

Senate

Border Security Initiative

2016-17 Biennium

Prepared by LBB Staff

March 26, 2015

Senator Huffman, Workgroup Leader on Articles 1, 4, and 5
 Members: Senators Hancock, Hinojosa, Kolkhorst, Whitmire
 Decision Document

BORDER SECURITY INITIATIVE Total, All Articles Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Work Group Decisions			
	Items Not Included in SB 2 2016-17 Biennial Total		Pended Items 2016-17 Biennial Total		Adopted 2016-17 Biennial Total		Article XI 2016-17 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
Trusted Programs within the Office of the Governor								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ 37,080,330	\$ 37,080,330	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Texas Alcoholic Beverage Commission								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ 1,184,618	\$ 1,184,618	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	6.0	6.0	0.0	0.0
Texas Department of Public Safety								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ (50,907,685)	\$ (50,907,685)	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	562.7	562.7	0.0	0.0
Texas Military Department								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ 3,000,000	\$ 3,000,000	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Texas Commission on Law Enforcement								
Total, Outstanding Items / Tentative Decisions	\$ 221,667	\$ 221,667	\$ -	\$ -	\$ 221,667	\$ 221,667	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	2.0	2.0	0.0	0.0
Texas Parks and Wildlife Department								
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ 5,263,712	\$ 5,263,712	\$ -	\$ -
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	30.0	30.0	0.0	0.0
Total, Outstanding Items / Tentative Decisions	\$ 221,667	\$ 221,667	\$ -	\$ -	\$ (4,157,358)	\$ (4,157,358)	\$ -	\$ -
	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	600.7	600.7	0.0	0.0

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BORDER SECURITY INITIATIVE Texas Alcoholic Beverage Commission Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Work Group Decisions			
	Items Not Included in SB 2 2016-17 Biennial Total		Pended Items 2016-17 Biennial Total		Adopted 2016-17 Biennial Total		Article XI 2016-17 Biennial Total	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
Subcommittee Revisions and Additions:								
1. Organized Criminal Activity - Field Special Investigation Agents (6 FTEs).					\$ 1,184,618	\$ 1,184,618		
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ 1,184,618	\$ 1,184,618	\$ -	\$ -
	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	6.0	6.0	0.0	0.0

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BORDER SECURITY INITIATIVE Texas Commission on Law Enforcement Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Work Group Decisions				
	Items Not Included in SB 2 2016-17 Biennial Total		Pended Items 2016-17 Biennial Total		Adopted 2016-17 Biennial Total		Article XI 2016-17 Biennial Total		
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	
Subcommittee Revisions and Additions:									
1.	Additional investigators to work with the Department of Public Safety on border security (2 FTEs).		\$ 221,667	\$ 221,667			\$ 221,667	\$ 221,667	
Total, Outstanding Items / Tentative Decisions	\$ 221,667	\$ 221,667	\$ -	\$ -	\$ 221,667	\$ 221,667	\$ -	\$ -	
	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017	
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	2.0	2.0	0.0	0.0	

BORDER SECURITY INITIATIVE Department of Public Safety Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Work Group Decisions			
	Items Not Included in SB 2 <u>2016-17 Biennial Total</u>		Pended Items <u>2016-17 Biennial Total</u>		Adopted <u>2016-17 Biennial Total</u>		Article XI <u>2016-17 Biennial Total</u>	
	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
<u>Subcommittee Revisions and Additions:</u>								
Reduction to fund grants for highway interdiction operations at Trusteed Programs Within the Office of the Governor.					\$ (3,000,000)	\$ (3,000,000)		
Reduction to fund grants to local law enforcement agencies at Trusteed Programs Within the Office of the Governor.					\$ (20,080,330)	\$ (20,080,330)		
Reduction to add \$3,000,000 to prosecution resources at Trusteed Programs Within the Office of the Governor.					\$ (3,000,000)	\$ (3,000,000)		
Reduction for local grants for anti-gang activities at Trusteed Programs Within the Office of the Governor.					\$ (2,000,000)	\$ (2,000,000)		
Reduction to sustain year-round flight capacity for helicopters at Trusteed Programs Within the Office of the Governor.					\$ (6,000,000)	\$ (6,000,000)		
Reduction to fund contracts with Texas Military Department for installation & maintenance of border cameras at Trusteed Programs Within the Office of the Governor.					\$ (3,000,000)	\$ (3,000,000)		
Reduction to fund 6 Field Service Agents at the Texas Alcoholic Beverage Commission.					\$ (1,184,618)	\$ (1,184,618)		
Reduction to construct a hangar at Edinburg Airport at the Texas Department of Transportation.					\$ (3,000,000)	\$ (3,000,000)		
Reduction to fund 2 additional investigators to work with the Department of Public Safety on border security at the Texas Commission on Law Enforcement.					\$ (221,667)	\$ (221,667)		

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BORDER SECURITY INITIATIVE Department of Public Safety Items Not Included in Bill as Introduced		Outstanding Items for Consideration				Tentative Work Group Decisions			
		Items Not Included in SB 2 <u>2016-17 Biennial Total</u>		Pended Items <u>2016-17 Biennial Total</u>		Adopted <u>2016-17 Biennial Total</u>		Article XI <u>2016-17 Biennial Total</u>	
		GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds	GR & GR-Dedicated	All Funds
	Reduction to fund 30 new Game Wardens at the Texas Parks and Wildlife Department.					\$ (5,263,712)	\$ (5,263,712)		
	Net reduction resulting from the following workgroup decisions on amounts included in SB 2 as Introduced.					\$ (4,157,358)	\$ (4,157,358)		
	The workgroup also adopted the following items using funds included for border security in SB 2:								
a.	\$125/week stipend for OSS participants;								
b.	A fully equipped Pilatus aircraft;								
c.	Sustained Operation Strong Safety through 2016-17								
d.	Recruit, train and equip 250 recruits from 6-month recruit schools and 80 recruits from 8-week transfer program(s)								
e.	Fund a 10-hour work day for all DPS law enforcement officers								
f.	Reimbursement for TMD for participation in OSS II								
g.	Support for Texas Southmost College's for Regional Center for Public Safety Excellence								
h.	New Texas Rangers Company (22 Tx Rangers, 5 support)								
i.	Texas Transnational Intelligence Center								
j.	Multiuse training facility								
k.	Grants to law enforcement agencies for NIBRS transition								
Total, Outstanding Items / Tentative Decisions		\$ -	\$ -	\$ -	\$ -	\$ (50,907,685)	\$ (50,907,685)	\$ -	\$ -
		FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017
Total, Full-time Equivalents / Tentative Decisions		0.0	0.0	0.0	0.0	562.7	562.7	0.0	0.0

Senator Huffman, Workgroup Leader on Articles 1, 4, and 5
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BORDER SECURITY INITIATIVE Texas Parks and Wildlife Department Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Work Group Decisions				
	Items Not Included in SB 2 2016-17 Biennial Total		Pended Items 2016-17 Biennial Total		Adopted 2016-17 Biennial Total		Article XI 2016-17 Biennial Total		
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	
Subcommittee Revisions and Additions:									
Fund 30 new Game Wardens (30.0 FTEs)					\$ 5,263,712	\$ 5,263,712			
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ 5,263,712	\$ 5,263,712	\$ -	\$ -	
	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017	
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	30.0	30.0	0.0	0.0	

BORDER SECURITY INITIATIVE Texas Department of Transportation Items Not Included in Bill as Introduced	Outstanding Items for Consideration				Tentative Work Group Decisions			
	Items Not Included in SB 2 <u>2016-17 Biennial Total</u>		Pended Items <u>2016-17 Biennial Total</u>		Adopted <u>2016-17 Biennial Total</u>		Article XI <u>2016-17 Biennial Total</u>	
	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds	GR & GR- Dedicated	All Funds
<u>Subcommittee Revisions and Additions:</u>								
Construct a hangar at Edinburg Airport.					\$ 3,000,000	\$ 3,000,000		
Total, Outstanding Items / Tentative Decisions	\$ -	\$ -	\$ -	\$ -	\$ 3,000,000	\$ 3,000,000	\$ -	\$ -
	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017	FY 2016	FY 2017
Total, Full-time Equivalents / Tentative Decisions	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

By: _____

**Trusteed Programs Within the Office of the Governor, Art. I
Border Security Initiative**

**Proposed Rider for SB 2
Funding to Secure the Border Region**

Prepared by LBB Staff, March 25, 2015

Overview

This new rider would provide the Trusteed Programs Within the Office of the Governor with funding to expand helicopter-borne border security operations as well as install and maintain the state's array of border cameras.

Required Actions

1. Add \$6,000,000 in General Revenue in fiscal year 2016 to Strategy B.1.1, Criminal Justice, on page I-61 of the Trusteed Programs Within the Office of the Governor's bill pattern in the Senate's General Appropriations Bill.
2. Add the following rider on page I-68 of the Trusteed Programs Within the Office of the Governor's bill pattern in the Senate's General Appropriations Bill:

Enhanced Border Security. Included in the amounts appropriated above in Strategy B.1.1, Criminal Justice, is \$6,000,000 out of the General Revenue Fund in fiscal year 2016 and \$3,00,000 out of the General Revenue Fund in fiscal year 2017 for the following border security related purposes:

- a. \$3,000,000 out of the General Revenue Fund in each fiscal year to expand border security helicopter operations; and
- b. \$2,000,000 out of the General Revenue Fund in fiscal year 2016 and \$1,000,000 out of the General Revenue Fund in fiscal year 2017 to support the installation and regular maintenance of border cameras.

By: _____

Trusteed Programs within the Office of the Governor, Art. I
Border Security Initiative
Proposed Rider for SB 2
Transfer of Certain Local Border Security Grants to Office of the Governor

Prepared by LBB Staff, March 24, 2015

Overview

This new rider would specify funds are transferred from the Department of Public Safety to the Trusteed Programs within the Office of the Governor for local border security grants to support Operation Border Star. The rider would also authorize the use of these grants to process in a humane manner the bodies of deceased undocumented migrants.

Required Actions

1. Reduce General Revenue by \$10,040,165 in each fiscal year from Strategy B.1.1, State Grants to Local Entities, on page V-34 of the Department of Public Safety's bill pattern in the Senate's General Appropriations Bill.
2. Add \$10,040,165 in General Revenue in each fiscal year to Strategy B.1.1, Criminal Justice, on page I-61 of the Trusteed Programs Within the Office of the Governor's bill pattern in the Senate's General Appropriations Bill.
3. Add the following rider on page I-68 of the Trusteed Programs Within the Office of the Governor's bill pattern in the Senate's General Appropriations Bill:

. Grants for Local Border Security. Included in the General Revenue Funds 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 to fund grants to local law enforcement agencies to support Operation Border Star. In addition to supporting Operation Border Star, the grant 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.

By: _____

Department of Public Safety, Art. V
Border Security Initiative
Proposed New Rider for SB 2
Interstate Highway Law Enforcement

Prepared by LBB Staff, March 25, 2015

Overview

This new rider would require \$3.0 million in grant funds be distributed by the Office of the Governor to support for law enforcement interdiction operations along major Texas highways, specifically Interstate-59. The grant funds would be available to any county or major city that Interstate-59 passes through.

Required Actions

1. Add \$1,500,000 in General Revenue in fiscal year 2016 and \$1,500,000 in General Revenue in fiscal year 2017 to Strategy B.1.1, Criminal Justice, on page I-61 of the Trusteed Programs Within the Office of the Governor’s bill pattern in the Senate’s General Appropriations Bill.
2. Add the following new rider on page I-68 of the Trusteed Programs Within the Office of the Governor’s bill pattern in the Senate’s General Appropriations Bill:

Grant Funds for Highway Interdiction. Included in the appropriations above in Strategy B.1.1, Criminal Justice, is \$1,500,000 in General Revenue Funds 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.

By: _____

Department of Public Safety, Art. V
Border Security Initiative
Proposed Rider for SB 2
Stipend for Operation Strong Safety II Participants

Prepared by LBB Staff, March 24, 2015

Overview

This new rider would specify that participants in Operation Strong Safety II shall receive stipends at \$125 per week of participation in Operation Strong Safety II.

Required Actions

1. On page V-60 of the Department of Public Safety’s bill pattern in the Senate’s General Appropriations Bill, add the following rider:

. **Stipends to Troopers Participating in Operation Strong Safety II.** Included in the General Revenue Funds appropriated above in Strategy B.1.4, Extraordinary Operations, is \$1,600,000 in fiscal year 2016 and \$1,600,000 in fiscal year 2017 to fund stipends of \$125 per week for state troopers participating in Operation Strong Safety II. The Department of Public Safety shall provide these weekly stipends to all state troopers participating in Operation Strong Safety II.

By: _____

Department of Public Safety, Article V
Border Security Initiative
Proposed Rider for SB 2
Hiring Officers with Previous Law Enforcement Experience

Prepared by LBB Staff, March 25, 2015

Overview

This new rider would permit the Department of Public Safety to hire law enforcement officers with previous experience as troopers.

Required Actions

1. Add the following rider on page V-52 of the Department of Public Safety’s bill pattern in the Senate’s General Appropriations Bill:

. **Hiring Officers with Previous Experience.** From funds appropriated above in Strategy B.1.3, Routine Operations, the Department of Public Safety may, at the time a commissioned officer is hired, elect to credit up to four years of experience as a peace officer in the state as years of service for the purpose of calculating the officer’s salary under Salary Classification Schedule C as provided in Article IX, Section 2.01 of this Act. All officers hired under this provision are subject to the one-year probationary period under Section 411.007 (g) notwithstanding the officers rank or salary classification.

By: _____

**Department of Public Safety, Art. V
Border Security Initiative
Proposed Rider Revision for SB 2
Rider Pertaining to Border Security Appropriations for DPS**

Prepared by LBB Staff, March 25, 2015

Overview

This adoption would revise DPS' current Rider 32, Local Border Security, to reflect the array of decisions pertaining to DPS and the Border Security Initiative.

Required Actions

1. On page V-60 of the Department of Public Safety's bill pattern in the Senate's General Appropriations Bill, delete and replace the following rider language:

~~**Local Border Security.** From funds appropriated above in Strategy A.1.4, Local Border Security B.1.1, State Grants to Local Entities, the Texas Rangers Division within the Department of Public Safety shall use \$18,184,252 in fiscal year 20142016 and \$18,219,979 in fiscal year 20152017 (excluding grants of \$4,957,763 for each fiscal year which shall be administered by a division within the Department of Public Safety other than the Texas Ranger Division) for the following border security expenditures:~~

- ~~a. fund DPS troopers along the border;~~
- ~~b. fund Texas Ranger positions;~~
- ~~c. overtime and operational costs for increased patrol and investigative capacity for certified peace officers and law enforcement support personnel (DPS, Texas Parks and Wildlife Department, and local) following the DPS overtime policy; and operational costs, per diem, and travel expenses for Texas Military Forces;~~
- ~~d. the operations of the Border Operations Center and the Joint Operations and Intelligence Centers; and~~
- ~~e. the operations of the Rio Grande Valley Border Security and Technology Training Center.~~

~~Out of funds appropriated, on or before December 15th of each year, the Department of Public Safety shall submit a report to the Legislative Budget Board and the Governor's Office on the expenditure of the funds identified in this rider in the previous fiscal year in a format determined by the Legislative Budget Board provided to local law enforcement agencies.~~

~~Prior to the execution of a significant border security or homeland security operation, the Director of the Department of Public Safety, the Director of the Division of Emergency Management, and the Director of Homeland Security shall be notified. As soon as possible after the execution of a significant border security or homeland security operation, the Director of the Department of Public Safety, the Director of the Division of Emergency Management, and the Director of Homeland Security shall receive written notification on the operational plans.~~

~~Any unexpended balances from appropriations listed above that are remaining as of August 31, 20142016 are hereby appropriated for the fiscal year beginning September 1, 20142016 for the same purpose(s).~~

~~**Border Security Initiative.** The funds appropriated above in Goal B, Secure Border Region, shall be used to increase border security according to the definition of border security specified in Article IX, Section 7.11 of this Act. The following items related to the Texas Border Security Initiative are funded in Goal B, Secure Border Region:~~

- a) Acquire a fully equipped Pilatus aircraft;
- b) Provide a \$125 per week stipend for the agency's commissioned officers participating in Operation Strong Safety;
- c) Sustain Operation Strong Safety through the 2016-17 biennium;
- d) Recruit, train and equip 250 new probationary troopers and 80 transfer troopers;
- e) Provide overtime pay sufficient to increase the work week for all of the agency's troopers to an average of 50 hours per week;
- f) Establish a new Texas Rangers Company with a focus on the border region;
- g) Operate the Texas Transnational Intelligence Center ;
- h) Develop a multiuse training facility on donated land;
- i) Support the Regional Center for Public Safety Excellence at South Texas College;
- j) Allocate grants to law enforcement agencies to facilitate their transition to a National Incident Based Reporting System;
- k) Reimburse operational costs, per diem, and travel expenses for Texas Military Forces supporting Operation Border Star;
- l) Administer the Border Operations Center and the Joint Operations and Intelligence Centers; and
- m) Conduct routine and extraordinary law enforcement operations centering on increasing border security according to the definition of border security specified in Article IX, Section 7.11 of this Act.

Out of funds appropriated above, on or before December 15th of each year, the Department of Public Safety shall submit a report to the Legislative Budget Board and the Governor's Office on the expenditure of the funds for border security purposes, including but not limited to the funding items noted above, in the previous fiscal year in a format determined by the Legislative Budget Board.

By: _____

Department of Public Safety, Article V
Border Security Initiative
Proposed Rider for SB 2
Reserve Officer Corps

Prepared by LBB Staff, March 25, 2015

Overview

This new rider would permit the Department of Public Safety to hire law enforcement officers with previous experience as troopers.

Required Actions

1. Add the following rider on page V-52 of the Department of Public Safety’s bill pattern in the Senate’s General Appropriations Bill:

_____. **Reserve Officer Corps.**

- 1) From funds appropriated above in Strategy B.1.3, Routine Operations, the Public Safety Commission (Commission) may provide for the establishment of a reserve officer corps consisting of retired or previously commissioned officers of the Department of Public Safety (DPS).
- 2) The Commission shall establish qualifications and standards of training for members of the reserve officer corps.
- 3) The Commission may limit the size of the reserve officer corps.
- 4) The director shall appoint the members of the reserve officer corps. Members serve at the director’s discretion.
- 5) The director may call the reserve officer corps into service at any time the director considers it necessary to have additional officers to assist DPS in conducting background investigations, sex offender compliance checks, and other duties as determined necessary by the director.

By: _____

Department of Public Safety

**Proposed Funding and Rider
Increase Appropriations to Provide Grants to Local Law Enforcement Entities for the
Purposes of Implementing Incident-Based Crime Reporting**

Prepared by LBB Staff, 03/23/2015

Overview

This rider would amend existing riders in the Department of Public Safety's bill pattern relating to incident-based crime reporting. This amendment would increase amounts appropriated to the agency from General Revenue-Dedicated Account 5153 by \$11,145,436 and from General Revenue-Dedicated Account 116 by \$660,000, compared to the amounts appropriated in the introduced bill for the 2016-17 biennium.

Required Action

In the Department of Public Safety's bill pattern, increase appropriations made to Strategy B.1.1, State Grants to Local Entities, from Emergency Radio Infrastructure Account No. 5153 to equal the amount of \$8,091,892 for each fiscal year of the 2016-17 biennium.

On page V-59 of the Department of Public Safety's bill pattern, amend the following riders:

46. **Incident Based Reporting Grants.** Included in amounts appropriated above in Strategy E.1.2, Crime Records Services is ~~\$2,519,174~~ \$8,091,892 in fiscal year 2016 and ~~\$2,519,174~~ \$8,091,892 in fiscal year 2017 from the General Revenue Emergency Radio Infrastructure Account to provide grants to local law enforcement agencies for upgrading technology infrastructure to implement incident based reporting.
- Technology infrastructure purchased using grant funds shall be compatible with the National Incident Based Reporting System and the Texas Incident Based Reporting System.
47. **Contingency Appropriation for Training on Incident Based Reporting.** Contingent upon the enactment of legislation by the Eighty-fourth Legislature relating to the modification of the Occupations Code to expand the allowable uses of the General Revenue-Dedicated Law Enforcement Officers Standards and Education Account No. 116 to include grants administered by the Department of Public Safety, the Department of Public Safety is appropriated in Strategy E.1.2, Crime Records Services, ~~\$159,000~~ \$480,000 in fiscal year 2016 and ~~\$159,000~~ \$480,000 in fiscal year 2017 out of the Law Enforcement Officers Standards and Education Account No. 116 to provide grants to local law enforcement for training on incident based reporting.

By: _____

Department of Public Safety, Article V
Border Security Initiative
Proposed Rider for SB 2
Multituse Training Facility

Prepared by LBB Staff, March 25, 2015

Overview

This new rider would require that land donated by the City of Edinburg/County of Hidalgo shall be used for a multituse training facility for law enforcement officers and military entities.

Required Actions

1. Add the following rider on page V-52 of the Department of Public Safety's bill pattern in the Senate's General Appropriations Bill:

_____. **Multituse Training Facility:**

- 1) From funds appropriated above in Strategy B.1.3, Routine Operations, \$2,000,000 in General Revenue Funds in fiscal year 2016 is appropriated to the Department of Public Safety (DPS) for the construction of a multituse training facility to be used by DPS, the Texas military forces, county and municipal law enforcement agencies, and any other military or law enforcement agencies, including agencies of the federal government for training purposes.
- 2) It is the intent of the Legislature that the governing body of the County of Hidalgo or the City of Edinburg may donate 200 acres of real property to DPS for the training facility. If donated, DPS shall accept 200 acres of donated land from the governing body of the County of Hidalgo or the City of Edinburg for the purpose of constructing the training facility.
- 3) Also from funds appropriated above, DPS shall design the training facility.
- 4) DPS shall manage the training facility and may adopt rules necessary to implement this section. DPS shall make the training facility available for use by DPS, the Texas military forces, county and municipal law enforcement agencies, and any other military of law enforcement agency, including agencies of the federal government. DPS may receive reimbursement or cost recovery for the use of the training facility.

By: _____

Department of Public Safety, Art. V / South Texas College, Art. III
Border Security Initiative
Proposed Rider for SB 2
Funding for Regional Center for Public Safety Excellence at South Texas College

Prepared by LBB Staff, March 25, 2015

Overview

This proposed new rider would require the Department of Public Safety to transfer \$1,582,000 in fiscal year 2016 to South Texas College to assist in the establishment of the Regional Center for Public Safety Excellence at South Texas College. The Regional Center for Public Safety Excellence would provide a college level education for public safety and law enforcement personnel in the Rio Grande Valley, allowing individuals to earn a basic peace officer certificate that leads toward an associate of applied science degree in law enforcement, as well as a wide range of related certificates, associate degrees, and bachelor degrees. In addition, the Center would provide professional continuing education courses required by all law enforcement officers.

The proposed Center would be located on acreage donated by the City of Pharr. South Texas College would provide \$4.2 million in the district's revenue bonds to construct the facility. State funding would fund the following items:

Vehicle Driving Track	\$ 600,000
Driving Simulator	\$ 92,000
Outdoor Shooting Range	\$ 225,000
Firearms Simulator	\$ 130,000
Mobile Firearms Simulator	\$ 300,000
Patrol Units (4)	\$ 165,000
Exercise Equipment	\$ 70,000
TOTAL	\$1,582,000

Required Actions

1. In SB 2, on page V-60 of the bill pattern for the Department of Public Safety, add the following new rider:

Regional Center for Public Safety Excellence at South Texas College. Out of funds appropriated above in Goal B, Secure Border Region, the Department of Public Safety shall transfer \$1,582,000 in fiscal year 2016 in General Revenue Funds to South Texas College to assist in the establishment of the Regional Center for Public Safety Excellence.

By: _____

Department of Public Safety, Art. V
Border Security Initiative
Proposed Rider for SB 2
Contingency for the Texas Transnational Intelligence Center

Prepared by LBB Staff, March 24, 2015

Overview

Contingent upon passage of SB 3, or relevant legislation, this proposed new rider would require the Department of Public Safety to transfer \$2,430,812 in General Revenue Fund 01 to the Texas Transnational Intelligence Center.

Required Actions

1. Add the following new rider to the appropriate section within Article IX:

Contingency for SB 3. Contingent upon the enactment of Senate Bill 3, or similar legislation relating to the establishment of the Texas Transnational Intelligence Center, by the Eighty-fourth Legislature, Regular Session, the Department of Public Safety shall transfer \$2,430,812 in General Revenue Fund 01 to the Texas Transnational Intelligence Center out of Goal B, Secure Border Region.

By: _____

Department of Public Safety, Art. V
Border Security Initiative
Proposed Rider for SB 2
Department of Public Safety / Military Department Transitional Funding

Prepared by LBB Staff, March 25, 2015

Overview

This revision to existing Rider 49 in SB 2 would conform the content of the rider to the decisions of the Senate Finance committee pertaining to border security.

Required Actions

1. In SB 2, on page V-59 of the bill pattern for the Department of Public Safety, amend the following rider:

49 Department of Public Safety/Military Department Transitional Funding. Included in the amounts appropriated above to the Department of Public Safety in Strategy B.1.5, Border Security Division, is \$\$204,100,000 in fiscal year 2016 and \$204,100,000 in fiscal year 2017 in General Revenue Funds for the following purposes:

- a. recruitment, training of and equipment for at least 250 new troopers, and training and support for approximately 80 recruits from transfer schools;
- b. funding a 10-hour work day for all DPS law enforcement officers;
- c. \$125 per week stipend for Operating Strong Safety participants; and
- d. the transitional deployment of the Texas National Guard to the border region for border security operations.

The Department of Public Safety (DPS) and the Military Department (TMD) shall enter into a memorandum of understanding that provides for the transfer of funds through an Interagency Contract from DPS to TMD for the purpose of deploying the Texas National Guard to the border region for border security operations. DPS shall transfer sufficient funds to TMD to provide for the deployment of the Texas National Guard until such deployment is not necessary.

By: _____

**Texas Department of Transportation, Art. VIII
Border Security Initiative**

**Proposed Rider for SB 2
Funding to Construct a Hangar at Edinburg Airport**

Prepared by LBB Staff, March 25, 2015

Overview

This new rider would require the Texas Department of Transportation to assist in hangar expansion for airport facilities used by the Department of Public Safety for emergency and first responders, including facilities where Department of Public Safety aircraft are used for staging and storage purposes.

Required Actions

1. Add \$3,000,000 in General Revenue fiscal year 2016 to Strategy B.1.4, Aviation Services, on page VII-18 of the Texas Department of Transportation's bill pattern in the Senate's General Appropriations Bill.
2. Add the following rider on page VII-34 of the Texas Department of Transportation's bill pattern in the Senate's General Appropriations Bill:

Allocation for Emergency and First Responder Airport Facilities. Out of amounts appropriated above to the Department of Transportation in Strategy B.1.4, Aviation Services, the amount of \$3,000,000 out of the General Revenue Fund in fiscal year 2016 shall be used to assist in hangar expansion for airport facilities used by the Department of Public Safety for emergency and first responders, including facilities where Department of Public Safety aircraft are used for staging and storage purposes.

Sec. 17.09. Border Security - Informational Listing. Included elsewhere in this Act is \$811.0 million in border security funding for the 2016-17 biennium. The following is an informational list of the amounts appropriated elsewhere in this Act for border security to the Department of Public Safety, Trusteed Programs Within the Office of the Governor, the Parks and Wildlife Department, the Texas Alcoholic Beverage Commission, the Department of Criminal Justice, the Texas Commission on Law Enforcement, and the Texas Department of Transportation.

Agency / Item	2016-17 Biennial Total (in millions)
Cross-agency (DPS and TMD)	
Flexible Funding to Ensure a Continued Presence on the Border. Funding to DPS provides personnel, training, equipment and other support costs, including funding for a 10-hour work day for all DPS troopers, stipends for officers deployed to Operation Strong Safety II, costs to recruit, train and equip 250 new DPS troopers, costs to hire 80 law enforcement experienced DPS troopers, and transitional deployment costs for the National Guard.	\$408.2
Department of Public Safety	
Baseline Border Security (Adjusted)	\$305.2
Transition to NIBRS Crime Reporting System	\$17.3
New Texas Rangers Company, and Support	\$8.8
Acquisition of and Support for Pilatus Aircraft	\$7.5
Texas Transnational Intelligence Center	\$2.4
Multiuse Training Facility	\$2.0
Regional Center for Public Safety Excellence	\$1.5
Trusteed Programs within in the Office of the Governor – Grants to Local Law Enforcement Agencies	
Border Security Enforcement Activities	\$20.1
Prosecution Resources	\$9.0
Sustain Year-round Flight Capacity for Helicopters	\$6.0
Grants to Urban Areas and Interstate Corridors	\$3.0
Installation and Maintenance of Border Cameras	\$3.0
Anti-gang Activities	\$2.0
Texas Parks and Wildlife Department	
Baseline Game Warden Activity on the Border	\$4.7
New Game Warden Deployment	\$5.3
Texas Department of Transportation – Construct a Hangar for DPS airplanes	\$3.0
Texas Alcoholic Beverage Commission – Special Investigation Agents	\$1.2
Texas Department of Criminal Justice – Anti-gang Intelligence	\$0.5
Texas Commission on Law Enforcement – Border Investigators	\$0.2
GRAND TOTAL, ALL AGENCIES	\$811.0

Amounts may not add to total due to rounding.

By: _____

Article IX
Border Security Initiative
Proposed Funding and Rider
Border security reporting requirement

Prepared by LBB Staff, March, 25, 2015

Overview

This would amend the definition of border security for reporting purposes, which is included in a rider in Article IX of the introduced 2016-17 General Appropriations Bill.

Required Action

On page IX-42 of the Article IX bill pattern, add the following rider:

7.11. Border Security.

(a) The Department of Public Safety, Texas Military Department, Texas Parks and Wildlife Department, Trusted Programs Within the Office of the Governor, Texas Department of Criminal Justice, Texas Alcoholic Beverage Commission, Texas Commission on Law Enforcement, and any other agency as requested by the Legislative Budget Board, shall report all budgeted and expended amounts and performance results for border security as of January 31st and August 31st of each fiscal year to the Legislative Budget Board.

(b) In this section, border security is defined as activities associated with deterring crimes and enforcing state laws related to offenses listed in the Texas Government Code, Section 772.0071, or hunting and fishing laws related to poaching, or for which Texas receives federal grants intended to enhance law enforcement, or that relate to federal law enforcement operations, between designated entry and exit points in counties:

- (1) Adjacent to or a portion of which is located within 20 miles of an international border; or
- (2) adjacent to two counties located on an international border with a population of more than 5,000 and less than 7,500 according to the most recent decennial census; or
- (3) adjacent to the Gulf Intracoastal Waterway, as defined by the Texas Transportation Code, Section 51.002(4).

(c) This report shall be provided not later than 30 days after the reporting period specified in Subsection (a) and in a manner prescribed by the Legislative Budget Board. The report shall include, at a minimum:

- (1) expended amounts and performance results for activities related to enforcing laws listed in Subsection (b) that occurring:
 - (i) in each county in Subsection (b) as well as for activities statewide that support the ~~definition included in Subsection (b);~~ enforcement of those laws in these counties, and
 - (ii) in any geographic region outside of the counties included in Subsection (b), as requested, such as areas identified as smuggling corridors;
- (2) the method of finance of budgeted and expended amounts;
- (3) the object of expense of budgeted and expended amounts; and
- (4) regular and overtime pay.