

1-1 By: Bonnen, et al. (Senate Sponsor - Nelson) H.B. No. 9
 1-2 (In the Senate - Received from the House August 30, 2021;
 1-3 August 30, 2021, read first time and referred to Committee on
 1-4 Finance; August 30, 2021, reported favorably by the following
 1-5 vote: Yeas 15, Nays 0; August 30, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Nelson	X			
1-8 Lucio	X			
1-9 Bettencourt	X			
1-10 Buckingham	X			
1-11 Campbell	X			
1-12 Creighton	X			
1-13 Hancock	X			
1-14 Huffman	X			
1-15 Kolkhorst	X			
1-16 Nichols	X			
1-17 Perry	X			
1-18 Schwertner	X			
1-19 Taylor	X			
1-20 West	X			
1-21 Whitmire	X			

1-23 A BILL TO BE ENTITLED
 1-24 AN ACT

1-25 relating to making supplemental appropriations relating to border
 1-26 security and giving direction regarding those appropriations.

1-27 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-28 SECTION 1. OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL
 1-29 COUNCIL. (a) The amount of \$32,486,125 is appropriated from the
 1-30 general revenue fund to the Office of Court Administration, Texas
 1-31 Judicial Council for the purpose of providing funding for indigent
 1-32 legal representation, foreign language interpreters for courts,
 1-33 increased staff functions, equipment purchases, and program
 1-34 administration costs during the two-year period beginning on the
 1-35 effective date of this Act.

1-36 (b) During the two-year period beginning on the effective
 1-37 date of this Act, in addition to the number of full-time equivalent
 1-38 (FTE) employees other law authorizes the office to employ during
 1-39 that period, the Office of Court Administration, Texas Judicial
 1-40 Council may employ out of money appropriated by Subsection (a) of
 1-41 this section six full-time equivalent (FTE) employees.

1-42 (c) Out of money appropriated by Subsection (a) of this
 1-43 section, the Office of Court Administration, Texas Judicial Council
 1-44 shall transfer \$905,200 to the Comptroller's Department, Judiciary
 1-45 Section for the purpose of providing funding for visiting judges.

1-46 SECTION 2. MILITARY DEPARTMENT. The amount of \$301,007,231
 1-47 is appropriated from the general revenue fund to the Military
 1-48 Department for the purpose of providing funding for additional
 1-49 personnel to support border security operations during the two-year
 1-50 period beginning on the effective date of this Act.

1-51 SECTION 3. DEPARTMENT OF PUBLIC SAFETY. (a) The amount of
 1-52 \$133,506,725 is appropriated from the general revenue fund to the
 1-53 Department of Public Safety for the purpose of providing funding
 1-54 for 52 weeks of Operation Lone Star surge costs incurred during the
 1-55 two-year period beginning on the effective date of this Act.

1-56 (b) The amount of \$3,411,000 is appropriated from the
 1-57 general revenue fund to the Department of Public Safety for the
 1-58 purpose of providing funding to purchase tactical marine unit
 1-59 vessels during the two-year period beginning on the effective date
 1-60 of this Act.

1-61 (c) The amount of \$17,872,349 is appropriated from the

2-1 general revenue fund to the Department of Public Safety for the
 2-2 purpose of providing funding for additional full-time equivalent
 2-3 (FTE) employees during the two-year period beginning on the
 2-4 effective date of this Act.

2-5 (d) During the two-year period beginning on the effective
 2-6 date of this Act, in addition to the number of full-time equivalent
 2-7 (FTE) employees other law authorizes the department to employ
 2-8 during that period, the Department of Public Safety may employ out
 2-9 of money appropriated by Subsection (c) of this section 79
 2-10 full-time equivalent (FTE) employees.

2-11 SECTION 4. DEPARTMENT OF CRIMINAL JUSTICE. The amount of
 2-12 \$273,700,000 is appropriated from the general revenue fund to the
 2-13 Department of Criminal Justice for the purpose of providing funding
 2-14 for correctional security operations during the two-year period
 2-15 beginning on the effective date of this Act.

2-16 SECTION 5. COMMISSION ON JAIL STANDARDS. (a) The amount of
 2-17 \$214,785 is appropriated from the general revenue fund to the
 2-18 Commission on Jail Standards for the purpose of providing funding
 2-19 to pay additional full-time equivalent (FTE) employees, increased
 2-20 employee overtime compensation costs, and increased travel
 2-21 expenses during the two-year period beginning on the effective date
 2-22 of this Act.

2-23 (b) During the two-year period beginning on the effective
 2-24 date of this Act, in addition to the number of full-time equivalent
 2-25 (FTE) employees other law authorizes the commission to employ
 2-26 during that period, the Commission on Jail Standards may employ out
 2-27 of money appropriated by Subsection (a) of this section three
 2-28 full-time equivalent (FTE) employees.

2-29 SECTION 6. TRUSTEED PROGRAMS WITHIN THE OFFICE OF THE
 2-30 GOVERNOR. (a) The amount of \$1,020,290,860 is appropriated from
 2-31 the general revenue fund to the Trusteed Programs within the Office
 2-32 of the Governor for the purpose of providing funding for border
 2-33 security operations through the making of border security grants
 2-34 during the two-year period beginning on the effective date of this
 2-35 Act.

2-36 (b) The money appropriated by Subsection (a) of this section
 2-37 may not be used to:

2-38 (1) acquire property through the exercise of eminent
 2-39 domain; or

2-40 (2) build a barrier along this state's international
 2-41 border with Mexico on property acquired through the exercise of
 2-42 eminent domain.

2-43 (c) The amount of \$3,765,000 is appropriated from the
 2-44 general revenue fund to the Trusteed Programs within the Office of
 2-45 the Governor for the purpose of providing funding for additional
 2-46 full-time equivalent (FTE) employees and for additional training
 2-47 regarding the handling of misdemeanor and felony crimes for
 2-48 eligible prosecuting attorneys, as defined by Section 772.0071(a),
 2-49 Government Code, during the two-year period beginning on the
 2-50 effective date of this Act.

2-51 (d) Out of money appropriated by Subsection (a) of this
 2-52 section, the amount of \$14,000,000 in each state fiscal year of the
 2-53 state fiscal biennium beginning September 1, 2021, may be used only
 2-54 to provide funding for grants to counties adjacent to this state's
 2-55 international border with Mexico to cover those counties' costs for
 2-56 additional law enforcement personnel and equipment, overtime pay
 2-57 for law enforcement personnel, and other expenses related to
 2-58 non-citizens held in county jail facilities, and for non-citizen
 2-59 autopsies.

2-60 SECTION 7. DEPARTMENT OF STATE HEALTH SERVICES. (a) The
 2-61 amount of \$5,450,976 is appropriated from the general revenue fund
 2-62 to the Department of State Health Services for the purpose of
 2-63 purchasing ambulance services during the two-year period beginning
 2-64 on the effective date of this Act.

2-65 (b) The amount of \$10,901,952 is appropriated from the
 2-66 general revenue fund to the Department of State Health Services for
 2-67 the purpose of purchasing ambulance services for use at two border
 2-68 security processing centers during the two-year period beginning on
 2-69 the effective date of this Act.

3-1 SECTION 8. BORDER SECURITY REPORTING REQUIREMENT. (a) In
3-2 this section, "border security" means activities associated with
3-3 deterring crimes and enforcing state laws related to offenses
3-4 listed in Section 772.0071, Government Code, hunting and fishing
3-5 laws related to poaching, laws for which this state receives
3-6 federal grants intended to enhance law enforcement, or laws that
3-7 relate to federal law enforcement operations, between designated
3-8 entry and exit points in counties:

3-9 (1) adjacent to or a portion of which are located
3-10 within 20 miles of an international border;

3-11 (2) adjacent to two counties located on an
3-12 international border with a population of more than 5,000 and less
3-13 than 7,500 according to the most recent federal decennial census;

3-14 (3) adjacent to the Gulf Intracoastal Waterway, as
3-15 defined by Section 51.002, Transportation Code; or

3-16 (4) included in a disaster declaration relating to
3-17 border security issued by the governor.

3-18 (b) The Department of Public Safety, Military Department,
3-19 Trusteed Programs within the Office of the Governor, Department of
3-20 Criminal Justice, Commission on Jail Standards, and Office of Court
3-21 Administration, Texas Judicial Council, shall report all budgeted
3-22 and expended amounts and performance indicator results for border
3-23 security to the Legislative Budget Board.

3-24 (c) The entities described by Subsection (b) of this section
3-25 shall provide the report required by that subsection on a quarterly
3-26 basis and in the manner prescribed by the Legislative Budget Board.
3-27 Each report must include, at a minimum:

3-28 (1) expended amounts and performance indicators for
3-29 activities related to enforcing laws described by Subsection (a) of
3-30 this section that occur:

3-31 (A) in each county described by Subsection (a) of
3-32 this section as well as for statewide activities that support
3-33 border security; or

3-34 (B) in any geographic region outside of the
3-35 counties described by Subsection (a) of this section, as requested,
3-36 such as areas identified as smuggling corridors;

3-37 (2) the method of finance of budgeted and expended
3-38 amounts;

3-39 (3) the object of expense of budgeted and expended
3-40 amounts;

3-41 (4) regular and overtime pay;

3-42 (5) the quarterly total number of border
3-43 security-related apprehensions and arrests made by state law
3-44 enforcement personnel deployed to geographic regions included in
3-45 the areas described by Subsection (a) of this section, including
3-46 the number of minors apprehended;

3-47 (6) the total quarterly number of individuals
3-48 undergoing magistration, prosecution, or conviction for state
3-49 crimes related to border security;

3-50 (7) the total quarterly number of individuals confined
3-51 to state correctional facilities converted by the Department of
3-52 Criminal Justice to confine those accused of state crimes related
3-53 to border security;

3-54 (8) the quarterly total length, expressed in miles,
3-55 and type of temporary and permanent fencing, barrier, or wall
3-56 erected along the international border with Mexico; and

3-57 (9) the quarterly total number and amount of grants
3-58 issued by the Trusteed Programs within the Office of the Governor to
3-59 local jurisdictions and counties included in the area described by
3-60 Subsection (a) of this section.

3-61 SECTION 9. EFFECTIVE DATE. This Act takes effect
3-62 immediately.

3-63 * * * * *