

10 PERCENT AMENDMENTS REPORT – SECOND QUARTER OF FISCAL YEAR 2023

Eighty-seventh Legislature, General Appropriations Act, 2022–23 Biennium, Article IX, Section 7.04(g) and (h)

The following summary regards amendments to contracts as reported by state agencies and institutions of higher education to the Legislative Budget Board (LBB) Contracts Database for the second quarter of fiscal year 2023 as required by the Eighty-seventh Legislature, General Appropriations Act (GAA), 2022–23 Biennium, Article IX, Section 7.04, Contract Notification: Amounts Greater than \$50,000.

Article IX, Section 7.04(g) and (h), requires state agencies and institutions of higher education that have awarded contracts with a value greater than \$1.0 million to notify the LBB of amendments that change the contract's value by 10.0 percent or more. The provision directs the LBB to establish procedures for these notifications. In accordance with these procedures, LBB staff provides a quarterly report summarizing this information to the Office of the Governor, the Lieutenant Governor, and the Speaker of the House of Representatives.

For the second quarter of fiscal year 2023, 18 agencies and institutions of higher education reported 72 amendments to the LBB Contracts Database that met the established threshold. **Figure 1** shows that the 72 amendments cumulatively increased their initial contracts' values by approximately \$287.3 million.

FIGURE 1
STATE AGENCY CONTRACT AMENDMENTS, REPORTED BY GENERAL APPROPRIATIONS ACT ARTICLE
SECOND QUARTER, FISCAL YEAR 2023

ARTICLE	AMENDMENTS	INCREASE (IN MILLIONS)
Article I – General Government	5	\$8.8
Article II – Health and Human Services	15	\$64.5
Article III – Agencies of Education	23	\$83.0
Article IV – Judiciary	0	\$0.0
Article V – Public Safety and Criminal Justice	4	\$23.4
Article VI – Natural Resources	8	\$68.4
Article VII – Business and Economic Development	17	\$39.1
Article VIII – Regulatory	0	\$0.0
Total	72	\$287.3

NOTES: Totals may not sum due to rounding. Amendments shown do not include those attributable to purchases made on indefinite delivery/indefinite quantity agreements or zero-dollar-based contracts.
SOURCE: Legislative Budget Board.

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The LBB’s reporting procedures require agencies to specify the reason for the change and describe any opportunities for other savings. **Figure 2** shows the reasons reported for these contract amendments. The most common explanations for amendments were:

- requests by agencies with scope increases; and
- contract extensions and renewals.

FIGURE 2
REASONS PROVIDED BY AGENCIES FOR AMENDMENTS, BY ARTICLE
SECOND QUARTER, FISCAL YEAR 2023

REASON	AMENDMENTS	INCREASE (IN MILLIONS)
Request by agency with scope increase	34	\$136.9
Extension/renewal of contract	20	\$107.5
Request by agency without scope increase	8	\$17.7
Request by vendor with scope increase	6	\$14.9
Request by vendor without scope increase	2	\$9.3
Error/omission in original design caused by agency	1	\$0.8
Error/omission in original design caused by neither party	1	\$0.3
Total	72	\$287.3

NOTE: Totals may not sum due to rounding.
SOURCE: Legislative Budget Board.

A complete list of all amendments is included in the appendix.

APPENDIX TO THE 10-PERCENT AMENDMENT REPORT

Report on Amendments Issued in the Second Quarter, Fiscal Year 2023, that Increased Contract Value by 10% or More as required by General Appropriations Act, 2022–23 Biennium, Article IX, Section 7.04(g) and (h)

Art.	Num.	Agency Name	Contract ID	Contract Subject	Vendor	Contract Award			Previous Quarter Max	Current Quarter Max	% Increase	\$ Increase	Reason for Amendment
						Date	Amend. Reported	Initial Contract Value	Contract Amount	Contract Amount			
1	303	Facilities Commission	303-0-0786	AE Svcs for Multi-Floor Renovations at LBJ Bldg.	M. Arthur Gensler, Jr. & Associates, Inc.	3/20/2020	1/26/2023	\$1,433,216	\$1,433,216	\$1,633,216	14%	\$200,000	Request by AGENCY with scope increase
1	303	Facilities Commission	303-0-7011	CMR for LBJ Bldg. Multiple Floor Renovations	FUNTCO LLC	6/25/2020	1/27/2023	\$9,225,000	\$10,825,000	\$12,308,000	14%	\$1,483,000	Request by AGENCY with scope increase
1	303	Facilities Commission	303-0-7041	CMR for DPS ITF in Brownsville, TX	SpawGlassContractors, South Texas Division	10/15/2020	2/3/2023	\$4,640,348	\$4,640,348	\$5,840,348	26%	\$1,200,000	Request by AGENCY with scope increase
1	313	Department of Information Resources	DIR-EC-PAS-0001-SOWEF	Procurement Assistance Services for DCS	SYMBIO ECOSYSTEMS LLC	4/5/2019	12/24/2022	\$3,612,893	\$3,612,893	\$4,788,001	33%	\$1,175,108	Extension/renewal of contract
1	313	Department of Information Resources	DIR-OCISO-0001	Spectrum RSA Archer	GTS TECHNOLOGY SOLUTIONS	7/1/2017	12/12/2022	\$1,227,501	\$1,227,501	\$6,017,764	390%	\$4,790,263	Extension/renewal of contract
2	529	Health and Human Services Commission	537-15-0006-00002	WIC MIS and Other Services	VEKCEL CORPORATION	5/28/2015	2/21/2023	\$82,388,440	\$138,650,046	\$157,510,046	14%	\$18,860,000	Request by AGENCY with scope increase
2	529	Health and Human Services Commission	53900-10-0000049573	DOJ Settlement Agreement Monit	HARCHIK ASSOCIATES LLC	12/1/2009	1/11/2023	\$10,058,174	\$20,115,519	\$23,414,890	16%	\$3,299,371	Request by AGENCY with scope increase
2	529	Health and Human Services Commission	HHS000372500001	18-118-ELC	VONANZA CONSTRUCTION LLC	1/7/2020	2/23/2023	\$2,267,955	\$2,302,190	\$2,634,060	14%	\$381,870	Request by AGENCY with scope increase
2	529	Health and Human Services Commission	HHS000422600001	18-202-KSH Construction	WALDROP CONSTRUCTION CO INC	6/17/2020	12/21/2022	\$23,644,000	\$27,514,336	\$33,410,090	21%	\$5,895,754	Request by AGENCY with scope increase
2	529	Health and Human Services Commission	HHS000728300029	OPE 22	SHERRY MATTHEWS ADVERTISING	11/1/2021	12/7/2022	\$2,813,570	\$2,813,570	\$5,627,140	100%	\$2,813,570	Extension/renewal of contract
2	529	Health and Human Services Commission	HHS000943400001	20-025-TSH	CENTENNIAL CONTRACTORS ENTERPRISES INC	8/27/2021	2/21/2023	\$3,953,713	\$3,953,713	\$6,846,944	73%	\$2,893,231	Request by VENDOR without scope increase
2	529	Health and Human Services Commission	HHS000967500001	20-022-SAH	SPAW GLASS CONTRACTORS INC	11/16/2021	2/21/2023	\$10,506,480	\$10,506,480	\$16,935,196	61%	\$6,428,716	Request by VENDOR without scope increase
2	529	Health and Human Services Commission	HHS000973000001	20-013-KSH	STODDARD CONSTRUCTION MANAGEMENT INC	7/28/2021	1/12/2023	\$2,507,664	\$2,507,664	\$12,102,849	383%	\$9,595,185	Request by VENDOR with scope increase
2	529	Health and Human Services Commission	HHS000975900001	20-301-GEN	SPAW GLASS CONTRACTORS, INC.	8/31/2021	12/22/2022	\$6,986,755	\$6,986,755	\$8,496,191	22%	\$1,509,436	Request by VENDOR with scope increase
2	529	Health and Human Services Commission	HHS000982400001	20-008-BSH	WALDROP CONSTRUCTION CO INC	8/5/2021	12/22/2022	\$1,961,620	\$1,918,246	\$2,216,340	16%	\$298,094	Request by AGENCY with scope increase
2	529	Health and Human Services Commission	HHS001048300001	20-037-WCY	THE ROBINS & MORTON GROUP	9/2/2021	2/1/2023	\$4,968,960	\$4,968,960	\$6,778,522	36%	\$1,809,562	Request by VENDOR with scope increase
2	529	Health and Human Services Commission	HHS001065100001	20-016-RSC	J. T. VAUGHN CONSTRUCTION, LLC	5/30/2022	2/23/2023	\$2,245,999	\$2,245,999	\$2,808,035	25%	\$562,036	Request by AGENCY with scope increase
2	537	State Health Services, Department of	HHS000333600001	DSHS Rape Prevention and Education	TEXAS STATE DISBURSEMENT UNIT/ATTORNEY GENERAL OFC	2/1/2019	12/21/2022	\$10,839,200	\$10,828,958	\$13,725,621	26%	\$2,842,663	Extension/renewal of contract
2	537	State Health Services, Department of	HHS000705400001	Hearing Assessments MIS	OPTIMIZATION ZORN CORPORATION	9/1/2020	12/16/2022	\$6,600,000	\$6,794,121	\$11,194,122	65%	\$4,400,001	Request by AGENCY with scope increase
2	537	State Health Services, Department of	HHS000980600001	VSS/Paper	VERITRACE, INC.	3/30/2021	1/13/2023	\$3,000,000	\$3,000,000	\$6,000,000	100%	\$3,000,000	Request by AGENCY without scope increase
3	323	Teacher Retirement System	2022-323-0203	Foster Garvey	Foster Garvey PC	9/21/2021	2/15/2023	\$1,450,000	\$1,450,000	\$1,750,000	21%	\$300,000	Request by VENDOR with scope increase
3	323	Teacher Retirement System	K201800163	CALL CENTER MODERNIZATION	GLOBALSCOPE COMMUNICATIONS CORPORATION	12/28/2017	12/20/2022	\$7,000,000	\$5,521,383	\$6,161,383	12%	\$640,000	Extension/renewal of contract
3	575	Texas Division of Emergency Management	20-0003-1002	Regional Infusion Center Site, Edinburg,	ASHBRITT, INC.	8/20/2021	2/16/2023	\$5,459,850	\$5,459,850	\$20,796,283	281%	\$15,336,433	Extension/renewal of contract
3	575	Texas Division of Emergency Management	21-0003-003-3	Water & Truck Rental	SUN COAST RESOURCES INC	2/18/2021	2/16/2023	\$2,000,000	\$2,000,000	\$2,750,000	38%	\$750,000	Error/Omission in Original Design caused by AGENCY
3	575	Texas Division of Emergency Management	21-0012-001-1	Temporary Booking Facility - Val Verde	GLOBAL JUSTICE SOLUTIONS LLC	6/20/2021	2/16/2023	\$2,151,000	\$2,151,000	\$3,587,414	67%	\$1,436,414	Extension/renewal of contract
3	720	The University of Texas System Administration	2015-158	Provide Primary and Secondary Antibodies	EDM MILLIPORE CORPORATION	4/1/2015	1/25/2023	\$3,500,000	\$3,500,000	\$4,000,000	14%	\$500,000	Extension/renewal of contract
3	720	The University of Texas System Administration	2015-200	Digital Library Services	TAYLOR & FRANCIS GROUP LLC	7/14/2015	2/6/2023	\$2,165,000	\$2,165,000	\$3,965,000	83%	\$1,800,000	Extension/renewal of contract
3	720	The University of Texas System Administration	2018-365	Custodial Services	PREDICTABLE BUSINESS STRATEGIES LLC	2/1/2018	2/16/2023	\$2,325,610	\$3,000,000	\$3,310,000	10%	\$310,000	Request by AGENCY with scope increase
3	720	The University of Texas System Administration	2019-352	Journal Subscription License Agreement	SPRINGER NATURE CUSTOMER SERVICE CENTER LLC	3/13/2019	1/6/2023	\$11,285,134	\$18,808,525	\$23,771,977	26%	\$4,963,452	Extension/renewal of contract
3	720	The University of Texas System Administration	2020-200	IT Staff Augmentation	PRECISION TASK GROUP INC	12/13/2019	2/8/2023	\$2,900,000	\$2,900,000	\$7,000,000	141%	\$4,100,000	Extension/renewal of contract
3	730	University of Houston	K-17-00548	Software and Service Agreement of Ticket Software	PACIOLAN SYSTEMS INC	2/2/2017	1/12/2023	\$50,000	\$1,500,000	\$2,500,000	67%	\$1,000,000	Extension/renewal of contract
3	739	Texas Tech University Health Sciences Center	F20-19-08-739-DP	Amend. S Increases Agreement	PARKHILL SMITH AND COOPER INC	1/11/2023	2/22/2023	\$1,541,700	\$2,170,399	\$2,401,386	11%	\$230,987	Request by AGENCY with scope increase
3	744	The University of Texas Health Science Center at Houston	UTH108634	FY23 BPO HEMOPHILIA FACTOR MEDICATION	POSITUDES INC	9/7/2022	1/25/2023	\$2,000,000	\$5,000,000	\$7,000,000	40%	\$2,000,000	Request by AGENCY without scope increase
3	744	The University of Texas Health Science Center at Houston	UTH69640	HMC Pediatric Dentistry Relocation to SOD	CENTENNIAL CONTRACTORS ENTERPRISES	3/3/2022	1/6/2023	\$1,211,653	\$1,211,653	\$1,348,049	11%	\$136,396	Request by VENDOR with scope increase
3	744	The University of Texas Health Science Center at Houston	UTH85459	PHB 2100 TMC3 SPH Building_SD - Bid	KIRKSEY ARCHITECTS INC	5/24/2022	12/2/2022	\$1,569,306	\$1,569,306	\$3,079,306	96%	\$1,510,000	Request by VENDOR with scope increase
3	774	Texas Tech University Health Sciences Center at El Paso	07867	El Paso Children's Hospital Corporation	El Paso Children's Hospital Corporation	11/1/2020	12/9/2022	\$15,190,302	\$15,870,228	\$50,239,158	217%	\$34,368,930	Extension/renewal of contract
3	774	Texas Tech University Health Sciences Center at El Paso	08077	El Paso Children's Hospital Corporation	El Paso Children's Hospital Corporation	12/1/2020	12/3/2022	\$4,029,600	\$4,029,600	\$10,074,000	150%	\$6,044,400	Extension/renewal of contract
3	774	Texas Tech University Health Sciences Center at El Paso	08445	Bidwell Anesthesia PLLC	BIDWELL ANESTHESIA PLLC	4/1/2021	12/30/2022	\$1,333,333	\$1,333,333	\$1,616,666	21%	\$283,333	Request by AGENCY without scope increase
3	774	Texas Tech University Health Sciences Center at El Paso	08735	Edwin Martinez Anesthesia Services, PLLC	EDWIN MARTINEZ ANESTHESIA SERVICES PLLC	8/17/2021	12/29/2022	\$1,266,666	\$1,233,333	\$1,516,666	23%	\$283,333	Request by AGENCY without scope increase
3	774	Texas Tech University Health Sciences Center at El Paso	08756	SWAC Anesthesia PC	SWAC ANESTHESIA PC	8/11/2021	2/19/2023	\$1,633,333	\$1,633,333	\$1,866,666	14%	\$233,333	Request by AGENCY without scope increase
3	774	Texas Tech University Health Sciences Center at El Paso	08758	Mildenhall Anesthesia PLLC	MILDENHALL ANESTHESIA PLLC	8/9/2021	12/29/2022	\$1,266,666	\$1,666,666	\$1,949,999	17%	\$283,333	Error/Omission in Original Design caused by NEITHER
3	774	Texas Tech University Health Sciences Center at El Paso	08999	University of Texas System	UNIVERSITY OF TEXAS SYSTEM	9/1/2021	12/3/2022	\$6,856,066	\$6,856,066	\$13,107,192	91%	\$6,251,126	Request by AGENCY with scope increase
3	774	Texas Tech University Health Sciences Center at El Paso	09487	Lopez-Salazar Anesthesia PLLC	LOPEZ-SALAZAR ANESTHESIA PLLC	4/25/2022	12/30/2022	\$1,399,999	\$1,399,999	\$1,683,333	20%	\$283,334	Request by AGENCY without scope increase
5	401	Military Department	CFM022-ENG-C-17	Camp Bowie Range Power Modernization	SMR CONSTRUCTION INC	9/27/2022	1/5/2023	\$1,595,559	\$1,595,559	\$2,063,644	29%	\$468,085	Request by AGENCY without scope increase
5	458	Alcoholic Beverage Commission	TABC 20-00054	AIMS	SISTEMA TECHNOLOGIES INC	12/16/2019	1/6/2023	\$2,700,000	\$3,475,000	\$6,225,000	79%	\$2,750,000	Extension/renewal of contract
5	696	Department of Criminal Justice	696-FD-21-22-C082	Darrington - Repair/Replace - Boiler Room	NOBLE BUILDING & DEVELOPMENT LLC	7/2/2021	2/8/2023	\$2,330,600	\$2,330,600	\$2,975,850	28%	\$645,250	Extension/renewal of contract
5	696	Department of Criminal Justice	696-PF-21-22-C032	Residential Reentry Center - Houston	GEO Reentry, Inc.	9/1/2020	1/24/2023	\$18,091,670	\$27,409,222	\$46,916,360	71%	\$19,507,138	Extension/renewal of contract
6	305	General Land Office and Veterans' Land Board	12-334-000-5758	Outside Counsel Services	BRACEWELL LLP	1/23/2012	2/17/2023	\$3,100,000	\$3,600,000	\$4,563,655	27%	\$963,655	Extension/renewal of contract
6	305	General Land Office and Veterans' Land Board	19-094-001-8538	Homeowner Assistance Program (HAP) - Builder	Brizo Construction LLC	12/6/2018	12/22/2022	\$16,851,459	\$57,087,682	\$63,087,682	11%	\$6,000,000	Request by AGENCY with scope increase
6	305	General Land Office and Veterans' Land Board	19-094-008-C419	Homeowner Assistance Program (HAP) - Builder	RM Quality Construction, LLC	4/26/2020	1/3/2023	\$20,000,000	\$20,000,000	\$40,000,000	100%	\$20,000,000	Request by AGENCY with scope increase
6	305	General Land Office and Veterans' Land Board	19-094-009-C420	Homeowner Assistance Program (HAP) - Builder	Stonewater Inc.	4/29/2020	1/10/2023	\$20,000,000	\$20,000,000	\$35,000,000	75%	\$15,000,000	Request by AGENCY with scope increase
6	305	General Land Office and Veterans' Land Board	19-094-010-C412	Homeowner Assistance Program (HAP) - Builder	TEGRITY HARVEY LLC	4/24/2020	1/3/2023	\$20,000,000	\$20,019,000	\$35,019,000	75%	\$15,000,000	Request by AGENCY with scope increase
6	305	General Land Office and Veterans' Land Board	19-094-016-C423	Homeowner Assistance Program (HAP) - Builder	Lemoine Disaster Recovery, L.L.C.	5/6/2020	1/3/2023	\$20,000,000	\$20,000,000	\$25,000,000	25%	\$5,000,000	Request by AGENCY with scope increase
6	305	General Land Office and Veterans' Land Board	20-063-039-C547	Affordable Rental Housing	Helbig Community Development Corporation	1/21/2021	2/6/2023	\$7,034,984	\$7,034,984	\$12,763,775	81%	\$5,728,791	Request by AGENCY with scope increase
6	455	Railroad Commission	455-20-1036A	ETECH ENVIRONMENTAL & SAFETY SOLUTIONS, INC.	ETECH ENVIRONMENTAL & SAFETY SOLUTIONS INC	11/2/2020	2/22/2023	\$1,500,000	\$4,067,575	\$4,817,575	18%	\$750,000	Extension/renewal of contract
7	332	Department of Housing and Community Affairs	332-21-3013	COVID 19 - General Program Services	DELOITTE & TOUCHE LLP	6/10/2021	1/30/2023	\$1,273,260	\$1,718,626	\$15,732,049	34%	\$4,013,423	Request by AGENCY with scope increase
7	332	Department of Housing and Community Affairs	332-22-3009	COVID 19 - Yardi Utility Relief	YARDI SYSTEMS INC	6/16/2022	2/1/2023	\$15,587,903	\$15,587,903	\$26,709,753	71%	\$11,121,850	Request by AGENCY without scope increase
7	601	Department of Transportation	08-380421434	Renovation, Abilene District	K TILLMAN CONSTRUCTION LLC	8/31/2022	1/20/2023	\$1,474,000	\$1,511,336	\$1,544,723	921%	\$1,393,387	Request by AGENCY with scope increase
7	601	Department of Transportation	14-470420055	New Austin District Lab Annex	NOBLE GENERAL CONTRACTORS LLC	2/28/2022	12/26/2022	\$1,478,000	\$1,641,010	\$1,814,251	11%	\$173,241	Request by AGENCY with scope increase
7	601	Department of Transportation	601000000000000000000000002553	Engineering Services, Professional	HDR ENGINEERING INC	9/4/2002	2/21/2023	\$3,394,393	\$4,050,087	\$15,277,703	277%	\$11,227,616	Request by AGENCY with scope increase
7	601	Department of Transportation	601000000000000000000000004953	Engineering Services, Professional	ENTECH CIVIL ENGINEERS INC	12/28/2015	1/30/2023	\$5,000,000	\$5,000,000	\$6,000,000	20%	\$1,000,000	Request by AGENCY with scope increase
7	601	Department of Transportation	601000000000000000000000007938	Engineering Services, Professional	I. S. ENGINEERS, L.L.C.	1/31/2018	1/2/2023	\$5,000,000	\$5,000,000	\$6,641,189	33%	\$1,641,189	Request by AGENCY with scope increase
7	601	Department of Transportation	601000000000000000000000007947	Engineering Services, Professional	BGE, INC.	1/30/2018	1/2/2023	\$5,000,000	\$5,000,000	\$6,000,000	20%	\$1,000,000	Request by AGENCY with scope increase
7	601	Department of Transportation											