

## **BILL ANALYSIS**

Senate Research Center  
84R31935 KLA-F

C.S.H.B. 2  
By: Otto et al. (Nelson)  
Finance  
5/22/2015  
Committee Report (Substituted)

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

C.S.H.B. 2 amends current law relating to making supplemental appropriations and giving direction and adjustment authority regarding appropriations.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

**SECTION 1. APPROPRIATION REDUCTION: PUBLIC FINANCE AUTHORITY.** Reduces the unencumbered appropriations from the general revenue fund to the Texas Public Finance Authority (TPFA) made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for bond debt service payments, including appropriations subject to Rider 2, page I-45, Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), to the bill pattern of the appropriations to TPFA, by a total aggregate of \$25,000,000. Requires TPFA to identify the strategies and objectives to which the reduction is to be allocated and the amount of the reduction for each of those strategies and objectives.

**SECTION 2. APPROPRIATION REDUCTION: TEXAS EDUCATION AGENCY.** (a) Reduces the unencumbered appropriations from the Foundation School Fund, general revenue account number 0193, to the Texas Education Agency (TEA) made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy A.1.1., FSP-Equalized Operations, by \$710,000,000.

(b) Provides that, notwithstanding Rider 3, page III-5, to the bill pattern of the appropriations to TEA in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), the sum certain appropriation to the Foundation School Program for the state fiscal year ending August 31, 2015, is \$20,145,858,939.

**SECTION 3. APPROPRIATION REDUCTION: DEPARTMENT OF TRANSPORTATION.** Reduces the unencumbered appropriations from the general revenue fund to the Texas Department of Transportation (TxDOT) made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy G.1.1., General Obligation Bonds, by \$22,100,000.

**SECTION 4. APPROPRIATION REDUCTION: HEALTH AND HUMAN SERVICES COMMISSION.** Reduces the unencumbered appropriations from the general revenue fund to the Health and Human Services Commission (HHSC) made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy D.1.1., TANF (Cash Assistance) Grants, by \$50,000,000.

SECTION 5. APPROPRIATION REDUCTION: DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES. Reduces the unencumbered appropriations from the general revenue fund to the Department of Family and Protective Services (DFPS) made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy B.1.11, Foster Care Payments, by \$33,400,000.

SECTION 6. APPROPRIATION REDUCTION: HIGHER EDUCATION COORDINATING BOARD. Reduces the unencumbered appropriations from the general revenue fund to the Higher Education Coordinating Board made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy E.1.1., Baylor College of Medicine - UGME, \$221,152.

SECTION 7. APPROPRIATION REDUCTION: DEBT SERVICE PAYMENTS - NON-SELF SUPPORTING G.O. WATER BONDS. (a) Reduces the unencumbered appropriations from the general revenue fund to the Debt Service Payments - Non-Self Supporting G.O. Water Bonds made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy A.1.1., EDAP Debt Service, by \$362,107.

(b) Reduces the unencumbered appropriations from the general revenue fund to the Debt Service Payments - Non-Self Supporting G.O. Water Bonds made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, for Strategy A.1.3., WIF Debt Service, by \$5,570,411.

SECTION 8. FACILITIES COMMISSION: CRITICAL OPERATIONS, DEFERRED MAINTENANCE, AND HEALTH AND SAFETY MAINTENANCE AT STATE-OWNED BUILDINGS. (a) Appropriates the amount of \$9,538,658 out of the general revenue fund to TFC for Strategy B.2.1., Facilities Operation, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the two-year period beginning on the effective date of this Act for critical operations, deferred maintenance, and health and safety maintenance at state-owned buildings, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

(b) Requires TFC to report monthly to the LBB, in a manner prescribed by the LBB, regarding the use of the money appropriated in Subsection (a) of this section. Requires that each report provide information on project milestones, target completion dates, and money spent as of the date of the report.

SECTION 9. FACILITIES COMMISSION: HEALTH AND SAFETY REPAIRS AT THE TEXAS SCHOOL FOR THE DEAF. (a) Appropriates the amount of \$10,952,024 out of the general revenue fund to the Texas Facilities Commission (TFC) for Strategy B.2.1., Facilities Operation, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the period beginning on the effective date of this Act and ending on August 31, 2016, for critical operations, deferred maintenance, and health and safety projects at the Texas School for the Deaf, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

(b) Requires TFC to report monthly to the LBB, in a manner prescribed by the LBB, regarding the use of the money appropriated in Subsection (a) of this section. Requires that each report provide information on project milestones, target completion dates, and money spent as of the date of the report.

SECTION 10. FACILITIES COMMISSION: CAPITOL COMPLEX. Appropriates the amount of \$500,000 out of the general revenue fund to TFC for Strategy B.2.1., Facilities Operation, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the two-year period beginning on the effective date of this Act for additional architectural, engineering, and consulting services for a more comprehensive and in-

depth assessment of the Capitol Complex, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

**SECTION 11. FACILITIES COMMISSION: DEPARTMENT OF MOTOR VEHICLES.** Appropriates the amount of \$500,000 out of the general revenue fund to TFC for Strategy B.2.1., Facilities Operation, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the two-year period beginning on the effective date of this Act for engineering and architectural services, the scope of which may include land surveying, building design, closure of property, and environmental analysis, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

**SECTION 12. DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES: FOSTER CARE SHORTFALL.** Appropriates the amount of \$43,671,644 out of the Temporary Assistance for Needy Families (TANF) federal funds to DFPS for Strategy B.1.11., Foster Care Payments, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the state fiscal year ending August 31, 2015, for the purpose of providing for foster care, notwithstanding Subsection (k), Section 8.02, Federal Funds/Block Grants, Article IX, Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

**SECTION 13. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID SHORTFALL.** Appropriates \$75,544,927 out of the general revenue fund, and \$104,538,332 out of federal funds, to HHSC for Goal B, Medicaid, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the state fiscal year ending August 31, 2015, for Medicaid acute care services, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

**SECTION 14. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID HEALTH INSURANCE PROVIDERS FEE AND ASSOCIATED FEDERAL INCOME TAX.** Appropriates \$79,685,024 out of the general revenue fund, and \$113,570,204 out of federal funds, to HHSC for Goal B, Medicaid, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the state fiscal year ending August 31, 2015, for the purpose of adjusting Medicaid capitation payments made to managed care organizations providing health care services through managed care plans under the Medicaid program to account for the health insurance providers fee imposed under Section 9010 of the federal Patient Protection and Affordable Care Act (Pub. L. No. 111-148), as amended by the Health Care and Education Reconciliation Act of 2010 (Pub. L. No. 111-152), and the associated effects of that fee on federal income taxes, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015. Requires the executive commissioner of HHSC, before HHSC makes any capitation payments to managed care organizations that are adjusted using money appropriated under this section, to submit a report to the Legislative Budget Board (LBB) that specifies:

- (1) the methodology and bases used to determine the amount of the capitation payment adjustments;
- (2) the amounts by which capitation payments are adjusted using money appropriated under this section; and
- (3) whether any managed care organization that is a recipient of a capitation payment adjustment paid using money appropriated under this section was also a recipient of one or more other Medicaid capitation payment adjustments paid during the state fiscal biennium ending August 31, 2013, or August 31, 2015, and the aggregate cost to this state of the other Medicaid capitation payment adjustments paid during those bienniums.

**SECTION 15. HEALTH AND HUMAN SERVICES COMMISSION: TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF).** Appropriates the amount of \$3,055,357 out of the Temporary Assistance for Needy Families (TANF) federal funds to HHSC for Strategy

D.1.1., TANF (Cash Assistance) Grants, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the state fiscal year ending August 31, 2015, to provide cash assistance grants, notwithstanding Subsection (k), Section 8.02, Federal Funds/Block Grants, Article IX, Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

SECTION 16. TEACHER RETIREMENT SYSTEM: TRS CARE SHORTFALL. Appropriates \$768,100,754 out of the general revenue fund to the Teacher Retirement System for the state fiscal year ending August 31, 2015, for Strategy A.2.1., Retiree Health-Statutory Funds, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for TRS Care, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

SECTION 17. THE UNIVERSITY OF TEXAS AT AUSTIN: CENTER FOR ECONOMIC GEOLOGY. (a) Appropriates \$4,471,800 out of the general revenue fund to The University of Texas at Austin for the two-year period beginning on the effective date of this Act for the purchase and deployment of seismic equipment, maintenance of seismic networks, modeling of reservoir behavior for systems of wells in the vicinity of faults, and establishment of a technical advisory committee, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

(b) Requires that \$1,500,000, from money appropriated in Subsection (a) of this section, be used for modeling of reservoir behavior described by that subsection and other data analysis conducted through a memorandum of understanding entered into with the Texas A&M Engineering Experiment Station.

(c) Requires that the technical advisory committee established using money appropriated in Subsection (a) of this section be composed of nine members appointed by the governor, at least two of whom represent higher education institutions and have seismic or reservoir modeling experience, at least two of whom are experts from the oil and gas industry, and at least one of whom is a Railroad Commission of Texas seismologist. Requires the technical advisory committee to advise on the use of the money appropriated in Subsection (a) of this section and on preparation of a report to be delivered not later than December 1, 2016, to the governor, the House Energy Resources Committee, and the Senate Natural Resources and Economic Development Committee. Requires that the report:

- (1) include an analysis of how money appropriated in Subsection (a) of this section has been used;
- (2) provide the monthly data collected by the seismic equipment described in Subsection (a) of this section and transmitted to the Incorporated Research Institutions for Seismology database;
- (3) identify the equipment and personnel costs necessary to maintain the TexNet Seismic Monitoring program after 2016; and
- (4) describe preliminary reservoir modeling results.

SECTION 18. LEE COLLEGE: PRISON HIGHER EDUCATION. Appropriates \$775,000 out of the general revenue fund to Lee College for the two-year period beginning on the effective date of this Act for the prison higher education program, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

SECTION 19. LAMAR STATE COLLEGE - ORANGE: DAMAGES ASSOCIATED WITH HURRICANE IKE. Appropriates \$1,077,557 out of the general revenue fund to Lamar State College - Orange for the two-year period beginning on the effective date of this Act for use in addressing damages associated with Hurricane Ike, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

SECTION 20. THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON: BIO-CONTAINMENT CRITICAL CARE UNIT. Appropriates \$8,200,000 out of the general revenue fund to The University of Texas Medical Branch at Galveston for the two-year period beginning on the effective date of this Act for the Bio-Containment Critical Care Unit, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

SECTION 21. JUDICIARY SECTION, COMPTROLLER'S DEPARTMENT: ROUTH TRIAL EXPENSES. Appropriates \$500,000 out of the general revenue fund to the Judiciary Section, Comptroller's Department, for the two-year period beginning on the effective date of this Act for the purpose of transferring the money to Erath County, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015. Authorizes money transferred under this section to be used only for reimbursement of that county's expenses associated with the trial of State v. Eddie Ray Routh, No. CR14024 (266th Dist. Ct., Erath County, Tex. Feb. 24, 2015).

SECTION 22. DEPARTMENT OF CRIMINAL JUSTICE: CORRECTIONAL MANAGED HEALTH CARE SHORTFALL. Appropriates \$42,500,000 out of the general revenue fund to the Texas Department of Criminal Justice (TDCJ) for the state fiscal year ending August 31, 2015, for Strategy C.1.8., Hospital and Clinical Care, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for correctional managed health care, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

SECTION 23. DEPARTMENT OF PUBLIC SAFETY: BORDER SECURITY SHORTFALL. Appropriates \$29,253,684 out of the general revenue fund to the Department of Public Safety of the State of Texas (DPS) for the state fiscal year ending August 31, 2015, for Strategy A.1.3., Border Security, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for border security operations, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

SECTION 24. TEXAS MILITARY DEPARTMENT: BORDER SECURITY SHORTFALL. Appropriates the amount of \$9,000,000 out of the general revenue fund to the Texas Military Department for the state fiscal year ending August 31, 2015, for border security operations, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

SECTION 25. ANIMAL HEALTH COMMISSION: CATTLE TUBERCULOSIS. Appropriates the amount of \$188,736 out of the general revenue fund to the Animal Health Commission for Strategy A.1.1., Field Operations, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the two-year period beginning on the effective date of this Act for the purpose of combatting cattle tuberculosis, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

SECTION 26. ANIMAL HEALTH COMMISSION: CATTLE FEVER TICK QUARANTINE. Appropriates the amount of \$601,111 out of the general revenue fund to the Animal Health Commission for Strategy A.1.1., Field Operations, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for the two-year period beginning on the effective date of this Act for the purpose of instituting a quarantine zone for cattle fever ticks, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

SECTION 27. PARKS AND WILDLIFE DEPARTMENT: BORDER SECURITY SHORTFALL. Appropriates \$2,095,447 out of the general revenue fund to the Texas Parks and Wildlife Department (TPWD) for the state fiscal year ending August 31, 2015, for border security operations, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

**SECTION 28. PARKS AND WILDLIFE DEPARTMENT: SAN JACINTO LAWSUIT SETTLEMENT.** Provides that, in addition to the amounts previously appropriated for the state fiscal biennium ending August 31, 2015, if money is recovered under an agreed final judgment in *Harris County v. Waste Management of Texas, Inc.*, No. 2011-76724-A (295th Dist. Ct., Harris County, Tex. \_\_\_\_ 2014), and deposited to the credit of the general revenue fund, the amount of that recovered money that is deposited to the credit of the general revenue fund, but not to exceed \$10 million, is appropriated from that fund to TPWD for the two-year period beginning on the effective date of this Act for the purpose of transferring the money to Harris County. Authorizes funds to be transferred to Harris County under this section only in accordance with an agreement between TPWD and Harris County for use along the San Jacinto River and in its watershed to mitigate the effects of environmental contamination and the effects of that contamination on natural resources and the public use of natural resources. Requires that funds transferred under this section be used only for one or more of the following:

- (1) dissemination of information pertaining to marine life, wild animal life, wildlife values, and wildlife management;
- (2) scientific investigation and survey of marine life for the better protection and conservation of marine life;
- (3) propagation and distribution of marine life, game animals, and wild birds;
- (4) protection of wild birds, fish, and game;
- (5) research, management, and protection of the fish and wildlife resources of this state;
- (6) expansion and development of additional opportunities of hunting and fishing in state-owned land and water;
- (7) purchase, construction, and maintenance of boat ramps on or near public waters; and
- (8) resource protection activities.

**SECTION 29. TEXAS DEPARTMENT OF INSURANCE: HEALTHY TEXAS PROGRAM.**

(a) Appropriates \$708,000 from the general revenue fund to the Texas Department of Insurance (TDI) for the state fiscal year ending August 31, 2015, for Strategy A.1.1., Consumer Education and Outreach, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for agency operations, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

(b) Appropriates \$1,000,000 from the general revenue fund to TDI for the state fiscal year ending August 31, 2015, for Strategy A.3.1., Process Rates, Forms & Licenses, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for agency operations, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

(c) Appropriates \$3,592,000 from the general revenue fund to TDI for the state fiscal year ending August 31, 2015, for Strategy A.4.3., Healthy Texas, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for agency operations, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2015.

**SECTION 30. VETERANS COMMISSION: FULL-TIME EQUIVALENT EMPLOYEES.**

Authorizes the Texas Veterans Commission to use money appropriated to the commission to employ 19.5 full-time equivalent employees (FTEs) during the state fiscal year ending August 31, 2015, in addition to the number of full-time equivalent employees (FTEs) the commission is authorized by other law to employ during that state fiscal year.

**SECTION 31. DEPARTMENT OF AGING AND DISABILITY SERVICES: CERTAIN TRANSFERS.** (a) Authorizes the Department of Aging and Disability Services (DADS) to

transfer for the state fiscal year ending August 31, 2015, a total amount of general revenue fund appropriations not to exceed \$936,474 made for the state fiscal biennium ending August 31, 2015, from capital budget item BIP-Level 1 Screening Tool to capital budget item BIP-Secure Web Portal, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), to implement a "no wrong door" provider portal.

(b) Provides that the limitations on transfers of capital budget item appropriations, including prior approval requirements, specified in Section 14.03, Limitation on Expenditures-Capital Budget, Article IX, Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), do not apply to the transfer of capital budget item appropriations under Subsection (a) of this section.

**SECTION 32. DEPARTMENT OF AGING AND DISABILITY SERVICES: CERTAIN TRANSFERS.** (a) Authorizes DADS to transfer for the state fiscal year ending August 31, 2015, a total amount of general revenue fund appropriations not to exceed \$219,550, and a total amount of federal funds appropriations not to exceed \$219,551, made for the state fiscal biennium ending August 31, 2015, from capital budget item Lease of Personal Computers to capital budget item Software Licenses, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), to purchase an annual Microsoft Enterprise Subscription Agreement.

(b) Provides that the limitations on transfers of capital budget item appropriations, including prior approval requirements, specified in Section 14.03, Limitation on Expenditures-Capital Budget, Article IX, Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), do not apply to the transfer of capital budget item appropriations under Subsection (a) of this section.

**SECTION 33. DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES: CERTAIN TRANSFERS.** (a) Authorizes DFPS to transfer for the state fiscal year ending August 31, 2015, a total amount not to exceed \$16,520,662 of general revenue fund appropriations made for the state fiscal biennium ending August 31, 2015, between any DFPS strategies, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), to address shortfalls.

(b) Provides that the limitations on transfers of appropriations, including notification or prior approval requirements, specified in Rider 15 (page II-40), Limitation on Transfers: CPS and APS Direct Delivery Staff, and Rider 27 (page II-43), Limitation on Appropriations for Day Care Services, in the bill pattern of DFPS in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), do not apply to the transfer of appropriations under Subsection (a) of this section.

**SECTION 34. DEPARTMENT OF STATE HEALTH SERVICES: CERTAIN TRANSFERS.** (a) Authorizes the Department of State Health Services (DSHS) to transfer for the state fiscal year ending August 31, 2015, a total amount not to exceed \$4,650,000 of general revenue fund appropriations made for the state fiscal biennium ending August 31, 2015, between any DSHS strategies, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), to address shortfalls.

(b) Provides that the limitations on transfers of appropriations, including notification or prior approval requirements, specified in Rider 13 (page II-59), Limitation: Transfer Authority, in the bill pattern of DSHS in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), do not apply to the transfer of appropriations under Subsection (a) of this section.

**SECTION 35. HEALTH AND HUMAN SERVICES COMMISSION: CERTAIN TRANSFERS.** Transfers the following amounts of general revenue funds appropriated for the state fiscal biennium ending August 31, 2015, to HHSC for the state fiscal year ending August 31, 2015, for Goal B, Medicaid, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for Medicaid acute care services:

(1) \$98,762,408 from the appropriations made to DADS for Strategy A.2.4., Habilitation Services, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act);

(2) \$31,151,738 from the appropriations made to DADS for Goal A, Long-Term Services and Supports, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act);

(3) \$5,900,000 from the appropriations made to DSHS for Strategy B.1.4., Community Primary Care Services, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act);

(4) \$101,812,581 from the appropriations made to HHSC for Strategy A.1.2., Integrated Eligibility and Enrollment (IEE), as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act);

(5) \$2,722,670 from the appropriations made to HHSC for Strategy G.1.1., Office of Inspector General, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act); and

(6) \$2,412,362 from the appropriations made to HHSC for Strategy D.1.1., TANF (Cash Assistance) Grants, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act).

(7) \$1,300,000 from the appropriations made to DSHS for Strategy B.2.3., Community Mental Health Crisis Services, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act).

**SECTION 36. HEALTH AND HUMAN SERVICES COMMISSION: CERTAIN TRANSFERS.** (a) Authorizes HHSC to transfer for the state fiscal year ending August 31, 2015, a total amount of general revenue fund appropriations not to exceed \$699,627, and a total amount of federal funds appropriations not to exceed \$831,367, made for the state fiscal biennium ending August 31, 2015, and a total amount not to exceed \$5,541,381 in capital budget transfer authority from interagency contracts for that biennium, from capital budget item Enterprise Information and Asset Management (Data Warehouse) to capital budget item Secure Mobile Infrastructure and Enterprise Communications, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), to address shortfalls.

(b) Provides that the limitations on transfers of capital budget item appropriations, including prior approval requirements, specified in Section 14.03, Limitation on Expenditures-Capital Budget, Article IX, Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), do not apply to the transfer of capital budget item appropriations under Subsection (a) of this section.

**SECTION 37. MIDLAND COLLEGE: AMERICAN AIRPOWER HERITAGE MUSEUM.** Requires that unexpended and unencumbered amounts appropriated from the general revenue fund to Midland College for Strategy AB.1.1., American Airpower Heritage Museum, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015, be distributed to the Permian Basin Petroleum Museum. Requires Midland College, before disbursing any state money, to enter into a grant agreement with the Permian Basin Petroleum Museum that specifies the use of the money and requires that the money be spent in accordance with state law and the General Appropriations Act.

**SECTION 38. DEPARTMENT OF CRIMINAL JUSTICE: CERTAIN TRANSFERS.** Authorizes TDCJ, notwithstanding Rider 30 (page V-18), Appropriation: Education and Recreation Program Receipts, in the bill pattern of DCJ in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), to transfer for the state fiscal year ending August 31, 2015, a total amount not to exceed \$5,000,000 of general

revenue fund appropriations made for the state fiscal biennium ending August 31, 2015, from Strategy C.1.5., Institutional Services, as listed in Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), to Strategy C.1.8., Hospital and Clinical Care, as listed in that chapter, to address shortfalls.

**SECTION 39. DEPARTMENT OF PUBLIC SAFETY: LIMITATION ON APPROPRIATIONS FOR RECRUIT SCHOOLS.** (a) Defines "new trooper" to mean a trooper employed by DPS for less than 52 weeks, and "recruit school" and "training school" to include any school or other training program operated by or for the benefit of DPS for a purpose that may include training a new trooper in this section.

(b) Provides that this section applies only to:

(1) the unexpended and unencumbered appropriations from the general revenue fund to DPS made by Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2015; and

(2) any appropriated money transferred to DPS pursuant to Chapter 317, Government Code, during the state fiscal biennium ending August 31, 2015, for use by DPS during that biennium.

(c) Authorizes money to which this section applies to be used to pay:

(1) any cost or expense that may be directly or indirectly related to the operation of a training school or recruit school that provides a new trooper with 8 weeks of training only until 250 troopers are graduated and employed as a result of an 8-week training program; or

(2) compensation to a trooper who completes the 23-week recruit school in an amount that exceeds the entry-level trooper compensation.

**SECTION 40. DEPARTMENT OF PUBLIC SAFETY: CERTAIN TRANSFER AUTHORITY.** Provides that, notwithstanding the transfer authority provided in Section 14.01, Article IX, Chapter 1411 (S.B. 1), Acts of the 83rd Legislature, Regular Session, 2013 (the General Appropriations Act), and Rider 19 (page V-50), Appropriation Transfers, in the bill pattern of DPS, a total amount that exceeds \$11,312,729 in general revenue fund appropriations, or a total amount that exceeds \$5,700,000 in appropriations from State Highway Fund No. 6, made to DPS by that Act, or any appropriated money transferred to DPS pursuant to Chapter 317, Government Code, during the state fiscal biennium ending August 31, 2015, for a purpose may not be transferred to another appropriation item or purpose without the prior written approval of the LBB.

**SECTION 41. DEPARTMENT OF TRANSPORTATION: UNEXPENDED BALANCE AUTHORITY FOR ENERGY SECTOR ROAD APPROPRIATIONS.** Provides that any money appropriated by Section 40, Chapter 836 (H.B. 1025), Acts of the 83rd Legislature, Regular Session, 2013, from the general revenue fund to TxDOT for transfer to the Transportation Infrastructure Fund or State Highway Fund 6 and use during the two-year period beginning on the effective date of that Act for road repairs in energy sectors as specified by that Act that, immediately preceding the expiration of that two-year period, is unexpended and unencumbered, is appropriated to TxDOT for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 42. COMPTROLLER OF PUBLIC ACCOUNTS: TEXAS TOMORROW FUND.** Appropriates \$87,671,644 from the general revenue fund to the comptroller of public accounts of the State of Texas for the state fiscal year ending August 31, 2015, for the purpose of depositing that amount in the Texas tomorrow fund created under Section 19, Article VII, Texas Constitution, in addition to amounts previously appropriated to the comptroller of public accounts for the state fiscal biennium ending August 31, 2015.

SECTION 43. EFFECTIVE DATE. Effective date: upon passage.