centers	9,999,003	9,999,003
(6) Legal Services Grants	2,500,000	2,500,000
(7) Other Victims Assistance Grants	10,549,545	10,549,545
(8) Statewide Victim Notification System	3,165,843	3,165,843
(9) Address Confidentiality	161,349	161,349
Total	<u>\$48,551,270</u>	<u>\$48,551,270</u>
Method of Financing:		
General Revenue	\$16,558,769	\$16,558,769

9. Victims Assistance Grants. Funds appropriated above in C.1.2, Victims Assistance, shall be spent as follows:

<u>Program:</u>	<u>FY2016</u>	<u>FY2017</u>
(1) Victims Assistance Coordinators and Victims Liaisons	\$2,439,953	\$2,439,953
(2) Sexual Assault Prevention and Crisis Services Program	8,836,577	8,836,577
(3) Sexual Assault Services Program Grants	375,000	375,000
(4) Legal Services Grants	2,500,000	2,500,000
(5) Other Victims Assistance Grants	10,549,545	10,549,545
(6) Statewide Victim Notification System	3,076,843	3,153,843
(7) Address Confidentiality	161,349	161,349
Total	<u>\$27,939,267</u>	<u>\$28,016,267</u>
Method of Financing:		
General Revenue	\$6,200,609	\$6,277,609

ARTICLE I - GENERAL GOVERNMENT
302 Office of the Attorney General
DIFFERENCES ONLY
(Continued)

	House	
<u>General Revenue - Dedicated</u>		
Compensation to Victims of Crime Fund		
No. 0469	24,003,372	24,003,372
Victims of Crime Auxiliary Fund No. 0494	161,349	161,349
Sexual Assault Program Account No. 5010	5,188,546	5,188,546
 Subtotal, General Revenue - Dedicated	 <u>\$29,353,267</u>	 <u>\$29,353,267</u>
<u>Other Funds</u>		
License Plate Trust Fund Account No. 0802	24,000	24,000
 Subtotal, Other Funds	 24,000	 24,000
Federal Funds	2,615,234	2,615,234
 Total, Method of Financing	 <u>\$48,551,270</u>	 <u>\$48,551,270</u>

The Office of the Attorney General shall adopt rules for the competitive allocation of funds under item number (7) Other Victims Assistance Grants. None of the funds appropriated in Strategy C.1.2, Victims Assistance, may be expended on grants to organizations that make contributions to campaigns for elective office or that endorse candidates.

Within 100 days after the close of each fiscal year, the Office of the Attorney General shall submit a report detailing the expenditure of funds appropriated in Strategy C.1.2, Victims Assistance. The report shall include information on the guidelines used to select programs that receive grants, on the amount of grants awarded in each of the categories listed above, on the amount of expenditures for administration, and on audit and oversight activities conducted relating to the victims assistance grants and the programs receiving such grants. The report shall be submitted to the Legislative Budget Board, the Governor, the Senate Finance Committee, and the House Appropriations Committee.

	Senate	
<u>General Revenue - Dedicated</u>		
Compensation to Victims of Crime Fund		
No. 0469	13,773,529	13,773,529
Victims of Crime Auxiliary Fund No. 0494	161,349	161,349
Sexual Assault Program Account No. 5010	5,188,546	5,188,546
 Subtotal, General Revenue - Dedicated	 <u>\$19,123,424</u>	 <u>\$19,123,424</u>
Federal Funds	2,615,234	2,615,234
 Total, Method of Financing	 <u>\$27,939,267</u>	 <u>\$28,016,267</u>

The Office of the Attorney General shall adopt rules for the competitive allocation of funds under item number (5) Other Victims Assistance Grants. None of the funds appropriated in Strategy C.1.2, Victims Assistance, may be expended on grants to organizations that make contributions to campaigns for elective office or that endorse candidates.

Within 100 days after the close of each fiscal year, the Office of the Attorney General shall submit a report detailing the expenditure of funds appropriated in Strategy C.1.2, Victims Assistance. The report shall include information on the guidelines used to select programs that receive grants, on the amount of grants awarded in each of the categories listed above, on the amount of expenditures for administration, and on audit and oversight activities conducted relating to the victims assistance grants and the programs receiving such grants. The report shall be submitted to the Legislative Budget Board, the Governor, the Senate Finance Committee, and the House Appropriations Committee.

ARTICLE I - GENERAL GOVERNMENT
302 Office of the Attorney General
DIFFERENCES ONLY
(Continued)

House

Senate

10. Appropriation of CASA License Plate Receipts. Included in amounts appropriated above in Strategy C.1.2, Victims Assistance, is all license plate revenue collected on or after September 1, 2015 (estimated to be \$24,000 each fiscal year of the 2016-17 biennium), from the sale of Attorney General Volunteer Advocate Program license plates as provided by the Transportation Code Section 504.611 and deposited to the credit of the License Plate Trust Fund Account No. 0802.

Any unexpended balances remaining as of August 31, 2016, in the appropriation made herein are appropriated for the fiscal year beginning September 1, 2016.

20. Cash Flow Contingency. Contingent upon the receipt of federal funds in federally funded programs and with prior approval by the Legislative Budget Board, the Office of the Attorney General may temporarily utilize additional General Revenue funds, pending receipt of federal reimbursement, in an amount not to exceed the anticipated reimbursement, in each fiscal year of the biennium. The General Revenue amounts utilized above the General Revenue method of finance shall be utilized only for the purpose of temporary cash flow needs. These transfers and repayments shall be credited to the fiscal year being reimbursed and shall be in accordance with procedures established by the Comptroller of Public Accounts.

29. Outside Legal Contract Reviews, Reporting Requirement. Out of funds appropriated above, the Office of the Attorney General shall report annually the number of outside legal contracts reviewed, approved, and disapproved pursuant to Government Code, §402.0212. The report shall the benefit to the state from the approved outside legal contracts and shall list all outside legal contracts utilized by the Office of the Attorney General during the fiscal year. The Office of the Attorney General shall provide the Legislative Budget Board an annual report regarding outside legal contracts within 60 days after the close of each fiscal year.

ARTICLE I - GENERAL GOVERNMENT
302 Office of the Attorney General
DIFFERENCES ONLY
(Continued)

House

Senate

- 30. Corporate Integrity Unit, Reporting Requirement.** Out of funds appropriated above, the Office of the Attorney General shall report annually the activities of the Corporate Integrity Unit, as established by Government Code, §402.0231. The report shall include the number of investigations conducted, the number of administrative enforcement actions assessed, and the district attorneys and county attorneys assisted by the Corporate Integrity Unit. The Office of the Attorney General shall provide the report to the Legislative Budget Board within 60 days after the close of each fiscal year.
- 31. Human Trafficking Prevention Task Force, Reporting Requirement.** Out of funds appropriated above, the Office of the Attorney General shall report annually the activities of the Human Trafficking Prevention Task Force, as established by Government Code, §402.035. The report shall include information on collaborations with federal, state, and local partners, a statistical summary of human trafficking activities in the state, and recommendations to enhance efforts to prevent human trafficking. The Office of the Attorney General shall provide the report to the Legislative Budget Board within 60 days after the close of each fiscal year.
- 32. Choose Life Account, Reporting Requirement.** Out of funds appropriated above, the Office of the Attorney General shall report annually the activities associated with the Choose Life Account, as established in Government Code, §402.036. The report shall include the number of grants made, the value of the grants made, and the administrative costs associated with the Choose Life Account. The Office of the Attorney General shall provide the report to the Legislative Budget Board within 60 days after the close of each fiscal year.
- 33. Condemnation Suits, Reporting Requirement.** Out of funds appropriated above, the Office of the Attorney General shall report annually the condemnation suits prosecuted by the agency at the request of the Texas Department of Transportation pursuant to Transportation Code, §203.054. The report shall include the number and disposition of condemnation suits brought

ARTICLE I - GENERAL GOVERNMENT
302 Office of the Attorney General
DIFFERENCES ONLY
(Continued)

House

Senate

against private property owners at the request of the Texas Department of Transportation. The Office of the Attorney General shall provide the report to the Legislative Budget Board within 60 days after the close of each fiscal year.

- 34. Public Security Issuance, Reporting Requirement.** Out of funds appropriated above, the Office of the Attorney General shall report annually the public securities, obligations, credit agreements, and contracts reviewed and approved pursuant to Government Code, §1201.064, §1201.065, §1202.003, and §1371.057. The report shall include the number of approvals issued, the issuer's physical address, and the value of the public security, obligation, credit agreement, and contract. The report shall also include revenue collected from the deposit of bond review fees pursuant to Government Code, §1202.004. The Office of the Attorney General shall provide the report to the Legislative Budget Board within 60 days after the close of each fiscal year.

ARTICLE I - GENERAL GOVERNMENT
542 Cancer Prevention and Research Institute of Texas
DIFFERENCES ONLY

House

Senate

7. **Limitation on Expenditure for Contracts.** Without the prior approval of the Legislative Budget Board, the Cancer Prevention and Research Institute of Texas shall not use funds appropriated above to enter into any contract, including contract renewals, extensions, and increases and excluding grant awards under Health and Safety Code Chapter 102, Subchapter F, in excess of \$250,000. Additional information requested by the Legislative Budget Board related to this approval shall be provided in a timely manner and shall be prepared in a format specified by the Legislative Budget Board. The written request must be submitted to the Legislative Budget Board no later than 45 days prior to the date the contract is expected to be needed by the agency.

7. **Limitation on Expenditure for Contracts.** Without the prior approval of the Legislative Budget Board, the Cancer Prevention and Research Institute of Texas shall not use funds appropriated above to enter into any contract, including contract renewals, extensions, and increases and excluding grant awards under Health and Safety Code Chapter 102, Subchapter F, in excess of \$250,000. Additional information requested by the Legislative Budget Board related to this approval shall be provided in a timely manner and shall be prepared in a format specified by the Legislative Budget Board. The written request must be submitted to the Legislative Budget Board no later than 45 days prior to the date the contract is expected to be needed by the agency.

The request shall be considered approved unless the Legislative Budget Board issues a written disapproval within 30 business days of the date on which the staff of the Legislative Budget Board concludes its review of the contract request and forwards its review to the Chair of the House Appropriations Committee, the Chair of the Senate Finance Committee, the Speaker of the House, and Lieutenant Governor.

ARTICLE I - GENERAL GOVERNMENT
304 Comptroller of Public Accounts
DIFFERENCES ONLY

House

Senate

18.

E-Newsletter Notification of Right to Breast-Feed.

Out of the funds appropriated to the comptroller of public accounts above in Strategy A.3.1, Taxpayer Information, the comptroller at least annually shall include in the comptroller's tax policy e-newsletter notification of a mother's right to breast-feed her baby in any location in which the mother's presence is authorized.
19.

Report of Court Settlements Deposited with the State of Texas.

Consistent with the Comptroller's responsibility, the Comptroller shall provide to each member of the legislature a report detailing all funds deposited with the State of Texas through court settlements. The report shall include the following: (1) the amount deposited; (2) if the amount was deposited into general revenue or into a special account; (3) the remaining balance of each fund deposited; and, (4) the intended purpose or use of the funds deposited. The Comptroller shall provide the report on or before December 31st of each calendar year.

ARTICLE I - GENERAL GOVERNMENT
30R Fiscal Programs - Comptroller of Public Accounts
DIFFERENCES ONLY

House

Senate

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16.

Appropriation to Reimburse the General Revenue Fund for the Cost of Certain Insurance Tax Credits. Included in amounts appropriated above, the Fiscal Programs - Comptroller of Public Accounts is appropriated in Strategy A.1.11, Reimburse GR for Cost of Certain Insurance Tax Credits, amounts estimated to be \$16,115,972 in fiscal year 2016 and \$23,460,135 in fiscal year 2017 out of the General Revenue-Dedicated Texas Department of Insurance Operating Fund Account No. 036 for deposit to the General Revenue Fund the amounts necessary to reimburse the General Revenue Fund for the cost of insurance premium tax credits for examination fees and overhead assessments.
17.

Texas Guaranteed Tuition Plan. Included in amounts appropriated above in Strategy A.1.12, Texas Guaranteed Tuition Plan, is \$296,869,240 in General Revenue for fiscal year 2016 for transfer to the Texas Tomorrow Constitutional Trust Fund authorized under §54.634, Education Code, to pay off half of the projected unfunded liability of the Texas Guaranteed Tuition Plan. This appropriation is made in accordance with Article VII, §19, of the Texas Constitution.

ARTICLE I - GENERAL GOVERNMENT
477 Commission on State Emergency Communications
DIFFERENCES ONLY

House

Senate

4. Unexpended Balances Within the Biennium - Grants. Any unexpended balances as of August 31, 2016, in the appropriations made herein to the Commission on State Emergency Communications for grants awarded in accordance with Health and Safety Code §§777.009 and 771.051 are appropriated for the same purposes for the fiscal year beginning September 1, 2016.

4. Unexpended Balances Within the Biennium. Any unexpended balances as of August 31, 2016, in the appropriations made herein to the Commission on State Emergency Communications are hereby appropriated for the same purposes for the fiscal year beginning September 1, 2016.

ARTICLE I - GENERAL GOVERNMENT
303 Facilities Commission
DIFFERENCES ONLY

House

Senate

- 15. Sunset Contingency.** Pursuant to Government Code Chapter 325, the Texas Facilities Commission was the subject of review by the Sunset Advisory Commission.
- 1) Funds appropriated above are contingent on such action continuing the Texas Facilities Commission by the Eighty-fourth Legislature.
 - 2) In the event that the legislature does not choose to continue the agency, the funds appropriated for fiscal year 2016, or as much thereof as may be necessary, are to be used to provide for the phase out of agency operations or to address the disposition of agency programs and operations as provided by the legislation.

- 15. Sunset Contingency.** Pursuant to Government Code Chapter 325, the Texas Facilities Commission was the subject of review by the Sunset Advisory Commission and a report pertaining to the Texas Facilities Commission was delivered to the Eighty-fourth Legislature. Government Code 325.015 provides that the legislature may by law continue the Texas Facilities Commission for up to 12 years, if such a law is passed before the sunset date for the Texas Facilities Commission.
- 1) Funds appropriated above are contingent on such action continuing the Texas Facilities Commission by the Eighty-fourth Legislature.
 - 2) In the event that the legislature does not choose to continue the agency, the funds appropriated for fiscal year 2016, or as much thereof as may be necessary, are to be used to provide for the phase out of agency operations or to address the disposition of agency programs and operations as provided by the legislation.

- 19. Construction of New Facilities.** In accordance with Government Code Chapters 1232 and 2166, the Texas Public Finance Authority shall issue revenue bonds on behalf of the Texas Facilities Commission in an amount not to exceed \$767,670,000 for the purpose of constructing two office buildings and utility infrastructure in the Capitol Complex, as defined by Government Code §443.0071(b), and one office building and parking structure in the North Austin Complex, as described in the agency's Facilities Master Plan. Included in the amounts appropriated to the Texas Facilities Commission, in Strategy A.2.1, Facilities Design and Construction, is \$767,670,000 in Revenue Bond Proceeds in fiscal year 2016 for the construction of facilities for state agencies, pursuant to Government Code, §2166.453.

Any unexpended balances in the appropriation made herein and remaining as of August 31, 2016, are appropriated for the same purposes for the fiscal year beginning September 1, 2016.

ARTICLE I - GENERAL GOVERNMENT
303 Facilities Commission
DIFFERENCES ONLY
(Continued)

House

Senate

20. Deferred Maintenance and Repairs. Included in the amounts appropriated above in Strategy B.2.1, Facilities Operation, is \$131,459,486 in General Revenue for deferred maintenance and repair of state owned buildings under the agency's purview. Of this amount, \$37,729,601 in General Revenue is appropriated for deferred maintenance and repairs at the Texas School for the Deaf.

Additionally, the Texas Facilities Commission shall, by November 1, 2015, submit a list of proposed maintenance and repairs, along with a schedule for completion, for approval by the Legislative Budget Board. Any additional information requested by the Legislative Budget Board must be submitted promptly and in a manner prescribed by the Legislative Budget Board. The proposal shall be considered to be approved unless the Legislative Budget Board issues a written disapproval within 30 business days after the date the Legislative Budget Board staff concludes its review of the request and forwards the review to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor. Any requests for additional information made by the

20. Department of Motor Vehicles Headquarters Acquisition and Relocation. In accordance with Government Code Chapters 1232 and 2166, the Texas Public Finance Authority shall issue revenue bonds on behalf of the Texas Facilities Commission in an amount not to exceed \$57,995,000 for the purpose of acquisition, the construction of facilities and relocation to new headquarters space for the Texas Department of Motor Vehicles. Included in the amounts appropriated to the Texas Facilities Commission, in Strategy A.2.1, Facilities Design and Construction, is \$57,995,000 in Revenue Bond Proceeds in fiscal year 2016 for acquisition and relocation to new headquarters space for the Texas Department of Motor Vehicles, pursuant to Government Code, §2166.453.

Any unexpended balances in the appropriation made herein and remaining as of August 31, 2016, are appropriated for the same purposes for the fiscal year beginning September 1, 2016.

ARTICLE I - GENERAL GOVERNMENT
303 Facilities Commission
DIFFERENCES ONLY
(Continued)

House

Senate

Legislative Budget Board interrupts the counting of the 30 business days.

Any unexpended and unobligated balances out of the appropriations made herein remaining as of August 31, 2016 are appropriated to the agency for the same purpose for the fiscal year beginning September 1, 2016.

- 21. Maintenance and Repairs to the Lyndon B. Johnson Building.** Included in amounts appropriated above in Strategy B.2.1, Facilities Operation, to the Texas Facilities Commission is \$42,183,522 in General Revenue Funds in fiscal year 2016 for the purpose of performing deferred maintenance and renovations projects for the Lyndon B. Johnson Building. The commission shall submit a list of planned maintenance, repairs and renovations to be performed at the building for the approval of the Comptroller of Public Accounts and Legislative Budget Board not later than November 1, 2015. The Texas Facilities Commission may not expend appropriations made herein without the prior written approval of the Comptroller of Public Accounts and the Legislative Budget Board.

The commission requesting the approval of the Legislative Budget Board shall submit in a timely manner the request along with adequate information for evaluating the request. Any additional information requested by the Legislative Budget Board must be submitted promptly and in a manner prescribed by the Legislative Budget Board. The request shall be considered to be approved unless the Legislative Budget Board issues a written disapproval within 30 business days after the date the Legislative Budget Board staff concludes its review of the request and forwards the review to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor. Any requests for additional information made by the Legislative Budget Board interrupt the counting of the 30 business days.

Any unexpended and unobligated balances out of the appropriations made herein remaining as of August 31, 2016 are appropriated to the agency for the same purpose for the fiscal year beginning September 1, 2016.

ARTICLE I - GENERAL GOVERNMENT
303 Facilities Commission
DIFFERENCES ONLY
(Continued)

House

Senate

- 22. Facilities Operations.** For money appropriated above to the Facilities Commission for Strategy B.2.1, Facilities Operation:
- 1) money that is designated for residential or educational facilities operations may not be used for any other purpose other than providing facilities operations for this states' residential and educational facilities; and
 - 2) money that is designated for utilities expenses may not be used for any other purpose other than paying utility expenses for state facilities.

ARTICLE I - GENERAL GOVERNMENT
300 Trusted Programs Within the Office of the Governor
DIFFERENCES ONLY

House

Senate

12. Appropriation of Unexpended Balances, Revenue, and Interest Earnings.

Part I, Unexpended Balances

Included in amounts appropriated above for the biennium beginning September 1, 2015, are all estimated unexpended and unobligated account balances remaining as of August 31, 2015 out of the following accounts for the same purposes:

- a. General Revenue Account No. 1 (estimated to be \$0) across all strategies.
- b. Crime Stoppers Assistance Account No. 5012 (estimated to be \$0) in Strategy B.1.1 Criminal Justice.
- c. Criminal Justice Planning Account No. 421 (estimated to be \$5,000,000) in Strategy B.1.1 Criminal Justice.
- d. Small Business Incubator Fund Account No. 588 (estimated to be \$0) in Strategy C.1.1, Economic Development.
- e. Texas Product Development Fund Account No. 589 (estimated to be \$0) in Strategy C.1.1, Economic Development.
- f. Appropriated Receipts (estimated to be \$0) in Strategies C.1.1, Economic Development; C.1.2, Tourism; and C.1.3, Film and Music Marketing.
- g. Bond Proceeds - General Obligation Bonds (estimated to be \$0) in Strategy C.1.6, Military Preparedness.
- h. License Plate Trust Fund Account No. 0802 (estimated to be \$0) in Strategies C.1.1, Economic Development; C.1.2, Tourism; and C.1.3, Film and Music Marketing.

12. Appropriation of Unexpended Balances, Revenue, and Interest Earnings.

Part I, Unexpended Balances

All unexpended and unobligated balances, estimated unexpended and unobligated balances, interest earnings, and other revenues from funds appropriated to the Trusted Programs Within the Office of the Governor for the fiscal year ending August 31, 2015 are appropriated for the same purpose for the biennium beginning September 1, 2015.

Part II, Revenue and Interest Earnings

Included in amounts appropriated above for the biennium beginning September 1, 2015 are all revenue and interest earnings accruing during the 2016-17 biennium, to the Trusted Programs Within the Office of the Governor.

ARTICLE I - GENERAL GOVERNMENT
300 Trusted Programs Within the Office of the Governor
DIFFERENCES ONLY
(Continued)

House

Senate

Part II, Revenue and Interest Earnings

Included in amounts appropriated above for the biennium beginning September 1, 2015 are all estimated revenue and interest earnings accruing during the 2016-17 biennium, to the Trusted Programs Within the Office of the Governor out of the following accounts to carry out the activities in each strategy:

- a. Small Business Incubator Fund Account No. 588 in Strategy C.1.1, Economic Development, \$320,000 in fiscal year 2016 and \$320,000 in fiscal year 2017.
- b. Texas Product Development Fund Account No. 589 in Strategy C.1.1 Economic Development, \$435,000 in fiscal year 2016 and \$435,000 in fiscal year 2017.
- c. License Plate Trust Fund Account No. 0802 in Strategies C.1.1, Economic Development; C.1.2, Tourism; and C.1.3, Film and Music Marketing, \$117,000 in fiscal year 2016 and \$117,000 in fiscal year 2017.

- 23. Sunset Contingency.** Pursuant to Government Code Chapter 325, the Governor's Committee on People with Disabilities (agency) was the subject of review by the Sunset Advisory Commission.
- 1) Funds appropriated above in Strategy A.2.1, Disability Issues are contingent on such action continuing the Governor's Committee on People with Disabilities by the Eighty-fourth Legislature.
 - 2) In the event the legislature does not choose to continue the agency, the funds appropriated for fiscal year 2016, or as much thereof as may be necessary, are to be used to provide for the phase out of agency operations or to address the disposition of agency programs and operations as provided by legislation.

- 23. Sunset Contingency.** Pursuant to Government Code Chapter 325, the Governor's Committee on People with Disabilities was the subject of review by the Sunset Advisory Commission and a report pertaining to the Governor's Committee on People with Disabilities was delivered to the Eighty-fourth Legislature. Government Code 325.015 provides that the legislature may by law continue the Governor's Committee on People with Disabilities for up to 12 years, if such a law is passed before the sunset date for the Governor's Committee on People with Disabilities.
- 1) Funds appropriated above are contingent on such action continuing the Governor's Committee on People with Disabilities by the Eighty-fourth Legislature.
 - 2) In the event that the legislature does not choose to continue the agency, the funds appropriated for fiscal year 2016, or as much thereof as may be necessary, are to be used to provide for the phase out of agency operations or to address the disposition of

ARTICLE I - GENERAL GOVERNMENT
300 Trusteed Programs Within the Office of the Governor
DIFFERENCES ONLY
(Continued)

House

Senate

agency programs and operations as provided by the legislation.

24. Contingency for Texas Enterprise Fund. Contingent upon enactment of legislation by the Eighty-fourth Legislature to implement reforms to the Texas Enterprise Fund to improve performance, transparency and accountability, included in the amounts appropriated above are unexpended balances of \$30,000,000 as of August 31, 2015, out of General Revenue - Dedicated Texas Enterprise Fund Account No. 5107 in Strategy C.1.4, Texas Enterprise Fund for the same purposes for the biennium beginning September 1, 2015.

24. Contingency for Behavioral Health Funds. Notwithstanding appropriation authority granted above, the Comptroller of Public Accounts shall not allow the expenditure of General Revenue-Related behavioral health funds for the Trusteed Programs Within the Office of the Governor in Strategy B.1.1, Criminal Justice in fiscal year 2017, as identified in Art. IX, Sec. 10.04, Statewide Behavioral Health Strategic Plan and Coordinated Expenditures, if the Legislative Budget Board provides notification to the Comptroller of Public Accounts that the agency's planned expenditure of those funds in fiscal year 2017 does not satisfy the requirements of Art. IX, Sec. 10.04, Statewide Behavioral Health Strategic Plan and coordinated Expenditures.

25. Contingency for HB 1812: Grants. Contingent on passage of HB 1812, or similar legislation relating to the establishment of a new grant program for county courts to use GPS technology to monitor defendants charged with family violence crimes, by the Eighty-fourth Legislature, Regular Session, 2015, included in amounts appropriated above to the Trusteed Programs Within the Office of the Governor is \$1,000,000 in General Revenue in Strategy B.1.1, Criminal Justice, each fiscal year of the 2016-17 biennium to implement the provisions of the legislation.

ARTICLE I - GENERAL GOVERNMENT
300 Trusteed Programs Within the Office of the Governor
DIFFERENCES ONLY
(Continued)

House

Senate

25. Contingency Appropriations for the Moving Image Industry Incentive Program. Included in amounts appropriated above is \$11,000,000 in General Revenue in each fiscal year of the 2016-17 biennium, in Strategy A.1.4, Film and Music Marketing, to for the Moving Image Industry Incentive Program (MIIP) as authorized under Chapter 485, Government Code, contingent upon sufficient revenue certified by the Comptroller of Public Accounts. The Comptroller must certify that sufficient revenue is generated from the moving image industry in Texas to offset the cost of the appropriations, including but not limited to tax revenues generated from wages paid to industry employees, new jobs created in the state, and other non-tax exempt taxes paid by the industry to the state's general revenue fund and other funds, as appropriate.

26. Contingency Appropriation for Film and Music Marketing. Included in amounts appropriated above, contingent on a projection by the Comptroller of Public Accounts that the collection of the Hotel Occupancy Tax will be in excess of \$559,000,000 in fiscal year 2016 and in excess of \$592,000,000 in fiscal year 2017, as contained in the Comptroller of Public Accounts' January 2015 Biennial Revenue Estimate for the 2016-17 biennium, is excess Hotel Occupancy Tax revenue, not to exceed \$20,833,176 out of General Revenue, in each fiscal year of the 2016-17 biennium, to Strategy C.1.3, Film and Music Marketing for grants.

A finding of fact shall be issued, and the Legislative Budget Board and the Governor's Office of Budget Planning and Policy shall be notified, by the Comptroller of Public Accounts if it projects the collection of the Hotel Occupancy Tax will be in excess of the amounts contained in the January 2015 Biennial Revenue Estimate for the 2016-17 biennium, for fiscal years 2016 and 2017 respectively.

26. Emerging Technology Fund Contingency. Contingent on passage of legislation by the Eighty-fourth Legislature, Regular Session, 2015, relating to balances in the Emerging Technology Fund, included in amounts appropriated above is 50 percent of balances remaining as of August 31, 2015 (estimated to be \$46,000,000) in General Revenue - Dedicated

ARTICLE I - GENERAL GOVERNMENT
300 Trusted Programs Within the Office of the Governor
DIFFERENCES ONLY
(Continued)

House

Senate

Emerging Technology Fund Account No. 5124, which shall be transferred to General Revenue - Dedicated Texas Enterprise Fund Account No. 5107 in Strategy C.1.4 Texas Enterprise Fund, in fiscal year 2016 for economic development incentives, pursuant to the provisions of the legislation.

In the event that legislation is not passed by the Eighty-fourth Legislature, Regular Session, 2015, to require the transfer of 50 percent of balances from General Revenue - Dedicated Emerging Technology Fund Account No. 5124 to General Revenue - Dedicated Texas Enterprise Fund Account No. 5107, balances in the General Revenue - Dedicated Emerging Technology Fund Account No. 5124 are appropriated to a new strategy, C.1.6, Emerging Technology Fund, out of General Revenue - Dedicated Emerging Technology Fund Account No. 5124.

27. Grant Funds for Highway Interdiction. Included in the appropriations above in Strategy B.1.1, Criminal Justice, is \$1,500,000 in General Revenue in each year of the 2016-17 biennium. These grants shall be awarded to local law enforcement agencies only for the purpose of highway interdiction along the main border highway corridors that lead into the metropolitan areas with a population at least 700,000 from the direction of the Mexico and Texas border.

27. Grants to Certain Peace Officer Organizations. The Criminal Justice Division may not use any money appropriated under this Act to make a grant or other distribution to an association, group, union, lodge, local, or other organization, whether incorporated or unincorporated, in which peace officers participate and which exists wholly or partly to deal with employers concerning grievances, labor disputes, wages and rates of pay, hours of employment, and conditions of work if:

- 1) the organization or an employee of the organization is required to register under Chapter 305, Government Code;
- 2) the organization employs a person for the purpose of affecting the outcome of

ARTICLE I - GENERAL GOVERNMENT
300 Trusteed Programs Within the Office of the Governor
DIFFERENCES ONLY
(Continued)

House

Senate

legislation, agency rules, ordinances, or other governmental policies; or
3) the organization provides legal representation to its members.

28.

Grants for Local Border Security. Included in amounts appropriated above in Strategy B.1.1, Criminal Justice, is \$10,040,165 in fiscal year 2016 and \$10,040,165 in fiscal year 2017 in General Revenue for grants to local law enforcement agencies to support Operation Border Star. In addition to supporting Operation Border Star, funds may also be awarded for the humane processing of the remains of undocumented migrants. The Department of Public Safety and the Legislative Budget Board shall collaborate with the Office of the Governor to establish accountability and outcome standards for these grants. These accountability standards shall include, but not be limited to, the following: uses of the grants by local entities; effects of these grants on realizing a more secure border region, as defined in Article IX, Section 7.11 of this Act; and measures employed to ensure grant funds are expended as intended. By not later than December 1 of each fiscal year, the Office of the Governor shall provide a report to the Legislative Budget Board summarizing the outcomes of the previous fiscal year's grants.
29.

Enhanced Border Security. Included in the amounts appropriated above in Strategy B.1.1, Criminal Justice, is \$5,000,000 in General Revenue in fiscal year 2016 and \$4,000,000 in General Revenue in fiscal year 2017 for the following border security related purposes:

a.

\$3,000,000 in General Revenue each fiscal year to expand border security helicopter operations; and

b.

\$2,000,000 in General Revenue in fiscal year 2016 and \$1,000,000 in General Revenue in fiscal year 2017 to support the installation and regular maintenance of border cameras.
30.

Anti-Gang Programs. Included in amounts appropriated above in Strategy B.1.1, Criminal

ARTICLE I - GENERAL GOVERNMENT
300 Trusted Programs Within the Office of the Governor
DIFFERENCES ONLY
(Continued)

House

Senate

Justice, is \$1,000,000 in General Revenue each fiscal year of the 2016-17 biennium for the purpose of making grants for anti-gang activities.

ARTICLE I - GENERAL GOVERNMENT
307 Secretary of State
DIFFERENCES ONLY

House

Senate

9. Senate Bill 14: Related to Voter Identification. Contingent on the effectiveness of Senate Bill 14 by the Eighty-second Legislature, Regular Session, 2011, relating to requiring a voter to present certain proof of identification, it is the intent of the Legislature that the Secretary of State shall allocate funds available in the 2016-17 biennium out of General Revenue-Dedicated Election Improvement Fund No. 5095 in Strategy B.1.4, Elections Improvement, for allowable costs associated with implementing the legislation.

13. Transfer Authority For International Protocol Activities. Notwithstanding Article IX, Section 14.01, Appropriation Transfers, the Secretary of State may transfer amounts appropriated above between Strategy C.1.1, Protocol/Border Affairs and Strategy C.1.2, Colonias Initiatives as needed to address border related priorities as identified by the Secretary of State.

The Secretary of State shall report the amount transferred to the Legislative Budget Board no later than 30 days before the transfer.

14. Notary Fees. Included in the amounts appropriated above in Strategy A.1.1, Document Filing is \$120,000 in Appropriated Receipts in each fiscal year of the 2016-17 biennium from revenue received pursuant to Government Code, Section 406.007(a)(2) for costs associated with notary education and enforcement.

9. Senate Bill 14: Contingency Appropriation for Voter Education: Related to Voter Identification. Contingent on the effectiveness of Senate Bill 14 by the Eighty-second Legislature, Regular Session, 2011, relating to requiring a voter to present certain proof of identification, it is the intent of the Legislature that the Secretary of State, out of funds appropriated above, shall use \$500,000 in General Revenue each fiscal year of the 2016-17 biennium in Strategy B.1.4, Elections Improvement, to educate the public, including students, regarding the required documents for voting and the general voting process.

ARTICLE I - GENERAL GOVERNMENT
403 Veterans Commission
DIFFERENCES ONLY

House

Senate

14.

Healthcare Advocacy Program for Veterans. From the amounts appropriated above in Strategy A.1.1, Claims Representation and Counseling, \$785,702 in General Revenue and 14.0 Full-Time Equivalents (FTEs) each fiscal year for the 2016-17 biennium may be used only for the purpose of supporting the Healthcare Advocacy Program.
15.

Mental Health Program for Veterans. Included in the amounts appropriated above in Strategy B.1.1, General Assistance Grants, is \$1,500,000 in Interagency Contracts each fiscal year for the 2016-17 biennium from a contract between the Department of State Health Services and the Texas Veterans Commission to administer the Mental Health Program for Veterans pursuant to Health and Safety Code § 1001.201-204.
14.

Contingency for Behavioral Health Funds. Notwithstanding appropriation authority granted above, the Comptroller of Public Accounts shall not allow the expenditure of General Revenue-Related behavioral health funds for the Texas Veterans Commission in Strategy B.1.1, General Assistance Grants, in fiscal year 2017, as identified in Art. IX, Sec. 10.04, Statewide Behavioral Health Strategic Plan and Coordinated Expenditures, if the Legislative Budget Board provides notification to the Comptroller of Public Accounts that the agency's planned expenditure of those funds in fiscal year 2017 does not satisfy the requirements of Art. IX, Sec. 10.04, Statewide Behavioral Health Strategic Plan and coordinated Expenditures.
15.

Interagency Contract with Supreme Court of Texas. Included in the amounts appropriated above in Strategy B.1.1, General Assistance Grants, is \$750,000 in Interagency Contracts each fiscal year for the 2016-17 biennium from a contract between the Supreme Court of Texas and the Texas Veterans Commission; the Veterans Commission shall match this amount with \$750,000 from appropriations from the Fund for Veterans' Assistance Account No. 0368 each fiscal year of the 2016-17 biennium. The combined \$1,500,000 in All Funds each fiscal year shall be used by the Texas Veterans Commission for Veterans Treatment Court Programs.

ARTICLE I - GENERAL GOVERNMENT
403 Veterans Commission
DIFFERENCES ONLY
(Continued)

House

Senate

- 16. Basic Civil Legal Services for Veterans.** Included in the amounts appropriated above in Strategy B.1.1, General Assistance Grants, is \$750,000 in Interagency Contracts each fiscal year for the 2016-17 biennium from a contract between the Supreme Court of Texas and the Texas Veterans Commission; the Veterans Commission shall match this amount with \$750,000 from appropriations to the Texas Veterans Commission from the Fund for Veterans' Assistance Account No. 0368 each fiscal year of the 2016-17 biennium. Of the \$1,500,000 for the match requirement, \$1,000,000 will be used as grants to legal aid organizations to provide basic civil legal services to veterans and their families and \$500,000 will be used for Veteran Treatment Court Programs each fiscal year for the 2016-17 biennium. The Texas Veterans Commission will grant and administer legal services funds in consultation with the Texas Access to Justice Foundation and in accordance with Government Code §434.017.