

By: Zerwas

H.B. No. 4

A BILL TO BE ENTITLED

AN ACT

1
2 relating to making supplemental appropriations and reductions in
3 appropriations and giving direction, including direction regarding
4 reimbursement, and adjustment authority regarding appropriations.

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

6 SECTION 1. APPROPRIATION REDUCTION: PUBLIC FINANCE
7 AUTHORITY. The unencumbered appropriations from the general
8 revenue fund to the Public Finance Authority made by Chapter 605
9 (S.B. 1), Acts of the 85th Legislature, Regular Session, 2017 (the
10 General Appropriations Act), for use during the state fiscal
11 biennium ending August 31, 2019, for bond debt service payments,
12 including appropriations subject to Rider 3, page I-48, Chapter 605
13 (S.B. 1), Acts of the 85th Legislature, Regular Session, 2017 (the
14 General Appropriations Act), to the bill pattern of the
15 appropriations to the authority, are reduced by a total aggregate
16 of \$35,078,954. The authority shall identify the strategies and
17 objectives to which the reduction is to be allocated and the amount
18 of the reduction for each of those strategies and objectives.

19 SECTION 2. APPROPRIATION REDUCTION: FACILITIES COMMISSION.
20 The unencumbered appropriations from the general revenue fund to
21 the Facilities Commission made by Chapter 605 (S.B. 1), Acts of the
22 85th Legislature, Regular Session, 2017 (the General
23 Appropriations Act), for use during the state fiscal biennium
24 ending August 31, 2019, for lease payments are reduced by

1 \$17,589,128. The commission shall identify the strategies and
2 objectives to which the reduction is to be allocated and the amount
3 of the reduction for each of those strategies and objectives.

4 SECTION 3. APPROPRIATION REDUCTION: TEXAS EDUCATION
5 AGENCY; SUM-CERTAIN APPROPRIATION FOR FOUNDATION SCHOOL PROGRAM.

6 (a) The unencumbered appropriations from the Foundation School
7 Fund No. 193 to the Texas Education Agency made by Chapter 605 (S.B.
8 1), Acts of the 85th Legislature, Regular Session, 2017 (the
9 General Appropriations Act), for use during the state fiscal
10 biennium ending August 31, 2019, for Strategy A.1.1., FSP -
11 Equalized Operations, as listed in that Act, are reduced by
12 \$643,000,000.

13 (b) Notwithstanding Rider 3, page III-5, Chapter 605 (S.B.
14 1), Acts of the 85th Legislature, Regular Session, 2017 (the
15 General Appropriations Act), to the bill pattern of the
16 appropriations to the Texas Education Agency, the sum-certain
17 appropriation to the Foundation School Program for the state fiscal
18 year ending August 31, 2019, is \$21,919,735,602.

19 SECTION 4. APPROPRIATION REDUCTION: HEALTH AND HUMAN
20 SERVICES COMMISSION. The unencumbered appropriations from the
21 economic stabilization fund to the Health and Human Services
22 Commission made by Chapter 605 (S.B. 1), Acts of the 85th
23 Legislature, Regular Session, 2017 (the General Appropriations
24 Act), for use during the state fiscal biennium ending August 31,
25 2019, for Strategy G.4.2., Facility Capital Repairs and
26 Renovations, as listed in that Act, and subject to Rider 221(b),
27 page II-111, Chapter 605 (S.B. 1), Acts of the 85th Legislature,

1 Regular Session, 2017 (the General Appropriations Act), to the bill
2 pattern of the appropriations to the authority, are reduced by
3 \$2,000,000.

4 SECTION 5. LIBRARY AND ARCHIVES COMMISSION: ADDITIONAL
5 APPROPRIATIONS. In addition to amounts previously appropriated for
6 the state fiscal biennium ending August 31, 2019, \$4,400,000 is
7 appropriated from the general revenue fund to the Library and
8 Archives Commission for the two-year period beginning on the
9 effective date of this Act for renovating the Promontory Point
10 Drive facility in the City of Austin, Texas, for the storage of
11 public records.

12 SECTION 6. HEALTH AND HUMAN SERVICES COMMISSION:
13 REPLACEMENT OF MONEY TRANSFERRED TO ADDRESS NEEDS RESULTING FROM
14 HURRICANE HARVEY. In addition to amounts previously appropriated
15 for the state fiscal biennium ending August 31, 2019, \$110,000,000
16 is appropriated from the economic stabilization fund to the Health
17 and Human Services Commission for the state fiscal year ending
18 August 31, 2019, for Medicaid client services under Strategy
19 A.1.5., Children, as listed in Chapter 605 (S.B. 1), Acts of the
20 85th Legislature, Regular Session, 2017 (the General
21 Appropriations Act), to replace money transferred from that
22 strategy to disaster assistance programs to address needs resulting
23 from Hurricane Harvey.

24 SECTION 7. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID
25 SHORTFALL. In addition to amounts previously appropriated for the
26 state fiscal biennium ending August 31, 2019, \$2,100,000,000 is
27 appropriated from the general revenue fund, and \$2,300,000,000 is

1 appropriated from federal funds, to the Health and Human Services
2 Commission for the state fiscal year ending August 31, 2019, for
3 Medicaid client services under Goal A, Medicaid Client Services, as
4 listed in Chapter 605 (S.B. 1), Acts of the 85th Legislature,
5 Regular Session, 2017 (the General Appropriations Act).

6 SECTION 8. HEALTH AND HUMAN SERVICES COMMISSION: STATE
7 HOSPITALS. In addition to amounts previously appropriated for the
8 state fiscal biennium ending August 31, 2019, \$2,000,000 is
9 appropriated from the economic stabilization fund to the Health and
10 Human Services Commission for the two-year period beginning on the
11 effective date of this Act for continuing improvements to state
12 hospital facilities under Strategy G.4.2., Facility Capital
13 Repairs and Renovations, as listed in Chapter 605 (S.B. 1), Acts of
14 the 85th Legislature, Regular Session, 2017 (the General
15 Appropriations Act), as follows:

16 (1) \$1,000,000 for preplanning activities related to
17 construction of a new state hospital in the Panhandle region; and

18 (2) \$1,000,000 for preplanning activities related to
19 construction of a new state hospital in the Dallas area.

20 SECTION 9. DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES:
21 FOSTER CARE. In addition to amounts previously appropriated for
22 the state fiscal biennium ending August 31, 2019, \$83,542,916 is
23 appropriated from the general revenue fund to the Department of
24 Family and Protective Services for the state fiscal year ending
25 August 31, 2019, for foster care payments under Strategy B.1.9.,
26 Foster Care Payments, as listed in Chapter 605 (S.B. 1), Acts of the
27 85th Legislature, Regular Session, 2017 (the General

1 Appropriations Act).

2 SECTION 10. DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES:
3 RELATIVE CAREGIVER PAYMENTS. (a) In addition to amounts
4 previously appropriated for the state fiscal biennium ending August
5 31, 2019, \$6,833,593 is appropriated from the general revenue fund
6 to the Department of Family and Protective Services for the state
7 fiscal year ending August 31, 2019, for relative caregiver payments
8 under Strategy B.1.11., Relative Caregiver Payments, as listed in
9 Chapter 605 (S.B. 1), Acts of the 85th Legislature, Regular
10 Session, 2017 (the General Appropriations Act).

11 (b) The unencumbered appropriations from federal Temporary
12 Assistance for Needy Families (TANF) funds to the Department of
13 Family and Protective Services made by Chapter 605 (S.B. 1), Acts of
14 the 85th Legislature, Regular Session, 2017 (the General
15 Appropriations Act), for use during the state fiscal biennium
16 ending August 31, 2019, for relative caregiver payments under
17 Strategy B.1.11., Relative Caregiver Payments, as listed in that
18 Act, are reduced by \$8,481,040.

19 SECTION 11. DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES:
20 DAY CARE. In addition to amounts previously appropriated for the
21 state fiscal biennium ending August 31, 2019, \$23,060,052 is
22 appropriated from federal Child Care and Development Block Grant
23 funds to the Department of Family and Protective Services for the
24 state fiscal year ending August 31, 2019, for day care payments
25 under Strategy B.1.3., TWC Contracted Day Care, as listed in
26 Chapter 605 (S.B. 1), Acts of the 85th Legislature, Regular
27 Session, 2017 (the General Appropriations Act).

1 SECTION 12. TEXAS EDUCATION AGENCY: EXPENSES RELATED TO
2 HURRICANE HARVEY. (a) In addition to amounts previously
3 appropriated for the state fiscal biennium ending August 31, 2019,
4 the following amounts are appropriated from the economic
5 stabilization fund to the Texas Education Agency for the state
6 fiscal year ending August 31, 2019, for Strategy A.1.1., FSP -
7 Equalized Operations, as listed in Chapter 605 (S.B. 1), Acts of the
8 85th Legislature, Regular Session, 2017 (the General
9 Appropriations Act), for the following purposes related to the
10 increased state costs under the Foundation School Program resulting
11 from Hurricane Harvey:

- 12 (1) \$271,300,000 for:
- 13 (A) increased student costs;
- 14 (B) the reduction in school district property
15 values; and
- 16 (C) the reduction of the amount owed by school
17 districts under Chapter 41, Education Code, due to disaster
18 remediation costs as provided by Section 41.0931, Education Code;
19 and

20 (2) \$634,200,000 for the adjustment of school district
21 property values under Section 42.2523, Education Code, and
22 reimbursement to school districts for disaster remediation costs
23 under Section 42.2524, Education Code.

24 (b) In addition to other amounts appropriated for the state
25 fiscal year ending August 31, 2020, \$636,000,000 is appropriated
26 from the economic stabilization fund to the Texas Education Agency
27 for that state fiscal year for the increased state costs under the

1 Foundation School Program resulting from the reduction in school
2 district property values associated with Hurricane Harvey.

3 SECTION 13. UNIVERSITY OF HOUSTON: EXPENSES RELATED TO
4 HURRICANE HARVEY. In addition to amounts previously appropriated
5 for the state fiscal biennium ending August 31, 2019, \$20,288,883
6 is appropriated from the economic stabilization fund to the
7 University of Houston for the state fiscal year ending August 31,
8 2019, for expenses related to Hurricane Harvey.

9 SECTION 14. UNIVERSITY OF HOUSTON - DOWNTOWN: EXPENSES
10 RELATED TO HURRICANE HARVEY. In addition to amounts previously
11 appropriated for the state fiscal biennium ending August 31, 2019,
12 \$4,000,000 is appropriated from the economic stabilization fund to
13 the University of Houston - Downtown for the state fiscal year
14 ending August 31, 2019, for expenses related to Hurricane Harvey.

15 SECTION 15. UNIVERSITY OF HOUSTON - VICTORIA: EXPENSES
16 RELATED TO HURRICANE HARVEY. In addition to amounts previously
17 appropriated for the state fiscal biennium ending August 31, 2019,
18 \$1,703,828 is appropriated from the economic stabilization fund to
19 the University of Houston - Victoria for the state fiscal year
20 ending August 31, 2019, for expenses related to Hurricane Harvey.

21 SECTION 16. UNIVERSITY OF HOUSTON - CLEAR LAKE: EXPENSES
22 RELATED TO HURRICANE HARVEY. In addition to amounts previously
23 appropriated for the state fiscal biennium ending August 31, 2019,
24 \$83,668 is appropriated from the economic stabilization fund to the
25 University of Houston - Clear Lake for the state fiscal year ending
26 August 31, 2019, for expenses related to Hurricane Harvey.

27 SECTION 17. LONE STAR COLLEGE SYSTEM: EXPENSES RELATED TO

1 HURRICANE HARVEY. In addition to amounts previously appropriated
2 for the state fiscal biennium ending August 31, 2019, \$13,100,000
3 is appropriated from the economic stabilization fund to the Lone
4 Star College System for the state fiscal year ending August 31,
5 2019, for expenses related to Hurricane Harvey.

6 SECTION 18. TEXAS A&M FOREST SERVICE: EXPENSES RELATED TO
7 HURRICANE HARVEY. In addition to amounts previously appropriated
8 for the state fiscal biennium ending August 31, 2019, \$2,582,439 is
9 appropriated from the economic stabilization fund to the Texas A&M
10 Forest Service for the state fiscal year ending August 31, 2019, for
11 expenses related to Hurricane Harvey.

12 SECTION 19. TEXAS A&M FOREST SERVICE: WILDFIRES. In
13 addition to amounts previously appropriated for the state fiscal
14 biennium ending August 31, 2019, \$54,923,481 is appropriated from
15 the general revenue fund to the Texas A&M Forest Service for the
16 state fiscal year ending August 31, 2019, for expenses related to
17 wildfires.

18 SECTION 20. DEPARTMENT OF CRIMINAL JUSTICE: REPLACEMENT OF
19 MONEY TRANSFERRED TO ADDRESS NEEDS RESULTING FROM HURRICANE HARVEY.
20 In addition to amounts previously appropriated for the state fiscal
21 biennium ending August 31, 2019, \$38,600,000 is appropriated from
22 the economic stabilization fund to the Department of Criminal
23 Justice for the state fiscal year ending August 31, 2019, for agency
24 operations expenses under Strategy C.1.1., Correctional Security
25 Operations, as listed in Chapter 605 (S.B. 1), Acts of the 85th
26 Legislature, Regular Session, 2017 (the General Appropriations
27 Act), to replace money transferred from that strategy to disaster

1 assistance programs to address needs resulting from Hurricane
2 Harvey.

3 SECTION 21. DEPARTMENT OF CRIMINAL JUSTICE: CORRECTIONAL
4 MANAGED HEALTH CARE. In addition to amounts previously
5 appropriated for the state fiscal biennium ending August 31, 2019,
6 \$160,000,000 is appropriated from the general revenue fund to the
7 Department of Criminal Justice for the state fiscal year ending
8 August 31, 2019, for correctional managed health care under
9 Strategy C.1.9., Hospital and Clinical Care, as listed in Chapter
10 605 (S.B. 1), Acts of the 85th Legislature, Regular Session, 2017
11 (the General Appropriations Act).

12 SECTION 22. DEPARTMENT OF CRIMINAL JUSTICE: CORRECTIONAL
13 OFFICER OVERTIME. In addition to amounts previously appropriated
14 for the state fiscal biennium ending August 31, 2019, \$30,000,000
15 is appropriated from the general revenue fund to the Department of
16 Criminal Justice for the state fiscal year ending August 31, 2019,
17 for correctional officer overtime under Strategy C.1.1.,
18 Correctional Security Operations, as listed in Chapter 605 (S.B.
19 1), Acts of the 85th Legislature, Regular Session, 2017 (the
20 General Appropriations Act).

21 SECTION 23. DEPARTMENT OF PUBLIC SAFETY: EXPENSES RELATED
22 TO HURRICANE HARVEY. In addition to amounts previously
23 appropriated for the state fiscal biennium ending August 31, 2019,
24 the following amounts are appropriated from the economic
25 stabilization fund to the Department of Public Safety for the state
26 fiscal year ending August 31, 2019, for the following strategies as
27 listed in Chapter 605 (S.B. 1), Acts of the 85th Legislature,

1 Regular Session, 2017 (the General Appropriations Act), for agency
2 operations expenses related to Hurricane Harvey:

- 3 (1) \$35,000,000 for Strategy A.1.1., Organized Crime;
- 4 (2) \$60,000,000 for Strategy C.1.1., Traffic
5 Enforcement; and
- 6 (3) \$2,000,000 for Strategy G.1.3., Information
7 Technology.

8 SECTION 24. DEPARTMENT OF PUBLIC SAFETY: CRIME
9 LABORATORIES. In addition to amounts previously appropriated for
10 the state fiscal biennium ending August 31, 2019, \$5,770,426 is
11 appropriated from the general revenue fund to the Department of
12 Public Safety for the state fiscal year ending August 31, 2019, for
13 crime laboratory operations under Strategy E.1.1., Crime
14 Laboratory Services, as listed in Chapter 605 (S.B. 1), Acts of the
15 85th Legislature, Regular Session, 2017 (the General
16 Appropriations Act).

17 SECTION 25. PARKS AND WILDLIFE DEPARTMENT: EXPENSES RELATED
18 TO HURRICANE HARVEY. In addition to amounts previously
19 appropriated for the state fiscal biennium ending August 31, 2019,
20 \$9,000,000 is appropriated from the economic stabilization fund to
21 the Parks and Wildlife Department for the state fiscal year ending
22 August 31, 2019, for Strategy D.1.1., Improvements and Major
23 Repairs, as listed in Chapter 605 (S.B. 1), Acts of the 85th
24 Legislature, Regular Session, 2017 (the General Appropriations
25 Act), for expenses related to Hurricane Harvey.

26 SECTION 26. TEXAS WORKFORCE COMMISSION: EXPENSES RELATED TO
27 HURRICANE HARVEY. In addition to amounts previously appropriated

1 for the state fiscal biennium ending August 31, 2019, \$8,931,385 is
2 appropriated from the economic stabilization fund to the Texas
3 Workforce Commission for the state fiscal year ending August 31,
4 2019, for Strategy A.2.1., Vocational Rehabilitation, as listed in
5 Chapter 605 (S.B. 1), Acts of the 85th Legislature, Regular
6 Session, 2017 (the General Appropriations Act), for vocational
7 rehabilitation services expenses related to Hurricane Harvey.

8 SECTION 27. REIMBURSEMENT TO ECONOMIC STABILIZATION FUND.

9 If any state agency or public institution of higher education
10 receives reimbursement from the federal government, an insurer, or
11 another source for an expenditure paid from money appropriated by
12 this Act:

13 (1) the agency or institution shall reimburse the
14 state in an amount equal to the lesser of the amount appropriated
15 under this Act and spent for that expenditure or the amount
16 reimbursed by the other source for that expenditure; and

17 (2) the comptroller of public accounts shall deposit
18 the amount of the reimbursement to the credit of the economic
19 stabilization fund.

20 SECTION 28. EFFECTIVE DATE. (a) Subject to Subsection (b)
21 of this section, this Act takes effect immediately.

22 (b) Sections 6, 8, 12, 13, 14, 15, 16, 17, 18, 20, 23, 25,
23 and 26 of this Act take effect only if this Act receives a vote of
24 two-thirds of the members present in each house of the legislature,
25 as provided by Section 49-g(m), Article III, Texas Constitution.