

HOUSE COMMITTEE ON APPROPRIATIONS

SUBCOMMITTEE ON
ARTICLES I, IV & V



Rider Packet
Articles I, IV & V
Article XI

March 16, 2017

Gonzalez, M.

Overview

Add a rider appropriating \$4,330,000 in General Revenue in Strategy A.1.3, Cultural Tourism Grants, for cultural and fine arts districts.

Required Action

On page I-3 of the Commission on the Arts bill pattern, add the following rider:

____. **Cultural District Grants.** In addition to amounts appropriated above in Strategy A.1.3, Cultural Tourism Grants, \$2,165,000 in General Revenue in fiscal year 2018 and \$2,165,000 in General Revenue in fiscal year 2019 is appropriated for cultural and fine arts districts, as defined by Government Code, §444.031.

Any unexpended balances of these funds remaining as of August 31, 2018, are appropriated to the Commission on the Arts for the fiscal year beginning September 1, 2018, for the same purpose.

RIDER REQUEST

Member Name: Rep. Helen Giddings

Affected Agency: Commission of the Arts

Purpose: The restoration of Rider 5 concerning the appropriation of \$5,000,000 to the TCA for their Cultural & Fine Arts District Program.

Amount Requested (if applicable): \$10,000,000

Method of Finance (if applicable):

Rider Language:

5. Contingency for Cultural Districts. Included in amounts appropriated above in Strategy A.1.3, Cultural Tourism Grants, is \$5,000,000 in General Revenue in fiscal year 2016 and \$5,000,000 in General Revenue in FY 2017 for cultural and fine arts districts, as defined by Government Code, §444.031. The \$5,000,000 in General Revenue in each fiscal year of the 2016–17 biennium appropriated above is contingent upon sufficient revenue certified by the Comptroller of Public Accounts. The Comptroller must certify that sufficient revenue is generated from cultural and fine arts districts, as defined by Government Code, §444.031, to offset the cost of the appropriation made herein.

Any unexpended balances of these funds remaining as of August 31, 2016, are appropriated to the Commission on the Arts for the fiscal year beginning September 1, 2016, for the same purpose.

By: Capriglione, Lambert

Commission on the Arts, Article I
Proposed Funding and Rider
Cultural District Grants

Prepared by LBB Staff, 3/2/2017

Overview

Add a rider appropriating \$3,000,000 in General Revenue in Strategy A.1.3, Cultural Tourism Grants, for cultural and fine arts districts.

Required Action

On page I-3 of the Commission on the Arts bill pattern, add the following rider:

_____. **Cultural District Grants.** In addition to amounts appropriated above in Strategy A.1.3, Cultural Tourism Grants, \$1,500,000 in General Revenue in fiscal year 2018 and \$1,500,000 in General Revenue in fiscal year 2019 is appropriated for cultural and fine arts districts, as defined by Government Code, §444.031.

Any unexpended balances of these funds remaining as of August 31, 2018, are appropriated to the Commission on the Arts for the fiscal year beginning September 1, 2018, for the same purpose.

Walle**Overview**

The following action provides appropriation of \$2,000,000 in each fiscal year of the biennium in General Revenue funds in Strategy A.1.3, Cultural Tourism Grants.

Required Action

On page I-1 of the Commission of the Arts bill pattern in House Bill 1, increase funding in Strategy A.1.3, Cultural Tourism Grants, by \$2,000,000 in each fiscal year of the biennium in General Revenue.

By: Johnson of Dallas

Office of the Attorney General, Article I
Proposed Rider
Contingency for House Bill 673

Prepared by LBB Staff, 3/8/2017

Overview

Provide appropriation of \$952,348 in General Revenue in fiscal year 2018 for the purpose of implementing the provisions of HB 673, contingent upon its passage.

Required Action

On page I-12 of the bill pattern for the Office of the Attorney General, add the following new rider:

_____. **Contingency for HB 673: Criminal Justice Web Portal.** Contingent on enactment of HB 673, or similar legislation relating to the creation of a criminal justice web portal by the Office of the Attorney General, by the Eighty-fifth Legislature, Regular Session, 2017, the Office of the Attorney General is appropriated \$952,348 in General Revenue in Strategy A.1.1, Legal Services, in fiscal year 2018 to implement the provisions of the legislation.

Any unexpended balances of these funds remaining as of August 31, 2018 are appropriated to the Office of the Attorney General for the fiscal year beginning September 1, 2018, for the same purpose.

RIDER REQUEST

Member Name: Tan Parker

Affected Agency: Cancer Prevention and Research Institute of Texas (CPRIT)

Purpose: To authorize CPRIT to pay out of appropriations to CPRIT for lodging and transportation expenses of Texas patients participating in cancer clinical trials at sites in Texas.

Amount Requested (if applicable):

Method of Finance (if applicable):

Rider Language:

Amend House Bill 1, Article IX, General Provisions, by adding the following rider:

____. Contingent on enactment of House Bill 3721 or similar legislation relating to the authority of the Cancer Prevention and Research Institute of Texas (CPRIT) to administer the Texas Cancer Clinical Trials Program, by the 85th Legislature, Regular Session, CPRIT is authorized to pay out of appropriations to CPRIT for lodging and transportation expenses of Texas patients participating in cancer clinical trials at sites in Texas pursuant to V.T.C.A., Health and Safety Code, Chapter 102.

RIDER REQUEST

Member Name: Rep. Eddie Lucio, III

Affected Agency: Office of the Comptroller

Purpose: This rider makes an appropriation of historically unappropriated general revenue- dedicated balances for purposes of local law enforcement training statewide.

Amount Requested (if applicable): \$12,000,000

Method of Finance (if applicable): General Revenue Dedicated

Rider Language: From unexpended and unobligated balances in General Revenue Dedicated Account, Law Enforcement Officer Standards and Education, #116, add \$6,000,000 in FY 2018 and \$6,000,000 in FY 2019 to Strategy A.1.7., Local Continuing Education Grants, for purposes of continuing education for persons licensed under Occupations Code, Chapter 1701.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Representative Oscar Longoria

Affected Agency: Employee Retirement System

Purpose: Increasing the annuities of annuitants of the Judicial Retirement System Plan Two for the purpose of making the trust fund actuarially sound and paying for the benefits required by H.B. 3588.

Amount Requested (if applicable): \$4,000,000

Method of Finance (if applicable): General Revenue

Rider Language:

Contingent on the enactment of **H.B. 3588**, or similar legislation increasing the annuities of annuitants of the Judicial Retirement System Plan Two, by the Eighty Fifth Legislature, Regular Session, 2017, an amount of **\$4,000,000** is appropriated for the purpose of making the trust fund actuarially sound and paying for the benefits required by **H.B. 3588** or similar legislation.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

Turner

Overview

Add a rider appropriating \$500,000,000 in Economic Stabilization Funds in fiscal year 2018 for maintenance, renovation, and repair of certain state buildings.

Required Action

On page I-52 of the bill pattern for the Facilities Commission, add the following new rider:

_____. **Economic Stabilization Fund Appropriation.** In addition to amounts appropriated above in Strategy B.2.1, Facilities Operation, \$500,000,000 in Economic Stabilization Funds in fiscal year 2018 is appropriated for the purpose of providing general building maintenance, renovation, and repairs to state buildings for which the commission provides facilities management services, pursuant to Government Code Chapter 2165.007, or under the terms of a memorandum of understanding.

Any unexpended balances of these funds remaining as of August 31, 2018 are appropriated to the Facilities Commission for the fiscal year beginning September 1, 2018, for the same purpose.

COMMITTEE AMENDMENT NO. _____

BY: Guillen

Amend H.B. No. 1 (introduced version) in Article I of the bill by adding the following appropriately numbered rider:

_____. Grants for Local Border Security. Out of funds appropriated above in Strategy B.1.3, Homeland Security, the office shall use \$12,500,000 in fiscal years 2018 and 2019 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, Border Security, 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. Not less than twenty percent of funds appropriated for this purpose shall be disbursed to local law enforcement agencies that exist in communities with populations not larger than 15,000.

By: Martinez, Longoria

**Trusted Programs Within the Office of the Governor, Article I
Proposed Funding and Rider
Divert Emergency Radio Infrastructure Funds from the Trusted Programs to local
entities in the Rio Grande Valley**

Prepared by LBB Staff, 03/02/2017

Overview

This rider would direct the Trusted Programs Within the Office of the Governor to allocate \$2,500,000 each fiscal year in Emergency Radio Infrastructure Funds to the Rio Grande Valley. New rider would reduce funding in Rider 27, Grants for National Incident-Based Reporting System by \$2,500,000 each fiscal year.

Required Action

On page I-68 of the Trusted Programs Within the Office of the Governor bill pattern, add the following rider:

31. **Emergency Radio Infrastructure Funds.** Included in amounts appropriated above in Strategy B.1.1, Criminal Justice, is \$2,500,000 in General Revenue-Dedicated Emergency Radio Infrastructure Account No. 5153 each fiscal year of the 2018-19 biennium to provide grants to counties in the Rio Grande Valley for intelligent traffic systems to improve roadway management and the coordination and response of emergency and law enforcement operations.

On page 67 of the Trusted Programs Within the Office of the Governor bill pattern, modify the following rider:

27. **Grants for National Incident Based Reporting System.** Included in amounts appropriated above in Strategy B.1.1, Criminal Justice is ~~\$8,189,174~~5,689,174 in General Revenue-Dedicated Emergency Radio Infrastructure Account No. 5153 each fiscal year of the 2018-19 biennium 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.

RIDER REQUEST

Member Name: Rep. Rick Miller

Affected Agency: Trusteed Programs within the Office of the Governor, Texas Military Preparedness Grant Program

Purpose:

The Defense Economic Assistance Adjustment Grants (DEAAG) program, administered by the Texas Military Preparedness Commission (TMPC), assists military communities across Texas by funding infrastructure improvements that increase the “military value” of a local installation. To help protect Texas military bases from negative Department of Defense Base Realignment and Closure (BRAC) decisions, the TMPC awarded \$30 million in FY 16-17 in DEAAG funding to nine communities to help finance infrastructure projects.

The DEAAG program provides the opportunity for local communities to receive a large return on investment. For example, the \$30 million in DEAAG leveraged roughly \$102 million in additional local and federal funding. The Air Force recently announced that an additional mission will be brought to Goodfellow Air Force Base in San Angelo as a result of an infrastructure project funded by a recent DEAAG award.

The 15 federal military installations in Texas provide an estimated \$136 billion impact to our state economy.

Amount Requested (if applicable): \$30,000,000 in each fiscal year of 2016-17

Method of Finance (if applicable): Click here to enter text.

Rider Language:

On page I-68 of the Trusteed Programs Within the Office of the Governor’s bill pattern, add a new rider:

Texas Military Preparedness Grant Program. In addition to amounts appropriated above in Strategy C.1.5. Military Preparedness, the Trusteed Programs Within the Office of the Governor is appropriated \$30,000,000 in each fiscal year of the 2016-17 biennium in General Revenue for grants to military defense impacted communities. Pursuant to Chapter 436, subchapter E of the

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

Texas Government Code the Texas Military Preparedness Commission shall administer these grants.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Rep. Giovanni Capriglione

Affected Agency: Trusteed Programs Within the Office of the Governor

Purpose: The following action increases funding available to the Texas Enterprise Fund (TEF) for economic development grants to \$108 million for FY 18-19 biennium by adding \$65 million in general revenue to the current estimated UB appropriation.

Amount Requested (if applicable): \$64,959,950

Method of Finance (if applicable): General Revenue

Rider Language:

28. Texas Enterprise Fund. In addition to amounts appropriated above in Strategy C.1.4, Texas Enterprise Fund, \$64,959,950 in General Revenue is appropriated for fiscal year 2018 to be transferred to GR-Dedicated Texas Enterprise Fund Account Number 5107 for the purposes of economic development initiatives in accordance with Government Code §481.078. Any unexpended balances remaining as of August 31, 2018 are hereby appropriated to fiscal year 2019 for the same purpose.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Representative Phelan

Affected Agency: Office of the Governor

Purpose: To increase the state's disaster response from \$24.8 million to the full LAR request of \$105.4 million. It also amends the newly-added requirement that the LBB be notified 15 days prior to the expenditure of disaster funds. This revision provides the LBB with notice within 15 days after disaster expenditures are incurred.

Amount Requested (if applicable): \$80,616,515

Method of Finance (if applicable): Appropriated funds

Rider Language:

2. Disaster and Deficiency Grants.

- a) Included in the amounts appropriated above is \$12,400,00 in General Revenue in fiscal year 2018 and \$12,400,000 in General Revenue in fiscal year 2019 to Strategy A.1.1, Disaster Funds to provide grants-in-aid in case of disasters, in accordance with Government Code, Chapter 418. In addition to the amounts appropriated above, \$80,616,515 in General Revenue is appropriated in fiscal year 2018 to Strategy A.1.1, Disaster Funds to provide grants-in-aid in case of disasters, in accordance with Government Code, Chapter 418. Any unexpended balances remaining in Strategy A.1.1, as of August 31, 2018 are hereby appropriated to fiscal year 2019 for the same purpose.
- b) Included in the amounts appropriated above is \$1,167,578 in General Revenue in fiscal year 2018 and \$1,167,578 in General Revenue in fiscal year 2019 to Strategy A.1.2, Agency Grant Assistance, for payments of claims arising prior to the convening of the next legislature by the Governor for deficiencies of up to \$200,000 per agency, per event, in accordance with Sec. 403.075, Government Code.
- c) The Governor may, according to the terms of the disaster award or deficiency award, require the agency to repay all or part of the award. The repayment may be accomplished by purchase voucher, journal entry, or other procedures established by the Governor's Office with the concurrence of the Comptroller of Public Accounts

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

- d) The Governor shall notify the Legislative Budget Board 15 days after ~~prior to~~ any grants or awards made as described in subsection a or b) above, including any General Revenue or un expended balances carried forward from previous appropriations.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

Overview**Herrero**

This rider would direct the Trusteed Programs Within the Office of the Governor to allocate an amount not to exceed \$1,000,000 in General Revenue Funds in each fiscal year of the 2018–19 biennium for grants to county courts to use GPS technology to monitor defendants charged with family violence crimes.

Required Action

On page I- of the Trusteed Programs Within the Office of the Governor bill pattern, add the following rider:

_____. **Contingency for HB 3655: Grants.** Contingent on passage of HB 3655, 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-fifth Legislature, Regular Session, 2017, 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 2018-19 biennium to implement the provisions of the legislation.

By: Davis of Harris

Trusted Programs Within the Office of the Governor, Article I
Proposed Rider
Contingency for House Bill 2467

Prepared by LBB Staff, 3/5/2017

Overview

Provide appropriation of \$1,000,000 in General Revenue out of existing funds in fiscal year 2018 for the purposes of implementing the provisions of HB 2467, contingent upon its passage.

Required Action

On page I-68 of the bill pattern for the Trusted Programs Within the Office of the Governor, add the following new rider:

_____ **Contingency for HB 2467: Critical Incident Stress Debriefing Grant Program.**
 Contingent on enactment of HB 2467, or similar legislation relating to the establishment of a new grant program for law enforcement agencies to provide critical incident stress debriefing to peace officers who experience critical incidents while performing official duties, by the Eighty-fifth Legislature, Regular Session, 2017, included in amounts appropriated above to the Trusted Programs Within the Office of the Governor is \$1,000,000 in General Revenue in Strategy B.1.1, Criminal Justice, in fiscal year 2018 for grants to implement the provisions of the legislation.

It is the intent of the Legislature that the Trusted Programs Within the Office of the Governor will first pursue any additional federal grant funds available for the same purpose. To the extent allowed by law, the General Revenue identified in this rider may be used as a match for federal funds, or to fulfill grant applications if no federal funds are available.

Any unexpended balances of these funds remaining as of August 31, 2018 are appropriated to the Trusted Programs Within the Office of the Governor for the fiscal year beginning September 1, 2018, for the same purpose.

RIDER REQUEST

Member Name: Pat Fallon

Affected Agency: Criminal Justice Division (CJD) of the Office of the Governor

Purpose: Appropriate funds for a grant program to assist law enforcement agencies with the purchase of bulletproof vests.

Amount Requested (if applicable): \$25,000,000

Method of Finance (if applicable): Trusteed Programs within the Office of the Governor, Strategy B.1.1, Criminal Justice

Rider Language: Included in amounts appropriated above in Strategy B.1.1, Criminal Justice, is \$25,000,000 in General Revenue in fiscal year 2018 to fund grants to local law enforcement agencies and/or the Texas Department of Public Safety for the purchase of bullet-resistant personal body armor compliant with National Institute of Justice (NIJ) Type IV ballistic performance. Grant recipients shall report to the Criminal Justice Division how many vests were purchased and provide proof of purchase. Any unexpended balances remaining in this appropriation on August 31, 2018, are appropriated for the same purpose for the fiscal year beginning on September 1, 2018.

Not later than December 1 of each year, the Office of the Governor shall provide a report on the previous fiscal year's grants to the Legislative Budget Board that includes the agencies that applied for funding and the amount distributed to each agency, and the number of vests purchased.

It is the intent of the Legislature that, in addition to grants identified in this rider, local law enforcement agencies will pursue any additional public or private grant funds available for the purchase of bullet-resistant personal body armor.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

by adding the following appropriately numbered rider following the appropriations to the Trusteed Programs within the Office of the Governor:

_____. Grants for Port Projects. Out of the funds appropriated above in Strategy C.1.4, Texas Enterprise Fund, \$25 million for the state fiscal biennium ending August 31, 2019, may be used only to provide grants for port security, transportation, or facility projects eligible for funding under Section 55.002(c), Transportation Code, and Section 481.078, Government Code. The office of the governor shall award the grants in cooperation with the Texas Department of Transportation and the Port Authority Advisory Committee created under Section 55.006, Transportation Code.

Rep. Oliveira

By: Raney

Trusted Programs within the Office of the Governor
Governor's University Research Initiative

Overview

The Governor's University Research Initiative (GURI) grant program was enacted by the 84th Legislature with a goal to bring the best and brightest researchers in the world to Texas colleges and universities. GURI is a matching grant program to assist eligible Texas institutions of higher education in recruiting distinguished researchers, such as Nobel Laureates and members of national honorific societies, from around the world.

The following action adds a rider that allocates \$40,000,000 in the 2018-19 biennium for the continuation of the GURI grant program. This investment in GURI is not only an investment in our state's public colleges and universities, but it is also an investment in an economic development tool that will ensure the next generation of ground-breaking technologies – and the businesses and jobs associated with them – are developed, launched, and grown here in Texas.

Required Action

On page I-67 of Trusted Programs within the Office of the Governor's bill pattern, add the following rider:

- ____. **The Governor's University Research Initiative. In addition to amounts appropriated above in Strategy C.1.1, Economic Development, the Trusted Programs within the Office of the Governor is appropriated \$40,000,000 for the fiscal year 2018 for the purpose of economic development initiatives in accordance with Texas Education Code, Chapter 62, Subchapter H. Any unexpended balances remaining as of August 31, 2018 are hereby appropriated to fiscal year 2019 for the same purpose.**

Longoria**Overview**

This rider motion adds \$5.0 million in General Revenue Fund 01 to the Trusteed Programs Within the Office of the Governor to fund grants to reimburse first responder agencies in the border region (such as professional and volunteer fire departments) for costs incurred while providing emergency response services associated with the execution of law enforcement activities defined in Article IX, Section 7.11 of this Act.

Required Actions

1. Increase General Revenue Fund 01 by \$5.0 million in fiscal year 2018 in Strategy B.1.3, Homeland Security, in the Trusteed Programs Within the Office of the Governor's bill pattern in House Bill 1; and
2. On page I- of the Trusteed Programs Within the Office of the Governor's bill pattern in House Bill 1, add the following new rider:

Grants to Reimburse First Responder Agencies. Included in the funds appropriated above in Strategy B.1.3, Homeland Security, is \$5,000,000 in General Revenue Funds to reimburse first responder agencies (including professional and volunteer fire departments) in the border region for costs incurred while providing emergency response services associated with the execution of law enforcement activities defined in Article IX, Section 7.11 of this Act.

By: Oliveira

Trusted Programs Within the Office of the Governor, Article I
Proposed Rider
Funding for the Spaceport Trust Fund

Prepared by LBB Staff, 03/3/2017

Overview

Provide appropriation of \$5,000,000 in General Revenue in fiscal year 2018 to be transferred to the Spaceport Trust Fund outside the treasury.

Required Action

On page I-68 of the Trusted Programs Within the Office of the Governor bill pattern add the following new rider:

Spaceport Trust Fund. Included in amounts appropriated above in Strategy C.1.1, Economic Development, is \$5,000,000 in General Revenue in fiscal year 2018 to be transferred to the Spaceport Trust Fund held outside the State treasury, in accordance with Government Code §481.0069 and contingent on certification by the Texas Economic Development and Tourism Office at the Office of the Governor to the Legislative Budget Board that SpaceX has committed to locating a orbital launch vehicle landing and refurbishment facility at a spaceport in this state.

RIDER REQUEST

Member Name: Rep. Helen Giddings

Affected Agency: The Office of the Governor

Purpose: HB 2619

Amount Requested (if applicable): \$50,000

Method of Finance (if applicable): N/A

Rider Language:

Contingent on enactment of HB 2619, or similar legislation, relating to a grant program administered by the governor's criminal justice division to implement practices to maintain peace officers' mental health, by the Eighty-fifth Legislature, Regular Session, 2017, included in amounts appropriated to the Office of the Governor for criminal justice activities, is \$50,000 for the 2018-19 biennium from General Revenue for the purpose of contracting with an independent, third party entity who will conduct evaluations and comparisons. This entity will evaluate and compare the mental health practices implemented by each law enforcement agency that receives a grant to determine the most successful practices for maintaining the mental health of peace officers.

By Howard Alvarado

Trusted Programs Within the Office of the Governor
Moving Image Industry Incentive Program

Overview

The following action adds new contingency rider to fund the Moving Image Industry Incentive Program (MIIP).

Required Action

On page I-68 of the Trusted Programs Within the Office of the Governor's bill pattern, add a new rider:

Contingency Appropriations for the Moving Image Industry Incentive Program. In addition to amounts appropriated above in Strategy C.1.3, Film and Music Marketing, is \$31,000,000 in General Revenue in each fiscal year of the 2018-19 biennium 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

By: Gonzalez, M.

March 8, 2017

**HB 1, 2018-2019
Article I
Office of the Governor
Trusted Programs
Texas Film Commission**

Overview

Directive rider only. No new funds appropriated. Proposed language directs agency to develop job training in underutilized communities.

Required Action

Add the following appropriately numbered rider:

Workforce Development for Moving Image Industry Incentive Program. The Office shall use funds in Strategy C.1.3, Film and Music Marketing, for the Moving Image Industry Incentive Program (MIIP) as authorized under Chapter 485, Government Code to assist communities located not more than 50 miles from the border of this state and an adjacent state offering tax incentives for film and television production by developing and offering a job training and mentoring program consistent with the professional standards of film, television and commercial productions that receive grants from the Office. The Office shall also use funds in Strategy C.1.3 to award grants for productions located not more than 50 miles from the border of this state and an adjacent state offering tax incentives for film and television production to the extent that qualified grant applications for those areas are submitted.

Overview**Villalba**

The first rider would direct the Trusteed Programs Within the Office of the Governor to allocate an amount not to exceed \$2,500,000 in General Revenue Funds for the 2018–19 biennium to certain local school districts or open-enrollment charter schools throughout the state to fund costs associated with implementing a School Marshal Program.

The second rider would direct the Trusteed Programs Within the Office of the Governor to enter into an interagency contract with the Texas Commission on Law Enforcement to allocate an amount not to exceed \$500,000 for the 2018–19 biennium to encourage local school districts or open-enrollment charter schools to implement a School Marshal Program and to provide education about the benefits of school marshals.

Required Actions

On page I- of the Trusteed Programs Within the Office of the Governor bill pattern, add the following riders:

_____. **Grants to Local School Districts.** Included in amounts appropriated above in Strategy B.1.1, Criminal Justice, is an amount not to exceed \$2,500,000 in General Revenue Funds for the 2018–19 biennium to provide grants for training and resources to local school districts or open-enrollment charter schools in Texas that choose to implement a School Marshal Program.

_____. **Interagency Contract with the Texas Commission on Law Enforcement.** Out of funds appropriated above in Strategy B.1.1, Criminal Justice, the Trusteed Programs Within the Office of the Governor shall enter into an interagency contract with the Texas Commission on Law Enforcement to transfer an amount not to exceed \$500,000 in the 2018–19 biennium to Strategy A.1.1, Licensing, in the Texas Commission on Law Enforcement bill pattern to provide assistance to local school districts or open-enrollment charter schools in Texas that choose to implement a School Marshal Program.

On page V- of the Texas Commission on Law Enforcement bill pattern, add the following rider:

_____. **Interagency Contract with the Trusteed Programs Within the Office of the Governor.** In addition to amounts appropriated above, the Texas Commission on Law Enforcement is appropriated an amount not to exceed \$500,000 in the 2018–19 biennium, pursuant to an interagency contract with the Trusteed Programs Within the Office of the Governor to encourage local school districts or open-enrollment charter schools in Texas to implement a School Marshal Program and to provide education about the benefits of school marshals.

By: Rodriguez of Bexar

Trusted Programs Within the Office of the Governor
Proposed Funding and Rider
Contingency for SB 1410

Prepared by LBB Staff, 03/08/17

Overview

Contingency rider for SB 1410 or similar legislation, to establish a pilot program to assist small businesses in obtaining capital.

Required Action

On page I-68 of the Trusted Programs Within the Office of the Governor bill pattern, add the following rider:

_____. **Contingency for SB 1410.** Contingent on enactment of SB 1410, or similar legislation relating to the establishment of a pilot program to assist small businesses in obtaining capital, by the Eighty-fifth Legislature, Regular Session, the Trusted Programs Within the Office of the Governor is appropriated \$3,000,000 in General Revenue-Dedicated Economic Development Bank Account No. 5106 for fiscal year 2018 for loans to small businesses.

Any unexpended balances of these funds remaining as of August 31, 2018 are appropriated to the Trusted Programs Within the Office of the Governor for the fiscal year beginning September 1, 2018, for the same purpose.

RIDER REQUEST

Member Name: Rep Rick Miller

Affected Agency: Historical Commission

Purpose:

Amount Requested (if applicable): Click here to enter text.

Method of Finance (if applicable): Click here to enter text.

Rider Language:

Rider 18 Appropriation Authority: Texas Historic Preservation Tax Credit Review Fees. ~~Included in the amounts appropriated above is \$97,000 in Appropriated Receipts in Strategy A.1.1, Architectural Assistance, each fiscal year of the 2016-17 biennium from fees collected to review applications for the Texas Historic Preservation Tax Credit. The amounts identified in this rider shall be used to administer the Texas Historic Preservation Tax Credit Program as authorized by Tax Code, Subchapter S.~~

In addition to the amounts appropriated above, all fees collected and deposited in Appropriated Receipts in Strategy A.1.1, Architectural Assistance for Texas Historic Preservation Tax Credit review applications are hereby appropriated to the Texas Historical Commission to administer the Texas Historic Preservation Tax Credit Program as authorized by Tax Code, Subchapter S (estimated to be \$200,000 in each year of the biennium).

Any unexpended balances of these funds remaining as of August 31, ~~2016~~ 2018, are appropriated to the Historical Commission for the fiscal year beginning September 1, ~~2016~~ 2018, for the same purpose.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Rep Rick Miller

Affected Agency: Texas Historical Commission

Purpose: Provide funding for deferred maintenance and capital repairs for the National Museum of the Pacific War. The Museum needs \$1.54 million for deferred maintenance, and \$1.75 million for capital repairs.

Amount Requested (if applicable): \$3,300,000

Method of Finance (if applicable): General Revenue

Rider Language:

_____ **National Museum of the Pacific War.** Out of funds appropriated above, \$1,650,000 in each biennium is appropriated for deferred maintenance and capital repairs at the National Museum of the Pacific War.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Rep Rick Miller

Affected Agency: Historical Commission

Purpose:

Add a new rider granting the Historical Commission appropriations authority to reimburse expenses for members of the Antiquities Advisor Board.

Amount Requested (if applicable): Click here to enter text.

Method of Finance (if applicable): Click here to enter text.

Rider Language:

On page I-74 of the Historical Commission bill pattern, add the following rider:

_____. Reimbursement of Advisory Committee Members. Pursuant to Government Code Section 2110.004, the Historical Commission may reimburse expenses of members of the Antiquities Advisory Board out of funds appropriated above.

To the maximum extent possible, the department shall encourage the use of videoconferencing and teleconferencing and shall schedule meetings and locations to facilitate the travel of participants so that they may return the same day and reduce the need to reimburse members for overnight stays.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

By: Capriglione

Historical Commission, Article I
Proposed Funding and Rider
Unexpended Balances Within the Biennium

Prepared by LBB Staff, 3/3/2017

Overview

Create a new rider that appropriates unexpended balances within the biennium to the Historical Commission.

Required Action

On page I-74 of the Historical Commission bill pattern, add the following rider:

_____. **Unexpended Balances Within the Biennium. Any unexpended balances as of August 31, 2018 in appropriations made to the Historical Commission are hereby appropriated for the same purposes for the fiscal year beginning September 1, 2018.**

Capriglione

Overview

Amend Rider 8, Historic Sites, to remove the \$1 million limit on additional appropriations of Fees from Historic Sites and make it an estimated appropriation.

Required Action

On page I-71 of the Historical Commission bill pattern, amend the following rider:

8. **Historic Sites.** Included in amounts appropriated above in Strategy A.1.4, Historic Sites, is all revenue generated from entrance fees and facility rentals at historic sites established in accordance with Government Code §442.0051 and deposited to Revenue Object Code 3461 State Park Fees and Revenue Object Code 3747 Rental – Other in the General Revenue Fund for maintenance and operations of historic sites managed by the agency (estimated to be \$1,362,135 each fiscal year of the 2018-19 biennium). ~~out of the General Revenue Fund – Fees from Historic Sites Account No. 8119, generated from entrance fees and facility rentals at historic sites established in accordance with Government Code, §442.0051 and deposited to Revenue Object Code 3461 State Park Fees and Revenue Object Code 3747 Rental – Other in the General Revenue Fund for maintenance and operations of historic sites managed by the agency.~~

Any unexpended balances as of August 31, 2018 out of the appropriations made herein are appropriated to the Commission for the fiscal year beginning September 1, 2018.

~~In the event that actual and/or projected revenue collections are below estimates provided herein, the Legislative Budget Board may direct the Comptroller of Public Accounts to reduce the appropriation authority provided above to be within the amount of revenue expected to be available.~~

~~For the biennium beginning September 1, 2017, the Texas Historical Commission is appropriated any additional revenues that are collected by the agency for historic sites managed by the agency and deposited to the credit of General Revenue in excess of the amounts reflected in the Comptroller's Biennial Revenue Estimate for each year of the 2018-19 biennium and certified by a Comptroller's finding of fact (not to exceed \$1 million for the 2018-19 biennium in General Revenue, Revenue Object Code 3461, State Park Fees.)~~

RIDER REQUEST

Member Name: Rep. Giovanni Capriglione

Affected Agency: Department of Information Resources

Purpose: The Department of Information Resources is encouraged to investigate the security benefits and cost savings to the state by encouraging cloud computing services for data storage required by state agencies.

Amount Requested (if applicable): N/A

Method of Finance (if applicable): N/A

Rider Language:

Cloud computing services pilot program. It is the intent of the Legislature that the Department of Information Resources investigates the cost savings to the state by encouraging cloud computing services for data storage required by state agencies. The Department of Information Resources shall consider four (4) waivers from the requirements in Government Code, §2054.382 and any associated Department of Information Resources promulgated rules, per biennium, such that agencies can utilize commercially available cloud computing services. By rule, the Department of Information Resources shall consider the waivers to four (4) agencies that best present the types of data center uses representative across all state agencies. Not later than August 1 of each even-numbered year, the Department of Information Resources, using existing resources, shall submit a report to the governor, lieutenant governor, and speaker of the house of representatives regarding waiver requests and the use of cloud computing service options by state agencies. The report must include cloud computing use cases by agencies given a waiver, providing analysis on cost savings and other benefits, including security enhancements. A state agency shall cooperate with the department in the creation of the report by providing timely and accurate information and any assistance required by the department.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Raney

Affected Agency: All

Purpose: To find cost savings to state agencies across the board by utilizing the latest in data, storage, and electronic communication technologies.

Amount Requested (if applicable): \$0

Method of Finance (if applicable): N/A

Rider Language: State agencies shall, using existing resources, seek cost-savings through Information Technology (IT) upgrades and solutions, including upgrades to aging software programs for data management, human resources, and cloud computing. Agencies shall look at all available options for upgrading IT components and processes that will save agency time and resources.

Member Name: Representative Dade Phelan

Affected Agency: Department of Information Resources

Purpose: To enhance cyber security and reduce IT costs, much of the private sector and federal government, including defense and intelligence agencies, have moved or expanded their IT into commercial cloud computing services. In a 2016 interim report, the Texas House Government Transparency and Operations Committee recommended establishing a strong "Cloud First" policy for the State of Texas. "To fully leverage the potential savings of cloud services, Texas should require agencies to evaluate and consider commercial cloud computing services before making any new information technology or telecommunications investment."

This rider requires a state agency to consider cloud computing service options, including any cost savings associated with purchasing those service options from a cloud computing service provider and from a statewide technology center established by DIR, when making purchases for a major information resources project under Section 2054.118 (Major Information Resources Project). It also requires DIR, using existing resources, not later than November 15 of each even-numbered year, to submit a report to the governor, lieutenant governor, and speaker of the house of representatives on state agencies' use of cloud computing service options and any related cost savings and security enhancements.

Amount Requested (if applicable): N/A

Method of Finance (if applicable): N/A

Rider Language:

It is the intent of the Legislature that out of funds appropriated above for Strategy B.2.1, Data Center Services, the Department of Information Resources shall utilize energy efficient multi-core servers wherever possible.

A state agency shall also consider cloud computing service options, including any cost savings associated with purchasing those service options from the commercial service provider or a

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

statewide technology center established by the Department of Information Resources, when making purchases for a major information resources project under Government Code, Sect. 2054.118. Not later than August 1 of each even-numbered year, the Department of Information Resources, using existing resources, shall submit a report to the governor, lieutenant governor, and speaker of the house of representatives on the use of cloud computing service options by state agencies. The report must include use cases that provided cost savings and other benefits, including security enhancements. A state agency shall cooperate with the department in the creation of the report by providing timely and accurate information and any assistance required by the department.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Representative Toni Rose

Affected Agency: Texas State Library and Archives Commission

Purpose: To provide funding for broadband access to public libraries throughout the state.

Amount Requested (if applicable): \$250,000 per year and \$500,000 for the Biennium)

Method of Finance (if applicable): General Revenue

Rider Language: The Texas Department of Public Safety shall transfer to the Texas State Library and Archives Commission \$250,000 in fiscal year 2018 and \$250,000 in fiscal year 2019 from Strategy G.1.3, Information Technology from the General Revenue Fund to support broadband access for rural and urban communities.

Overview**Howard**

In House Bill 1, transfer \$50,000 in General Revenue funds from the Facilities Commission to the Preservation Board to establish a Texas Native Plant Education Garden on the Capitol lawn.

Required Action

1. On page I-44 of the Facilities Commission bill pattern, reduce Strategy B.2.1, Facilities Operation, by \$50,000 in General Revenue in fiscal year 2018.
2. On page I-86 of the Preservation Board bill pattern, increase Strategy A.1.2, Building Maintenance, by \$50,000 in General Revenue in fiscal year 2018.
3. On page I-89 of the Preservation Board bill pattern, add the following rider:

Texas Native Plant Education Garden. Included in amounts appropriated above to the State Preservation Board in Strategy A.1.2, Building Maintenance, is \$50,000 in General Revenue in fiscal year 2018 for the establishment of a Texas Native Plant Education Garden on the Capitol lawn and educational materials for visitors to the Capitol regarding the economic and environmental impact of native plant species. Any unexpended and unobligated balances of these funds remaining as of August 31, 2018 are appropriated to the State Preservation Board for the fiscal year beginning September 1, 2018 for the same purpose.

By: Frank

**Supreme Court of Texas
Proposed Rider and Funding
Contingency for House Bill 2361**

Prepared by LBB Staff, 03/03/2017

Overview

The proposed funding and rider would provide \$45,000 in General Revenue to the Supreme Court of Texas to conduct a study of the system of Ad Litem representation for children in foster care contingent on the enactment of House Bill 2361, or similar legislation.

Required Action

- 1) On page IV-1 of the Supreme Court of Texas' bill pattern in House Bill 1, increase appropriations out of the General Revenue Fund in fiscal year 2018 by \$45,000 in Strategy B.1.2, Court Improvement Projects.
- 2) On page IV-3 of the Supreme Court of Texas' bill pattern in House Bill 1, add the following rider:

_____. **Contingency for HB 2361.** Out of the amounts appropriated above in Strategy B.1.2, Court Improvement Projects, \$45,000 in General Revenue in fiscal year 2018 is contingent on the enactment of House Bill 2361, or similar legislation, relating to a study regarding the appointment and use of attorneys ad litem in cases involving the Department of Family and Protective Services. The Supreme Court of Texas shall use these funds to conduct a study of the system of Ad Litem representation for children in foster care and provide a report of its findings to the Legislature no later than December 1, 2018.

RIDER REQUEST

Member Name: Moody

Affected Agency: Office of Court Administration

Purpose: Modification of existing Rider 11 to authorize additional partnerships and expenses; see attached language. This doesn't change the funding already associated with the rider.

Amount Requested (if applicable): \$600,000 per FY

Method of Finance (if applicable): General Revenue-Dedicated Fair Defense Account No. 5073

Rider Language: Replace Rider #11, Texas Indigent Defense Commission / Office of Court Administration budget with the following:

11. Innocence Projects.

a. Out of amounts appropriated above in Strategy D.1.1, Texas Indigent Defense Commission, \$600,000.00 in FY 2018 from the General Revenue-Dedicated Fair Defense Account No. 5073 shall be used by the Commission to contract with law schools at the University of Houston, the University of Texas, Texas Tech University, Texas Southern University, the University of North Texas and Texas A&M University for innocence projects. The amount of each contract with each university shall be \$100,000. The purpose of this funding is to conduct screening, investigation and litigation of claims of actual innocence post-conviction in non-capital cases in Texas and associated expenses necessary to conduct those activities.

b. Out of amounts appropriated above in Strategy D.1.1, Texas Indigent Defense Commission, \$600,000.00 in FY 2019 from the General Revenue-Dedicated Fair

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

Defense Account No. 5073 shall be used to establish a grant program for innocence projects. The purpose of this funding is to support screening, investigation and litigation of claims of actual innocence post-conviction in non-capital cases in Texas and associated expenses necessary to conduct those activities. The Commission shall make awards from these funds to promote coordinated and effective assistance to persons who may be wrongly convicted and actually innocent. Texas-based law schools and Texas-based 501(c)3 non-profit organizations operating innocence projects shall be eligible to apply for this funding according to rules adopted by the Commission. At least half of these funds for FY 2019 may be made available for a grant award to a coordinating innocence project in order to operate a centralized innocence project intake system to screen, investigate, and litigate cases where convicted persons have asserted a claim of actual innocence, and to coordinate the collaboration with partner innocence projects to effectively screen and investigate claims of actual innocence. Up to one-half of these funds may be used for grants of up to \$50,000 per year to other innocence projects that may partner with the coordinating innocence program for the purpose of supporting active litigation of claims of actual innocence in non-capital cases in Texas and other investigation and litigation activities in collaboration with the coordinating innocence project described above. Grants to partner innocence projects may exceed \$50,000 per year in the event there are an insufficient number of innocence projects that apply for grants and qualify under the conditions of the grant program. Up to \$20,000 per year per may be used for expenses related to teaching an innocence clinic course at each law school.

c. Any unobligated and unexpended balances remaining from the \$600,000.00 in funds designated for innocence projects as of August 31, 2018 are appropriated to Strategy D.1.1., Texas Indigent Defense Commission for grants to innocence projects for the fiscal year beginning September 1, 2018.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Rep Rick Miller

Affected Agency: Office of Court Administration

Purpose:

Increase General Revenue funding to the Office of Court Administration, Texas Judicial Council bill pattern by providing \$94,305 in fiscal year 2018 and \$92,899 in fiscal year 2019, to Strategy A.1.1., Court Administration, for use by the Office to create a judicial security division. The judicial security division shall provide guidance to state court personnel on improving court security for each court, be a central resource for information on court security and safety best practices, technical aspects of court security and shall keep abreast of and provide training on recent court security improvements. The Office of Court Administration Full Time Equivalent count will be increased by 1.0 FTE.

Amount Requested (if applicable): 94,305 fiscal year one and 92,899 in fiscal year two

Method of Finance (if applicable): GR

Rider Language:

Required Action

- 1) On page IV-23 of the Office of Court Administration, Texas Judicial Council bill pattern, increase appropriations out of the General Revenue Fund by \$94,305 in fiscal year 2018 and \$92,899 in fiscal year 2019 and increase appropriations in Strategy, A.1.1. Court Administration. Increase the Office of Court Administration's Full Time Equivalent (FTE) total by 1.0 FTE.
- 2) On page IV-28 of the Office of Court Administration, Texas Judicial Council bill pattern, add the following rider:

_____. **Judicial Security Division.** Amounts appropriated above in Strategy A.1.1., Court Administration, include \$94,305 in fiscal year 2018 and \$92,899 in fiscal year 2019 in General Revenue and 1.0 Full Time Equivalent for the creation of a judicial security division to provide guidance to state court personnel on improving court security for each court and all purposes as authorized in Government Code Section 72.015. The judicial security division shall be a central

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

resource for information on court security and safety best practices, technical aspects of court security and shall keep abreast of and provide training on recent court security improvements.

3) In Article IX, Part 18, add the following rider:

Contingency for SB 42: Contingent on enactment of SB 42, or similar legislation relating to the security of courts and judges in the state by the Eighty-Fifth Legislature, Regular Session, the Office of Court Administration is appropriated in Strategy A.1.1., Court Administration, \$94,305 in fiscal year 2018 and \$92,899 in fiscal year 2019 from the General Revenue Fund and 1.0 Full Time Equivalent for the creation of a judicial security division to provide guidance to state court personnel on improving court security for each court, and all purposes as authorized in Government Code Section 72.015.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

Overview

The proposal would add a new rider and provide an additional \$5,000,000 each fiscal year (\$10,000,000 for the biennium) in General Revenue to the Texas Indigent Defense Commission within the Office of Court Administration's (OCA) bill pattern in House Bill 1 for a pilot project on the early identification and specialized representation of indigent defendants with mental illness. The proposal would also amend Rider 8, Texas Indigent Defense Commission (TIDC), in OCA's bill pattern to increase the Commission's administrative authority by \$100,000 each fiscal year with an additional FTE each fiscal year. This would increase the agency's FTE Cap by 1.0 FTE each fiscal year.

Required Action

- 1) On page IV-24 of the Office of Court Administration, Texas Judicial Council's bill pattern in House Bill 1, increase appropriations out of the General Revenue Fund by \$5,000,000 each year in Strategy D.1.1, Texas Indigent Defense Commission.
- 2) Increase the number of Full-Time-Equivalents (FTE) by 1.0 FTE each fiscal year from 232.6 to 233.6.
- 3) On page IV-29 of the Office of Court Administration, Texas Judicial Council's bill pattern in House Bill 1, add the following rider:

Indigent Defendants with Mental Illness. Out of the amounts appropriated above in Strategy D.1.1, Texas Indigent Defense Commission, \$5,000,000 in General Revenue each fiscal year shall be used to provide funding for a pilot project for the early identification and specialized representation of indigent defendants with mental illness. The Commission shall use the funds to provide grants to counties to expand the capacity of existing mental health defender programs and to establish mental health defender programs in counties currently without these programs. The Commission shall provide grants to counties on a continuing basis to sustain effective mental health defender programs.

Of this amount, \$500,000 is provided each fiscal year to each of the following:

- a. Hidalgo County Public Defender Office
 - b. Cameron County Public Defender Office
 - c. Dallas County Public Defender Office – Mental Health Division.
- 4) On page IV-26 of the Office of Court Administration, Texas Judicial Council bill pattern in House Bill 1, revise the following rider:
- 8. Texas Indigent Defense Commission (TIDC).** Amounts appropriated above from the General Revenue-Dedicated Fair Defense Account No. 5073 in Strategy D.1.1, Texas Indigent Defense Commission, include \$1,064,988,164,988 and ±1.012.0 FTEs in fiscal year 2018 and ~~\$1,064,988~~1,164,988 and ±1.012.0 FTEs in fiscal year 2019 for the administration of the Commission. Included in amounts appropriated above from the General Revenue-Dedicated Fair Defense Account No. 5073 are court costs pursuant to Code of Criminal Procedure, Art. 102.0045, Fee for Jury Reimbursement to Counties (estimated to be \$6,600,000 in fiscal year 2018 and \$6,600,000 in fiscal year 2019).

Out of the amounts appropriated above, TIDC shall make grants to counties from the General Revenue-Dedicated Fair Defense Account No. 5073 in accordance with all uses authorized by Government Code, Chapter 79, with funds being disbursed by the Comptroller. No portion of the appropriation made by this section shall be used to offset the Office of Court Administration's administrative support provided to the TIDC except by mutual agreement of the TIDC and the Office of Court Administration.

Murr

OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL

Proposed Funding and Rider

Consolidated Court Costs revenue dedication to the Fair Defense Account

Overview

On March 8, 2017, The Court of Criminal appeals ruled on that it is unconstitutional to allocate court costs received pursuant to Section 133.102 (e), Local Government Code, to the Abused Children's Counseling Fund (an account that was repealed by Acts 1997, 75th Leg., ch. 110, § 6(1), effective 9-1-97; revenues are currently deposited to unappropriated General Revenue); and the Comprehensive Rehabilitation Account No. 0107 due to the funds not being used on criminal justice matters. House Bill 3739 would eliminate reference to the abused children's counseling fund and the comprehensive rehabilitation fund and redirect the percentages previously allocated to these funds to the Fair Defense Account No. 5073. Increase General Revenue Dedicated Account-Fair Defense Account No. 5073 funding to the Office of Court Administration, Texas Judicial Council bill pattern by providing an estimated \$17,017,874 in each year of the 2018-2019 biennium in Strategy, D.1.1., Indigent Defense for use by the Texas Indigent Defense Commission to provide grants to counties to enhance and establish mental health defender programs, and for purposes authorized pursuant to Government Code, Chapter 79, Article 26.044, Code of Criminal Procedure and Article 26.047, Code of Criminal Procedure.

Required Action

- 1) On page IV-24 of the Office of Court Administration, Texas Judicial Council bill pattern, increase appropriations out of the General Revenue-Dedicated Fair Defense Account No. 5073 by \$17,017,874 in each year of the 2018-2019 biennium in Strategy D.1.1., Indigent Defense.
- 2) In Article IX, Part 18, add the following rider:

_____. **Contingency for HB 3739:** Contingent on enactment of HB 3739, or similar legislation relating to the distribution of the consolidated court costs by the Eighty-Fifth Legislature, Regular Session, the Office of Court Administration is appropriated in Strategy D.1.1., Indigent Defense, an amount estimated to be \$17,017,874 in each year of the 2018-2019 biennium from the General Revenue Fund-Dedicated Fair Defense Account Fund 5073 for use by the Texas Indigent Defense Commission to provide grants to counties to enhance and establish mental health defender programs, and for purposes authorized pursuant to Government Code, Chapter 79, Article 26.044, Code of Criminal Procedure and Article 26.047, Code of Criminal Procedure.

Overview

The proposed funding and rider would provide \$412,000 in fiscal year 2018 in General Revenue to the Office of Court Administration to establish an Office of Capital Appellate Defender contingent on enactment of House Bill 1676, or similar legislation.

Required Action

- 1) On page IV-24 of the Office of Court Administration, Texas Judicial Council bill pattern in House Bill 1, increase appropriations out of the General Revenue Fund by \$412,000 in fiscal year 2018 and increase appropriations in a new Strategy A.1.5, Office of Capital Appellate Defender.
- 2) On page IV-29 of the Office of Court Administration, Texas Judicial Council bill pattern in House Bill 1, add the following rider:

_____. **Contingency for HB 1676.** Out of amounts appropriated above in Strategy A.1.5, Office of Capital Appellate Defender, \$412,000 in General Revenue in fiscal year 2018 is contingent on the enactment of House Bill 1676, or similar legislation, relating to establishment of the Office of Capital Appellate Defender and the administrative attachment of this office to the Office of Court Administration.

RIDER REQUEST

Member Name: Rep Rick Miller

Affected Agency: OCA

Purpose:

Senate Bill 667 would direct the Office of Court Administration (OCA) to create a guardianship compliance program designed to provide additional resources and assistance to courts that have jurisdiction over guardianship proceedings. Increase General Revenue funding to the Office of Court Administration, Texas Judicial Council bill pattern by providing \$2,869,282 in fiscal year 2018 and \$2,777,282 in fiscal year 2019 in Strategy, A.1.1., Court Administration, and increase the authorized Full-Time Equivalent (FTE) number by 35.0 FTEs, for use by OCA to create a guardianship compliance program and for purposes authorized in Government Code, Chapter 72, Subchapter G.

Amount Requested (if applicable): 5,646,564 total

Method of Finance (if applicable): GR

Rider Language:

Required Action

- 1) On page IV-23 of the Office of Court Administration, Texas Judicial Council bill pattern, increase appropriations out of the General Revenue Fund by \$2,869,282 in fiscal year 2018 and \$2,777,282 in Strategy A.1.1., Court Administration.
- 2) On page IV-23, increase Full Time Equivalent (FTE) number by 35.0 FTEs.
- 3) On page IV-28 of the Office of Court Administration, Texas Judicial Council bill pattern, add the following rider:

_____. **Performance Reporting for the Guardianship Compliance Program.** The Office of Court Administration shall report on the performance of the Guardianship Compliance Project to the Legislature no later than January 1 of each year. The report must include:

1. The number of courts involved in the program;
2. The number of guardianships reviewed by guardianship compliance specialists
3. The number of reviewed guardianship cases found to be out of compliance with statutory reporting requirements;

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

4. The number of cases reported to a court because of concerns relating to a ward's well-being or to the potential financial exploitation of a ward; and
5. The status of any technology developed to monitor guardianship cases for purposes of the program.

4) In Article IX, Part 18, add the following rider:

_____. **Contingency for SB 667:** Contingent on enactment of SB 667, or similar legislation relating to the creation of a guardianship compliance program by the Eighty-Fifth Legislature, Regular Session, the Office of Court Administration is appropriated in Strategy A.1.1., Court Administration, \$2,869,282 in fiscal year 2018 and \$2,777,282 in fiscal year 2019 from the General Revenue Fund, and increase the authorized Full-Time Equivalent (FTE) number by 35.0 to create a guardianship compliance program and for purposes authorized in Government Code, Chapter 72, Subchapter G. OCA shall report on the performance of the Guardianship Compliance Project to the Legislature no later than January 1 of each year.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST**Member Name:** Rep Rick Miller**Affected Agency:** OCA**Purpose:**

House Bill 2892 would require the Supreme Court to adopt rules requiring the registration of all guardianships with the Judicial Branch Certification Commission (JBCC), and require notice to JBCC of the removal of a guardian. The bill requires the Office of Court Administration (OCA) to create and maintain a database of all guardianships and make it accessible to the Department of Public Safety. In addition, JBCC shall design training to educate proposed guardians about their responsibilities as guardians and make it available for free via the JBCC's internet website and in written format, upon request. Access to the database will be limited to properly trained staff. Increase General Revenue funding to the Office of Court Administration, Texas Judicial Council bill pattern by providing \$317,927 in fiscal year 2018 and \$306,427 in fiscal year 2019 in Strategy, C.1.1., Judicial Branch Certification Commission, and increase the authorized Full-Time Equivalent (FTE) number by 4.0 FTEs, for use by JBCC to create and maintain a database of all guardianship and for purposes authorized in Government Code, Chapter 155.

Amount Requested (if applicable): 624,354 total**Method of Finance (if applicable):** GR**Rider Language:****Required Action**

- 1) On page IV-24 of the Office of Court Administration, Texas Judicial Council bill pattern, increase appropriations out of the General Revenue Fund by \$317,927 in fiscal year 2018 and \$306,427 in Strategy C.1.1., Judicial Branch Certification Commission
- 2) On page IV-23, increase Full Time Equivalent (FTE) number by 4.0 FTEs.
- 3) In Article IX, Part 18, add the following rider:

_____. **Contingency for HB 2892:** Contingent on enactment of HB 2892, or similar legislation relating to registration of all guardianships with the Judicial Branch Certification Commission (JBCC) by the Eighty-Fifth Legislature, Regular Session, the Office of Court Administration is appropriated in Strategy C.1.1., Judicial Branch Certification Commission, \$317,927 in fiscal year 2018 and \$306,427 in fiscal year 2019 from the General Revenue Fund, and to increase the

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

authorized Full-Time Equivalent (FTE) number by 4.0 to create and maintain a database of all guardianships, design training to educate guardians about their responsibilities as guardians and make it available online and for purposes authorized in Government Code, Chapter 155.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Rep Rick Miller

Affected Agency: Office of Court Administration

Purpose:

Visiting Judge funds are used when a sitting judge is not available to hear cases due to illness, vacation, or other reasons. Visiting judge funds are also used when a sitting district judge position becomes vacant; however, visiting judge funds are intended to be used for short-term purposes. If a judicial position is vacant for an extended time, visiting judge funds that would normally go to temporary purposes may be needed to cover the regular docket of the vacant judgeship. Because judicial vacancies create savings in Strategy A.1.1, it is reasonable to use these savings to fund a visiting judge for the vacant judicial position.

Amount Requested (if applicable): Click here to enter text.

Method of Finance (if applicable): Click here to enter text.

Rider Language:

- 1) On page IV-41 of the Special Provisions - Judiciary, Judiciary Section, Comptroller's Department add the following rider:

_____ . Appropriation Transfers for District Judge Vacancies Exceeding Eight Weeks. Notwithstanding other provisions in this Act relating to transfers between appropriations, at the request of the Regional Presiding Judges, the Judiciary Section, Comptroller's Department, must transfer funds from Strategy A.1.1, District Judges, to Strategy A.1.2, Visiting Judges – Regions, for judicial vacancies that extend beyond eight weeks in amounts sufficient to cover the cost of a visiting judge salary for the term of the vacancy. Such transfers shall be made without regard to whether the initial estimated amount for Strategy A.1.1. has been exceeded. The Judiciary Section, Comptroller's Department shall submit notification to the Legislative Budget Board of the purpose, the method of financing and amount of funds to be transferred.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Rep. Rick Miller

Affected Agency: Military Child Education Coalition (MCEC)

Purpose: The following Rider appropriates \$1,400,000 in Federal Discretionary and Consolidated Administrative Funds in fiscal year 2018 and \$1,400,000 in fiscal year 2019 to support the Military Child Education Coalition through their Texas initiatives. Any unexpended balances as of August 21, 2018 are hereby appropriated to fiscal year 2019 for the same purpose.

This Rider is a means to authorize the continuation of federal discretionary funding to the MCEC, pursuant to approval by the Commission.

Amount Requested (if applicable): \$1,400,000 in fiscal year 2018 and \$1,400,000 in fiscal year 2019

Method of Finance (if applicable): Federal Discretionary and Consolidated Administrative Funds

Rider Language: Except as otherwise directed by this Act, the commissioner may use 50 percent of available federal state-level discretionary and consolidated administrative funds to supplement state funds appropriated for state assessments, providing classroom support including teacher quality initiatives; professional development related to the TEKS; diagnostic, interventions, and targeted support to students needing supplemental remediation; and targeted support for Texas military-connected children. The Commissioner may make exceptions to this allocation only upon the prior approval of the Legislative Budget Board and Governor.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

King, P.

1 CONTINGENCY APPROPRIATION RIDER

2 RECLASSIFICATION OF CERTAIN OFFENSES FOR POSSESSION OF A CONTROLLED
3 SUBSTANCE

4 In Article V, add the following appropriately numbered rider following the appropriations to the
5 Department of Criminal Justice:

6 _____. **Contingency Appropriation: Additional amount for pretrial supervision interventions**
7 **contingent on cost savings:** If ___B. _____ or similar legislation of the 85th Legislature, Regular
8 Session, 2017, relating to reclassification of state jail felony possession offenses under the Health and
9 Safety Code to a Class A misdemeanor becomes law and reduces the amount of expenditures required
10 from general revenue funds appropriated to the Texas Department of Criminal Justice for the state
11 fiscal biennium ending August 31, 2019, the amount of those savings is appropriated to new Strategy
12 A.1.5, Strategy: PRETRIAL INTERVENTIONS FOR CERTAIN POSSESSION OFFENSES. A
13 biennial amount of \$50 million of unencumbered and unexpended savings in appropriated funds
14 identified by the department is transferred to provide grant funds to local adult probation and pretrial
15 departments to divert individuals with substance abuse disorders, including individuals with co-
16 occurring mental health diagnoses, from local jails and to prevent rearrests. Funds shall preference
17 programs that move people into treatment and supervision upon arraignment or as soon as practicable
18 after arraignment.

Johnson, J.

1 CONTINGENCY APPROPRIATION RIDER

2 RELATING TO THE CREATION OF THE OFFICE OF INDEPENDENT OVERSIGHT

3 OMBUDSMAN FOR THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE

4 In Article V, add the following appropriately numbered rider following the appropriations to the
5 Department of Criminal Justice and the Texas Juvenile Justice Division:

6 _____. **Contingency Appropriation: Additional amount for creation of the Office of the**
7 **Independent Oversight Ombudsman for the Texas Department of Criminal Justice:** If HB 1421 or
8 similar legislation of the 85th Legislature, Regular Session, 2017, relating to creation of the Office of
9 the Independent Oversight Ombudsman for the Texas Department of Criminal Justice, a biennial
10 amount of \$1,264,000 is reduced from allocations to Goal G.1.1, CENTRAL ADMINISTRATION (or
11 G.1.4, INFORMATION RESOURCES), and a biennial amount of \$1,264,000 is appropriated to
12 Strategy D.1.1 INDEPENDENT OMBUDSMAN, Texas Juvenile Justice Division, in additional
13 funding for expansion of the Ombudsman's oversight authority over the Texas Department of Criminal
14 Justice as described in HB 1421.

RIDER REQUEST

Member Name: Rep. Greg Bonnen

Affected Agency: Texas Department of Criminal Justice

Purpose: This rider streamlines the process to require the Texas Health and Human Services Commission (HHSC) to supply a 90-day post-release supply of medication to defendants, up to \$500,000 per fiscal year. This is not an increase in funds as TCOOMMI would reimburse HHSC out of existing appropriations. TCOOMMI funding is thus streamlined and used more efficiently. This will ensure more defendants retain competency, remove a burden on our counties, use our state mental health facility beds more efficiently, and ultimately save taxpayer dollars.

Amount Requested (if applicable): 0

Method of Finance (if applicable): N/A

Rider Language: On page V-16 of the TDCJ Bill Pattern, update Rider 39 as follows:

39. Continuity of Care. (a) Out of the funds appropriated above in Strategy B.1.1, Special Needs Programs and Services, the Texas Correctional Office on Offenders with Medical or Mental Impairments (TCOOMMI) shall coordinate with the Texas Department of State Health Services, county and municipal jails, and community centers as defined in the Texas Health and Safety Code §534.001 on establishing methods for the continuity of care for pre-and post-release activities of defendants who are returned to the county of conviction after the defendant's competency has been restored. ~~TCOOMMI shall coordinate in the same manner it performs continuity of care activities for offenders with special needs.~~

(b) As part of the Continuity of Care Plan and in an amount not to exceed \$500,000 each fiscal year, HHSC shall provide a 90-day post-release supply of medication to defendants who, after having been committed to a state mental health facility for restoration of competency under Chapter 46B, Code of Criminal Procedure, are being returned to the committing court for trial. The 90-day supply of medication shall be the same as prescribed in the Continuity of Care Plan prepared by the state mental health facility. Out of funds appropriated above in Strategy B.1.1., Special Needs Programs and Services, TCOOMMI shall enter into a memorandum of understanding with HHSC for the purpose of reimbursing HHSC in an amount not to exceed \$500,000 each fiscal year for providing the medication for defendants. TCOOMMI shall report amounts reimbursed to HHSC to appropriate legislative oversight committees by October 1 of each fiscal year.

White**Overview**

Prepare a rider, which directs the Department of Criminal Justice to use funds appropriated in the bill pattern to implement House Bill 3289, contingent upon its enactment.

Required Action

On page V-22 of the bill pattern for the Department of Criminal Justice, add the following new rider:

_____. **Contingency for House Bill 3289.** Contingent on enactment of House Bill 3289, or similar legislation relating to procedures for certain technical violations of community supervision, by the 85th Legislature, Regular Session, \$12,500,000 in General Revenue Funds in fiscal year 2018 and \$12,500,000 in General Revenue Funds in fiscal year 2019 shall be transferred from Strategy C.1.1, Correctional Security Operations, to Strategy A.1.2, Diversion Programs, to expand diversion programs for mental health and substance abuse. No more than \$2,500,000 per fiscal year may be used to reimburse counties for the cost of incarcerating individuals awaiting transfer to Community Corrections Facilities, Intermediate Sanction Facilities, or Substance Abuse facilities. It is the intent of the legislature that the Department of Criminal Justice realize any savings as the result of the passage of House Bill 3289 by decreasing the number of correctional facility beds.

RIDER REQUEST

Member Name: Rep. Helen Giddings

Affected Agency: Texas Department of Criminal Justice

Purpose: To revise the Reentry Services Pilot Program

Amount Requested (if applicable): \$1,000,000

Method of Finance (if applicable): [Click here to enter text.](#)

Rider Language:

The Texas Department of Criminal Justice (TDCJ) shall enter into agreements with the City of Houston and City of Dallas to create and operate pilot programs for reentry services to offenders being released from TDCJ who are returning to the Houston and Dallas regions. During the 2018-19 biennium, \$1,000,000 shall be utilized for the pilot program between TDCJ and the City of Dallas, and \$1,000,000 shall be utilized for the pilot program between TDCJ and the City of Houston. TDCJ shall provide funding for the pilot programs to Houston and Dallas who in turn will coordinate with non-profit entities, faith-based organizations, community groups and the private sector, to provide reentry services which reduce recidivism rates. TDCJ shall conduct an evaluation to determine the effectiveness of each program in reducing recidivism and shall report its findings to the Legislative Budget Board and the Governor no later than January 1, 2018.

Overview**Walle**

The following rider directs funding to the Harris County Community Corrections Facility.

Required Action

On page V-22 of the Department of Criminal Justice bill pattern, add the following rider:

- _____ . **Harris County Community Corrections Facility.**
- a. Out of funds appropriated above in Strategy A.1.2, Diversion Programs, \$6,000,000 in fiscal year 2018 and \$6,000,000 in fiscal year 2019 in discretionary grants shall be made to the Harris County Community Supervision and Corrections Department for the continued operations of the Harris County Community Corrections Facility.
 - b. Out of funds appropriated above in Strategy A.1.2, Diversion Programs, \$5,700,000 in fiscal year 2018 and \$5,700,000 in fiscal year 2019 in discretionary grants shall be made to the Harris County Community Supervision and Corrections Department to expand the operations of the Harris County Community Corrections Facility.

RIDER REQUEST

Member Name: Garnet Coleman

Affected Agency: Health and Human Services Commission

Purpose: To elevate the burden of new families entering the Child Protective Services (CPS) system, Texas should prioritize funds used to prevent, intervene, and treat substance abuse for guardians of children who are in or at risk of entering the CPS system. Because, substance abuse is a factor in nearly 2/3rds of child removals in Texas.

Amount Requested (if applicable): \$500,000

Method of Finance (if applicable): Out of the funds appropriated to the Department of Criminal Justice strategy C.1.12 CONTRACT PRISONS/PRIVATE ST JAILS

Rider Language: To address the crisis happening at Texas Child Protective Services, out of the funds appropriated to the Department of Criminal Justice strategy C.1.12 CONTRACT PRISONS/PRIVATE ST JAILS, the Health and Human Service Commission may provide counties who set up family drug courts that are aimed at treating guardians who suffer from substance abuse and have children 18 and younger that are at risk of entering or in the Child Protective Service system with funds in order to prevent, intervene, or treat substance abuse.

RIDER REQUEST

Member Name: Representative Toni Rose

Affected Agency: Texas Commission on Jail Standards

Purpose: To provide adequate funding for the implementation of the "Sandra Bland Act" HB 2702. This bill would require additional duties to this department and it is the intent of this rider to fund those tasks. This is a contingency rider.

Amount Requested (if applicable): \$200,000 Biennium (\$100,000 per year)

Method of Finance (if applicable): General Revenue

Rider Language: Contingency rider. From funds appropriated above, if H.B. 2702 or substantially similar legislation of the 85th Legislature, Regular Session, 2017, relating to interactions between law enforcement and individuals detained or arrested on suspicion of the commission of criminal offenses and the confinement or release of those individuals prior to prosecution., the Texas Commission on Jail Standards shall receive \$100,000 for the fiscal year ending August 31, 2018 and \$100,000 for the fiscal year ending August 31, 2019 for the purposes of completing tasks associated with H.B. 2702.

Please use this template as a guide when preparing riders, and submit to the Committee letter sized, one sided, collated (not stapled) page numbered copies.

Rep. Rose

By Author/Sponsor

Texas Department of Criminal Justice
Youthful Offender Matrix Appropriation

Overview

The following action adds a new rider that directs \$150,000 per year for the Board of Pardons and Parole to establish a youthful offender matrix contingent on cost savings and directs the remaining savings to be split 50% to general revenue and 50% to a fund specifically designated to the Texas Juvenile Justice Department to reimburse local juvenile probation departments for direct costs of raising the age of criminal responsibility. If S.B. 556, relating to release on parole of certain inmates convicted of an offense committed when younger than 18 years of age, becomes law and reduces the amount of expenditures required from general revenue funds appropriated to the Texas Department of Criminal Justice for the state fiscal biennium ending August 31, 2019, the amount of those savings up to \$150,000 is appropriated to the Board of Pardons and Parole for the purpose of establishing a new youthful offender matrix that takes into account the factors outlined in S.B. 556. Any remaining savings, or all savings if S.B. 556 does not pass, shall be split 50% to general revenue and 50% to a fund specifically designated to the Texas Juvenile Justice Department to reimburse local juvenile probation departments for direct costs of raising the age of criminal responsibility.

Required Action

On page V-21 of the Texas Department of Criminal Justice's bill pattern, add the following new rider:

____. **Youthful Offender Matrix Appropriation.** From funds appropriated above, if S.B. 556 becomes law and reduces the amount of expenditures required from general revenue funds appropriated to the Texas Department of Criminal Justice for the state fiscal biennium ending August 31, 2019, the amount of those savings up to \$150,000 per year is appropriated to the Board of Pardons and Parole for the purpose of establishing a new youthful offender matrix that takes into account the factors outlined in S.B. 556. Any

remaining savings, or all savings if S.B. 556 does not pass, shall be split 50% to general revenue and 50% to a fund specifically designated to the Texas Juvenile Justice Department to reimburse local juvenile probation departments for direct costs of raising the age of criminal responsibility.

Page X of X

Overview

The following rider directs funding to the Harris County Leadership Academy.

Walle**Required Action**

On page V-38 of the Juvenile Justice Department bill pattern, add the following rider:

- _____. **Harris County Leadership Academy.** Out of funds appropriated above in Strategy A.1.4., Pre and Post Adjudication Facilities, \$1,000,000 in General Revenue Funds in each fiscal year shall be expended for the Harris County Leadership Academy.

By: Toni Rose

Texas Juvenile Justice Department, Article V
Proposed Rider
Contingency Appropriation for HB 122

Prepared by LBB Staff, 3/9/2017

Overview

The following is a contingency appropriation rider meant to fund the implementation of HB 122. If HB 122 is passed, this one-time grant would address the cost of TJJD's acquisition of more juvenile offenders.

Required Action

On page V-39 of the Texas Juvenile Justice Department bill pattern, add the following rider:

Contingency Rider for HB 122: Grant to reimburse counties for startup costs directly related to raising the age of criminal responsibility. If H.B. 122 or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the age of criminal responsibility and to certain substantive and procedural matters related to that age becomes law, \$7.5 million shall be appropriated from General Revenue to the Texas Juvenile Justice Department. To the extent that local juvenile probation departments are required to expend costs in direct preparation of implementation of raising the age of criminal responsibility, local juvenile probation departments may submit reimbursement requests to the Texas Juvenile Justice Department.



By: Blanco

Texas Department of Public Safety, Article V
Proposed Rider
Border Security Cost Containment Efforts

Prepared by LBB Staff, March 8, 2017

Overview

Amend the rider regarding border security cost containment efforts in the Department of Public Safety's bill pattern to direct the department to (1) include information regarding savings resulting from cost containment efforts and (2) eliminate duplicate functions between the department and certain federal agencies.

Required Action

On page V-62 of the Department of Public Safety's bill pattern, amend the following rider:

- 48. Border Security Cost Containment Efforts.** The Department of Public Safety shall submit a report each fiscal year of the state fiscal biennium beginning September 1, 2017, detailing the effectiveness and dollar amount saved as a result of various cost containment measures the department has implemented, and proposing additional measures, including the estimated savings, to reduce the department's operating costs with respect to the department's border security operations. Not later than the 45th day after the last day of the fiscal year, the department shall submit the report to the legislative and executive budget offices, in the form those offices require. Cost containment measures the department must consider include:
- a. eliminating duplicate functions within the department;
 - b. having the department perform functions that are being performed by a private contractor; and
 - c. using technology to simplify department functions; and
 - d. eliminating duplicate functions between the department and both U.S. Customs and Border Protection and U.S. Immigration and Customs Enforcement.

By: Gonzalez, Mary

Department of Public Safety
Funding for Local Border Security Operations

Overview

The following action adds a new rider that directs the Department of Public Safety to transfer up to \$10,000,000 in unused state border security funding – should it be available – to the Office of the Governor to be dispersed as grant funds for local law enforcement border security operations.

The border security surge in 2015 included only \$200,000 in additional annual grants for local law enforcement, while including almost \$1 billion for DPS. This has left local law enforcement overwhelmed and unable to keep up with state border security operations. Elected local sheriffs have developed relationships and local knowledge that facilitate and enable DPS operations. Lately, the scale of the DPS border surge has left local law struggling to keep up.

The Homeland Security Grants Division in the Governor's office currently has resources to disperse grants for Operation Border Star, which is the existing grant program for local border security. This rider would simply direct DPS to contribute some unused border security funding to the Border Star Program.

Required Action

On page V-63 of the Department of Public Safety's bill pattern, add the following to Rider 50 "**Transfer Prohibition – Goal B, Secure Texas**":

_____. Grants for Local Border Security. The Department shall transfer remaining funds from Goal B, Secure Texas at the end of each fiscal year, not to exceed \$5,000,000 each fiscal year, to Strategy B.1.3 of the Trusteed Programs in the Office of the Governor to be appropriated on "Operation Border Star" grants to local law enforcement.

RIDER REQUEST

Member Name: Schaefer

Affected Agency: DPS

Purpose:

The following action would require DPS to allocate new resources to create an IT interface to share Driver's License or State-Issued ID photographs with HHSC. This action is made contingent on the passage of HB148 or similar legislation that grants statutory authorization for DPS to share photograph and identifying data with HHSC.

Amount Requested (if applicable): [Click here to enter text.](#)

Method of Finance (if applicable): GR

Rider Language:

Supplement funds appropriated in Strategy G.1.3 INFORMATION TECHNOLOGY, and to the extent practicable as determined by the Director, the Department of Public Safety shall expend funds necessary to create an information technology interface with Health and Human Services to share photographs and other identifying information for persons seeking to apply for the Supplemental Nutrition Assistance Program, as requested and established by HB148 or similar legislation.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

Martinez

Overview

This rider directs the Department of Public Safety to enter into an interagency contract with the Trusted Programs Within the Office of the Governor to allocate a portion of fees collected from the License to Carry program to the Criminal Justice Division for grants to local entities.

Required Action

On page V- of the Department of Public Safety bill pattern, add the following rider:

_____. **License to Carry Grants to Local Entities.** Out of funds appropriated above in Strategy E.2.1, Regulatory Services Issuance and Modernization, the Department of Public Safety shall enter into an interagency contract with the Trusted Programs Within the Office of the Governor to transfer the greater amount of either \$200,000 or 10 percent of all License to Carry fee revenues collected by the Department in the 2018–19 biennium to Strategy B.1.1, Criminal Justice, in the Trusted Programs Within the Office of the Governor bill pattern for grants to local entities to conduct safety programs to discourage celebratory gunfire.

On page I- of the Trusted Programs Within the Office of the Governor, add the following rider:

_____. **Interagency Contract with the Department of Public Safety.** In addition to amounts appropriated above in Strategy B.1.1, Criminal Justice, the Trusted Programs Within the Office of the Governor is appropriated the greater amount of either \$200,000 or 10 percent of all License to Carry fee revenues collected by the Department of Public Safety in the 2018–19 biennium, pursuant to an interagency contract with the Department of Public Safety for the Trusted Programs Within the Office of the Governor to provide grants to local entities to conduct safety programs to discourage celebratory gunfire.

COMMITTEE AMENDMENT NO. _____

BY: **Nevarez** _____

Amend H.B. No. 1 (introduced version) as follows:

(1) Reduce the Article V appropriations to the Department of Public Safety for Strategy B.1.4, Recruitment, Retention, and Support (page V-50), by \$5,000,000 for the state fiscal year ending August 31, 2018, and by \$5,000,000 for the state fiscal year ending August 31, 2019.

(2) Increase the Article I appropriations from the general revenue fund to the Trusteed Programs within the Office of the Governor for Strategy B.1.1, Criminal Justice (page I-59), by \$5,000,000 for the state fiscal year ending August 31, 2018, and by \$5,000,000 for the state fiscal year ending August 31, 2019.

(3) In Article I, following the appropriations to the Trusteed Programs within the Office of the Governor, insert the following appropriately numbered rider:

____. Grants for Border Security. Money appropriated above to the Trusteed Programs within the Office of the Governor for Strategy B.1.1, Criminal Justice, shall be used to award a grant to The Sheriffs Border Coalition.

RIDER REQUEST

Member Name: R.D. 'Bobby' Guerra

Affected Agency: Department of Public Safety

Purpose: The 84th legislature as part of the Border Security measures in HB 11 created the Texas Transnational Intelligence Center (TTIC). This rider seeks to continue funding for the TTIC. The funding will go towards hiring crime analysts, communication specialists, IT specialists, and overhead and infrastructure costs of running the of the Intelligence Center.

Amount Requested (if applicable): \$2,871,975.00

Method of Finance (if applicable): General Revenue

Rider Language: Out of funds appropriated to the Department of Public Safety for Secure Texas , \$1,435,987.50 for FY 2018 and \$1,435,987.50 for FY 2019 shall be used to support the Texas Transnational Intelligence Center.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

Overview**Longoria**

This rider directs the Department of Public Safety to use certain funds appropriated to the agency to establish a Law Enforcement Operations Center in (or near) the City of Penitas in western Hidalgo County. The Operations Center would act as a regional base for organizing border security operations, general law enforcement activities, and criminal investigations. The Operations Center would house approximately 30 Texas Highway Patrol officers, as well as Criminal Investigations Division agents, Texas Rangers, Sergeants, and administrative assistants.

This rider provides DPS with the appropriation authority to use \$3,150,000 in General Obligation Bond Proceeds to lease a 9,000 square foot build-to-suit Operations Center for a 10-year term. The Operations Center would have spaces for offices, a conference room, an interview room, and a reception area. The proposed funding for the Operations Center would also support acquiring furniture and equipment.

Required Actions

1. In the agency's capital budget rider, add \$3,150,000 in fiscal year 2018 and "UB" in fiscal year 2019 in a new line item in the appropriate section entitled "Law Enforcement Operations Center";
2. On page V- of the Department of Public Safety's bill pattern in House Bill 1, amend the following rider:

Appropriation: Unexpended Balances Bond Proceeds. Included in amounts appropriated above are unexpended and unobligated balances of General Obligation Bond Proceeds for projects that have been approved under the provisions of Article IX, Sections 19.70 and 19.71 of House Bill 1, Eightieth Legislature, Regular Session, 2007, remaining as of August 31, 2017, (estimated to be \$17,181,788 of which ~~\$9,907,440~~ \$6,757,440 is approved for use for Deferred Maintenance).

Out of the General Obligation Bond Proceeds appropriated above in Strategy G.1.6, Facilities Management, the Department of Public Safety shall expend up to \$3,150,000 to lease, furnish, and equip the Law Enforcement Operations Center facility in (or near) the City of Penitas in western Hidalgo County. The Law Enforcement Operations Center facility must be able to accommodate 30 Texas Highway Patrol officers, and must have sufficient space for offices, a conference room, an interview room, and a reception area.

Any unexpended balances in General Obligation Bond Proceeds described herein and remaining as of August 31, 2018, are appropriated for the same purposes for the fiscal year beginning September 1, 2018.

Also included in the amounts appropriated above are unexpended and unobligated balances of General Obligation Bond Proceeds for projects that have been approved under the provisions of Article IX, Section 17.02 of Senate Bill 1, Eighty-third Legislature, Regular Session, 2013, remaining as of August 31, 2017, (estimated to be \$2,725,400).

Any unexpended balances in General Obligation Bond Proceeds described herein and remaining as of August 31, 2018, are appropriated for the same purposes for the fiscal year beginning September 1, 2018.

By: Gonzalez, M.

Article V
Department of Public Safety
Proposed Rider Relating to Port of Entry Security

Prepared by LBB Staff, March 9, 2017

Overview

Require DPS to expend \$32.0 million to procure and implement an Intelligent Transportation System at the International Ports of Entry at the Bridge of the Americas and the Zaragoza Bridge in El Paso.

Required Actions

1. On page V-61 of the bill pattern for the Department of Public Safety in House Bill 1 As Introduced, add the following rider:

 . **Secure Border Crossing at International Ports of Entry.** Out of the funds appropriated above in Strategy A.1.1, Organized Crime, \$32,000,000 in the 2018--19 biennium shall be expended to procure and implement an Intelligent Transportation System at the International Ports of Entry at the Bridge of the Americas and the Zaragoza Bridge in El Paso.

COMMITTEE AMENDMENT NO. _____

BY: Nevarez

1 Amend H.B. No. 1 (introduced version) as follows:

2 (1) Reduce the Article V appropriations to the Department of
3 Public Safety for Strategy B.1.4, Recruitment, Retention, and
4 Support (page V-50), by \$19,000,000 for the state fiscal year
5 ending August 31, 2018, and by \$19,000,000 for the state fiscal year
6 ending August 31, 2019.

7 (2) Increase the Article I appropriations from the general
8 revenue fund to the Trusteed Programs within the Office of the
9 Governor for Strategy B.1.1, Criminal Justice (page I-59), by
10 \$19,000,000 for the state fiscal year ending August 31, 2018, and by
11 \$19,000,000 for the state fiscal year ending August 31, 2019.

12 (3) In Article I, following the appropriations to the
13 Trusteed Programs within the Office of the Governor, insert the
14 following appropriately numbered rider:

15 _____. Grants for Border Security. Money appropriated above to
16 the Trusteed Programs within the Office of the Governor for
17 Strategy B.1.1, Criminal Justice, may be used to award grants to
18 local law enforcement agencies to support Operation Border Star.
19 Not later than December 1 of each state fiscal year, the Office of
20 the Governor shall provide a report to the Legislative Budget Board
21 summarizing the outcomes of the preceding state fiscal year's
22 grants awarded as described by this rider. The Department of Public
23 Safety and the Legislative Budget Board shall collaborate with the
24 Office of the Governor to establish accountability and outcome
25 standards for the awarding of the grants. The accountability
26 standards must include, but are not limited to:

- 27 (1) uses of the grant funds by local entities;
28 (2) the effects of the awarding of the grants on
29 realizing a more secure border region, as described by Article IX,

1 Section 7.11(a), (b), or (c) of this Act; and

2 (3) measures employed to ensure grant funds are
3 expended for the intended purposes.

4 (4) Adjust totals and methods of financing accordingly.

By: Ortega

Department of Public Safety, Article V
Proposed Funding and Rider
Divert General Revenue Funds from the Department of Public Safety to local law enforcement agencies in counties along the Texas/Mexico border

Prepared by LBB Staff, 03/09/2017

Overview

This rider would direct the Department of Public Safety to allocate an amount not to exceed \$50,000 in General Revenue Funds per county in each fiscal year of the 2018–19 biennium to reimburse local law enforcement agencies in counties along the Texas/Mexico border for border security technology expenditures.

Required Action

On page V- of the Department of Public Safety bill pattern, add the following rider:

Grants to Local Law Enforcement Agencies in Border Counties. Included in amounts appropriated above in Strategy B.1.2, Routine Operations, is \$1,550,000 in fiscal year 2018 and \$1,550,000 in fiscal year 2019 to reimburse local law enforcement agencies in counties along the Texas/Mexico border as defined by Article IX, Section 7.11 of this act for border security technology expenditures.

By: Rodriguez, J.

Department of Public Safety, Article V
Proposed Funding and Rider
Allocate Department of Public Safety General Revenue Funds to construct a DPS Regional Center in San Antonio

Prepared by LBB Staff, 03/09/2017

Overview

This rider would direct the Department of Public Safety to allocate \$7,000,000 in General Revenue Funds in the 2018–19 biennium to construct a DPS Regional Center in San Antonio.

Required Action

On page V- of the Department of Public Safety bill pattern, add the following rider:

____. **DPS Regional Facility in San Antonio. Included in amounts appropriated above in Strategy G.1.6, Facilities Management, is \$7,000,000 in General Revenue Funds in the 2018–19 biennium for the construction of a DPS Regional Center in San Antonio.**

RIDER REQUEST

Member Name: Tan Parker

Affected Agency: Texas Department of Public Safety

Purpose: Increase General Revenue for the creation of a Statewide Human Trafficking Unit at the Texas Department of Public Safety

Amount Requested (if applicable): \$9,061,164 for the fiscal year ending August 31, 2018 and \$6,292,221 for the fiscal year ending August 31, 2019

Method of Finance (if applicable): Increase General Revenue

Rider Language:

On page V-66 of the Department of Public Safety bill pattern, add the following rider:

_____. Statewide Human Trafficking Unit. Included in amounts appropriated above in Strategy A.1.1, Organized Crime is \$9,061,164 in fiscal year 2018 and \$6,292,221 in fiscal year 2019 in General Revenue Funds. This shall only be used for the purpose of creating a Statewide Human Trafficking Unit within the department's Criminal Investigation Division to combat criminal human trafficking activities.

RIDER REQUEST

Member Name: Representative Toni Rose

Affected Agency: Department of Public Safety

Purpose: To fund Texas Task Force 2, an emergency response team. TX-TF2 is seeking annual sustainment funding from the State of Texas of \$1 million in order to meet the ongoing requirements for equipment replacement and training of regional personnel. The City of Dallas will continue to provide the support for staffing, vehicle maintenance, and building support annually for approximately \$900,000. Current grant availability is not sufficient to sustain the team.

Amount Requested (if applicable): \$1million per year (\$2million for Biennium)

Method of Finance (if applicable): General Revenue

Rider Language: From funds appropriated above, the Texas Department of Public Safety, Division of Emergency Management shall allocate \$1,000,000 for the fiscal year ending August 31, 2018 and \$1,000,000 for the fiscal year ending August 31, 2019 to assist the City of Dallas in supporting the Type I Urban Search and Rescue (USAR) team.

RIDER REQUEST

Member Name: Rep Rick Miller

Affected Agency: Department of Public Safety

Purpose:

Amount Requested (if applicable): 2,000,000 in each fiscal year

Method of Finance (if applicable): GR

Rider Language:

1. On page _____ of the Department of Pubic Safety bill pattern allocate general revenue appropriations for Strategy _____ by \$2,000,000 in Fiscal Year 2018 and \$2,000,000 in Fiscal Year 2019.
2. On page _____ of the bill pattern add the following new rider:
_____ Taser Upgrades. Included in the amounts appropriated above in Strategy _____, is the amount of \$2,000,000 in Fiscal Year 2018 and \$2,000,000 in Fiscal Year 2019 for Taser Upgrades.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

RIDER REQUEST

Member Name: Garnet Coleman

Affected Agency: Department of Public Safety

Purpose: To ensure a quality Traffic Stop Data Report

Amount Requested (if applicable): Click here to enter text.

Method of Finance (if applicable): Click here to enter text.

Rider Language: Traffic Stop Data Report. The Department of Public Safety shall include information regarding the use of force during traffic stops by race/ethnicity in their yearly Traffic Stop Data Report. The data presented in the Department's yearly Traffic Stop Data Report shall be presented according to commonly accepted academic standards.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

Klick, Phelan

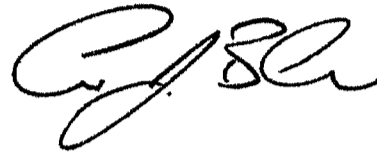
Overview

Appropriate all fees collected by DPS under the Compassionate Use Act and require DPS to expend all these fees to administer the agency's Compassionate Use Program. DPS' Public Safety Commission recently adopted the licensing fee of \$488,000 and individual registration fees at \$450.

Required Actions

1. On page V-61 of the bill pattern for the Department of Public Safety in House Bill 1 As Introduced, add the following rider:

__. **Compassionate Use Program Fees.** All fees associated with the Department of Public Safety's Compassionate Use Program are appropriated to the agency for the direct administration the Compassionate Use Program. The agency shall submit an annual report to the Legislative Budget Board by no later than December 15 of each year detailing all fees collected under the Compassionate Use Program and the use of those fees in the direct administration of the Compassionate Use Program.



By: Blanco

Department of Public Safety, Article V
Proposed Rider
Development of Plan for Drawdown due to Federal Changes Relating to Border Security

Prepared by LBB Staff, March 8, 2017

Overview

Prepare a rider requiring DPS to develop a plan to drawdown its border security operations due to changes in federal spending levels relating to border security, and provide this information to the Legislature.

Required Action

On page V-65 of the Department of Public Safety's bill pattern, add the following rider:

_____ **Plan for Border Security Drawdown.** Out of funds appropriated above in Goal B, Secure Texas, the Department of Public Safety shall prepare a plan to drawdown the state's border security operations as a result of any future increases in the federal government's activities related to security along the Texas/Mexico border. This plan should include, at a minimum:

- a. timelines for reducing or transitioning out of the border region troopers, Texas Rangers, and other personnel associated with border security activities and details regarding other areas of the state to which these personnel may be reassigned;
- b. options for phasing out any remaining interagency contracts supplementing current border security operations with Texas National Guard forces;
- c. consideration of using boats and aircraft involved in current border security activities for other purposes across the state; and
- d. the amount of funds associated with the items above and any other current appropriations for border security that may be reduced or repurposed, with the goal of achieving pre-Operation Secure Texas funding levels.

This plan shall be provided to the Legislative Budget Board, Office of the Governor, and all standing committees of the Legislature with purview over border security activities no later than November 1, 2018.



By: BLANCO

**Texas Department of Public Safety, Article V
Proposed Rider to Eliminating Funding for Overtime Associated with a 50-hour
Workweek for Commissioned Law Enforcement Personnel**

Prepared by LBB Staff, 3/8/17

Overview

This rider would eliminate state funding for a 50-hour workweek for Department of Public Safety law enforcement personnel. The amount reduced from funding overtime would be transferred to the Defense Economic Adjustment Assistance Grant Program at the Office of the Governor.

Required Actions

On page ___ of the bill pattern for the Department of Public Safety in House Bill 1 As Introduced, reduce General Revenue Funds in affected strategies by a total of \$72,800,000 in fiscal year 2018 and \$72,800,000 in fiscal year 2019.

On page ___ of the bill pattern for the Department of Public Safety in House Bill 1 As Introduced, add the following new rider:

____. **Limitation on Funding the 50-hour work week. No General Revenue Fund appropriations above may be expended on overtime associated with a 50-hour workweek for commissioned law enforcement officers.**

On page ___ of the bill pattern for the Trusteed Programs Within the Office of the Governor in House Bill 1 As Introduced, increase General Revenue Funds by \$72,800,000 in fiscal year 2018 and \$72,800,000 in fiscal year 2019.

On page ___ of the bill pattern for the Trusteed Programs Within the Office of the Governor in House Bill 1 As Introduced, add the following new rider:

____. **Defense Economic Adjustment Assistance Grant Program. Included in the funding for Strategy C.1.5, Military Preparedness, is \$72,800,000 in fiscal year 2018 and \$72,800,000 in fiscal year 2019 for the matching funds associated with the Defense Economic Adjustment Assistance Grant Program.**

Longoria**Overview**

This rider transfers \$5.0 million in General Revenue Fund 01 from the Department of Public Safety to the Trusteed Programs Within the Office of the Governor to fund grants to reimburse first responder agencies in the border region for costs incurred while providing emergency response services associated with the execution of law enforcement activities defined in Article IX, Section 7.11 of this Act.

Required Actions

1. Reduce General Revenue Fund 01 by \$5.0 million in fiscal year 2018 from Strategy B.1.2, Routine Operations, in the Department of Public Safety's bill pattern in House Bill 1;
2. Increase General Revenue Fund 01 by \$5.0 million in fiscal year 2018 in Strategy B.1.3, Homeland Security, in the Trusteed Programs Within the Office of the Governor's bill pattern in House Bill 1; and
3. On page I- of the Trusteed Programs Within the Office of the Governor's bill pattern in House Bill 1, add the following new rider:

Grants to Reimburse First Responder Agencies. Included in the funds appropriated above in Strategy B.1.3, Homeland Security, is \$5,000,000 in General Revenue Funds to reimburse first responder agencies (including professional and volunteer fire departments) in the border region for costs incurred while providing emergency response services associated with the execution of law enforcement activities defined in Article IX, Section 7.11 of this Act.

RIDER REQUEST

Member Name: Representative Oscar Longoria

Affected Agency: Texas Department of Public Safety

Purpose: The Texas Legislature has long recognized the need for outreach on a variety of public safety education programs, i.e. *Click It or Ticket; Turn Around; Don't Drown; Sober and Safe; Share the Road*; and numerous others. In fact, motor vehicle accidents account for 3,900 deaths annually, and Texas spends approximately \$8.4 million/biennium (DPS budget) and \$121 million/biennium (Texas Department of Transportation budget) on 13 different safety education campaigns around the issue of safe driving. These programs/campaigns save lives and save taxpayer dollars.

Amount Requested (if applicable):

Method of Finance (if applicable): GRD

Rider Language: Statewide Safe Gun Storage Campaign. Out of existing funds appropriated to the Texas Department of Public Safety, or from a set-aside amount of \$1.00 from each application fee collected pursuant to Government Code 411.174 and 411.185, excluding voluntary contributions dedicated to veterans' assistance, or a combination thereof, the Department of Public Safety shall create and promote a statewide safe gun storage campaign. In creating the campaign the Department of Public Safety shall collaborate with the Texas Veterans Commission, Texas Health and Human Services Commission, Department of State Health Services, Department of Family and Protective Services, other legislative leaders and state agencies, and interested stakeholders. The public awareness campaign shall begin in 2018. The public awareness campaign may include online materials, printed materials, public service announcements, or other advertising media.

If you have any questions regarding this form, please contact the House Appropriations Committee Office at (512) 463-1091

Overview**Longoria**

This rider directs the Department of Public Safety to use certain funds appropriated to the agency to establish a Law Enforcement Operations Center in (or near) the City of Penitas in western Hidalgo County. The Operations Center would act as a regional base for organizing border security operations, general law enforcement activities, and criminal investigations. The Operations Center would house approximately 30 Texas Highway Patrol officers, as well as Criminal Investigations Division agents, Texas Rangers, Sergeants, and administrative assistants.

This rider motion includes a \$3,150,000 increase in General Revenue Fund 01 appropriations to DPS to lease a 9,000 square foot build-to-suit Operations Center for a 10-year term. The Operations Center would have spaces for offices, a conference room, an interview room, and a reception area. The proposed funding for the Operations Center would also support acquiring furniture and equipment.

Required Actions

1. In strategy G.1.6, Facilities Management, increase General Revenue Fund 01 by \$3,150,000 in fiscal year 2018;
2. In the agency's capital budget rider, add \$3,150,000 in fiscal year 2018 and "UB" in fiscal year 2019 in a new line item in the appropriate section entitled "Law Enforcement Operations Center";
3. On page V- of the Department of Public Safety's bill pattern in House Bill 1, add the following new rider:

Law Enforcement Operations Center. Out of the General Revenue Funds appropriated above in fiscal year 2018 in Strategy G.1.6, Facilities Management, the Department of Public Safety shall expend up to \$3,150,000 to lease, furnish, and equip the Law Enforcement Operations Center facility in (or near) the City of Penitas in western Hidalgo County. The Law Enforcement Operations Center facility must be able to accommodate 30 Texas Highway Patrol officers, and must have sufficient space for offices, a conference room, an interview room, and a reception area.