

Suspending limitations on conference committee
jurisdiction, H.B. No. 7 (Heflin/Bivins)

By: Heflin

H.R. No. 1862

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of
2 Texas, 78th Legislature, Regular Session, 2003, That House Rule 13,
3 Sections 9(a) and (b), be suspended in part as provided by House
4 Rule 13, Section 9(f), to enable the conference committee appointed
5 to resolve the differences on House Bill 7, relating to making
6 supplemental appropriations and making reductions in current
7 appropriations, to consider and take action on the following
8 matters:

9 (1) House Rule 13, Sections 9(a)(1) and 9(b)(2), are
10 suspended to permit the committee to decrease the amount of the
11 appropriation in Section 1 of the bill so that Section 1 reads as
12 follows:

13 SECTION 1. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID
14 ACUTE CARE COSTS. Out of the Economic Stabilization Fund 0599, the
15 amount of \$406,748,606 is appropriated to the Health and Human
16 Services Commission for use during the remainder of the state
17 fiscal year ending August 31, 2003, for the purpose of providing
18 services under the state Medicaid acute care program.

19 Explanation: It is necessary to decrease the amount of the
20 appropriation to take into account the unexpectedly more favorable
21 federal match rate for Medicaid.

22 (2) House Rule 13, Section 9(a)(2), is suspended to permit
23 the committee to omit Section 1(b) of the bill which reads as
24 follows:

1 (b) The money described by Subsection (a) of this section
2 may be expended only for the purpose described by Subsection (a) of
3 this section and only if:

4 (1) Medicaid expenditures exceed otherwise available
5 revenue because of changes in caseloads or costs or because of a
6 lower federal match rate; and

7 (2) the Health and Human Services Commission has used
8 all revenue available and appropriated to the Medicaid program,
9 including but not limited to premium credits and vendor drug
10 rebates.

11 Explanation: It is necessary to omit the text to ensure that
12 the appropriations made by the bill in relation to the state
13 Medicaid program have the effect of increasing the availability of
14 undedicated general revenue.

15 (3) House Rule 13, Sections 9(a)(3) and (4), are suspended
16 to permit the committee to add a new Section 3 of the bill to read as
17 follows:

18 SECTION 3. LAPSE TO UNDEDICATED GENERAL REVENUE. This
19 section is for informational purposes only. It is the intent of the
20 legislature that the implementation of Sections 1 and 2 of this Act
21 increase the availability of undedicated general revenue by
22 approximately \$127,448,606 by the end of the state fiscal year
23 ending August 31, 2003.

24 Explanation: It is necessary to add the text to ensure that
25 the appropriations made by the bill in relation to the state
26 Medicaid program have the effect of increasing the availability of
27 undedicated general revenue.

1 (4) House Rule 13, Section 9(b)(4), is suspended to permit
2 the committee to increase the amount of the appropriation in
3 Section 8(a) of the bill so that Section 8(a) reads as follows:

4 (a) Out of the Economic Stabilization Fund 0599, and in
5 addition to other amounts appropriated for this purpose, the amount
6 of \$516,000,000 is appropriated to the Teacher Retirement System
7 for use during the state fiscal biennium beginning September 1,
8 2003, for the purpose of funding the TRS-Care retiree health
9 insurance program.

10 Explanation: It is necessary to increase the amount of the
11 appropriation to ensure the solvency of the TRS-Care retiree health
12 insurance program.

13 (5) House Rule 13, Sections 9(a)(3) and (4) and 9(b)(5), are
14 suspended to permit the committee to make a new appropriation by
15 adding a new Section 12 of the bill to read as follows:

16 SECTION 12. STATE COMMISSION ON JUDICIAL CONDUCT:
17 MISCONDUCT PROCEEDINGS. Out of the Economic Stabilization Fund
18 0599, the amount of \$44,000 is appropriated to the State Commission
19 on Judicial Conduct for use during the remainder of the state fiscal
20 year ending August 31, 2003, for purposes related to conducting
21 misconduct proceedings.

22 Explanation: It is necessary to make the new appropriation to
23 allow the State Commission on Judicial Conduct to pay costs
24 associated with certain misconduct proceedings.