

By: Ogden

S.B. No. 6

A BILL TO BE ENTITLED

AN ACT

appropriating money for the support of state government.

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

SECTION 1. (a) The several sums of money herein specified, or so much thereby as may be necessary, are appropriated out of any funds in the State Treasury not otherwise appropriated, or out of special funds as indicated, for the support, maintenance, or improvement of the designated agencies and institutions of education.

(b) Article III, Senate Bill 1, Acts of the 79th Legislature, Regular Session, 2005 (the General Appropriations Act), is amended by adding the following appropriations and to the extent necessary, by giving all riders under the bill pattern of the agency full force and effect:

TEXAS EDUCATION AGENCY

	For the Years Ending	
	<u>August 31, 2006</u>	<u>August 31, 2007</u>
Method of Financing:		
<u>General Revenue Fund</u>		
General Revenue Fund	\$ 365,640,734	\$ 366,318,466
Available School Fund No. 002, estimated	1,271,000,000	1,622,000,000
State Textbook Fund No. 003, estimated	19,457,832	1,971,597
Foundation School Fund No. 193, estimated	8,556,398,505	7,979,015,981
Certification and Assessment Fees (General Revenue Fund)	18,359,121	18,378,121
GR MOE for Temporary Assistance for Needy Families	2,000,000	2,000,000
Lottery Proceeds, estimated	1,045,000,000	1,046,000,000
Subtotal, General Revenue Fund	<u>\$ 11,277,856,192</u>	<u>\$ 11,035,684,165</u>

1	<u>General Revenue Fund - Dedicated</u>		
2	Telecommunications Infrastructure Fund No. 345	115,000,000	115,000,000
3	Read to Succeed Account No. 5027	42,960	42,960
4	Subtotal, General Revenue Fund - Dedicated	<u>\$ 115,042,960</u>	<u>\$ 115,042,960</u>
5	<u>Federal Funds</u>		
6	Federal Funds	13,153,500	13,153,500
7	Federal Health, Education and Welfare Fund		
8	No. 148	2,939,024,866	2,938,215,169
9	Federal School Lunch Fund No. 171	1,058,000,000	1,104,000,000
10	Subtotal, Federal Funds	<u>\$ 4,010,178,366</u>	<u>\$ 4,055,368,669</u>
11	<u>Other Funds</u>		
12	Appropriated Receipts (Redistributed Local	1,133,000,000	1,284,000,000
13	Revenue), estimated		
14	State Highway Fund No. 006	50,000,000	50,000,000
15	Permanent School Fund	6,851,389	6,914,804
16	Interagency Contracts	451,636	448,905
17	Subtotal, Other Funds	<u>\$ 1,190,303,025</u>	<u>\$ 1,341,363,709</u>
18	Total, Method of Financing	<u>\$16,593,380,543</u>	<u>\$16,547,459,503</u>
19	Other Direct and Indirect Costs Appropriated		
20	Elsewhere in this Act	\$ 1,340,119	\$ 1,319,693
21	This bill pattern represents an estimated 100% of		
22	this agency's estimated total available funds		
23	for the biennium.		
24	Number of Full-Time-Equivalents (FTE):	797.0	797.0
25	Schedule of Exempt Positions:		
26	Commissioner, Group 6	\$164,748	\$164,748
27	Executive Director, State Board for Educator		
28	Certification, Group 3	78,000	78,000
29	Items of Appropriation:		
30	A. Goal: PROGRAM LEADERSHIP		
31	A.1.1. Strategy: FSP - EQUALIZED		
32	OPERATIONS	\$ 11,323,400,000	\$ 11,224,000,000
33	Foundation School Program -		
34	Equalized Operations.		
35	A.1.2. Strategy: FSP - EQUALIZED		
36	FACILITIES	\$ 765,000,000	\$ 774,000,000
37	Foundation School Program -		
38	Equalized Facilities.		
39	A.2.1. Strategy: STUDENT SUCCESS	\$ 253,452,833	\$ 253,463,111
40	Statewide Initiatives to Further		
41	Student Achievement.		
42	A.2.2. Strategy: ACHIEVEMENT OF STUDENTS		
43	AT RISK	\$ 1,317,068,251	\$ 1,317,121,454

1	Resources for Low-income and Other		
2	At-risk Students.		
3	A.2.3. Strategy: STUDENTS WITH		
4	DISABILITIES	\$ 961,715,519	\$ 961,715,519
5	Resources for Mentally/Physically		
6	Disabled Students		
7	A.2.4. Strategy: SCHOOL IMPROVEMENT &		
8	SUPPORT PGMS	\$ 159,084,132	\$ 159,085,478
9	Grants for School and Program Improvement		
10	and Innovation.		
11	A.2.5. Strategy: ADULT EDUCATION & FAMILY		
12	LITERACY	\$ 74,894,091	\$ 74,894,091
13	Total, Goal A: PROGRAM LEADERSHIP	<u>\$14,854,614,826</u>	<u>\$14,764,279,653</u>
14			
15	B. Goal: OPERATIONAL EXCELLENCE		
16	B.1.1. Strategy: ASSESSMENT &		
17	ACCOUNTABILITY SYSTEM	\$ 61,207,441	\$ 61,207,441
18	B.2.1. Strategy: EDUCATIONAL TECHNOLOGY	\$ 42,220,916	\$ 42,245,510
19	B.2.2. Strategy: SAFE SCHOOLS	\$ 56,696,728	\$ 57,460,542
20	School Safety Programs and Education		
21	in Disciplinary Programs.		
22	B.2.3. Strategy: CHILD NUTRITION PROGRAMS	\$ 1,072,400,000	\$ 1,118,400,000
23	B.2.4. Strategy: WINDHAM SCHOOL DISTRICT	\$ 57,569,745	\$ 57,569,745
24	Educational Resources for Prison Inmates.		
25	B.3.1. Strategy: IMPROVING TEACHER QUALITY	\$ 372,311,979	\$ 372,396,121
26	Funds for Teacher Training and		
27	Education Service Centers.		
28	B.3.2. Strategy: AGENCY OPERATIONS	\$ 31,552,314	\$ 31,653,501
29	B.3.3. Strategy: CENTRAL ADMINISTRATION	\$ 10,337,833	\$ 10,338,027
30	B.3.4. Strategy: INFORMATION SYSTEMS -		
31	TECHNOLOGY	\$ 16,025,761	\$ 13,446,963
32	Total, Goal B: OPERATIONAL EXCELLENCE	<u>\$ 1,720,322,717</u>	<u>\$ 1,764,717,850</u>
33	C. Goal: EDUCATOR CERTIFICATION		
34	State Board for Educator Certification.		
35	C.1.1. Strategy: EDUCATOR QUALITY		
36	AND CREDENTIALING	\$ 4,165,093	\$ 4,165,093
37	Educator Credentialing and		
38	Educator Preparation Program Review.		
39	C.1.2. Strategy: CERTIFICATION EXAM		
40	ADMINISTRATION	\$ 10,381,994	\$ 10,400,994
41	Educator Certification Exam Services.		
42	Estimated and nontransferable.		
43	C.1.3. Strategy: RETENTION, RECRUITMENT	\$ 83,879	\$ 83,879
44	Retention, Recruitment, and Continuing		
45	Professional Development.		
46	C.1.4. Strategy: EDUCATOR PROFESSIONAL		
47	CONDUCT	\$ 3,812,034	\$ 3,812,034
48	Total, Goal C: EDUCATOR CERTIFICATION	<u>\$ 18,443,000</u>	<u>\$ 18,462,000</u>
49	Grand Total, TEXAS EDUCATION AGENCY	<u>\$16,593,380,543</u>	<u>\$16,547,459,503</u>

1 **Rider 95. Learning Through Listening Educational Outreach**
2 **Program.** Out of the funds appropriated above in Strategy A.2.3,
3 Students with Disabilities, the Commissioner of Education shall
4 expend \$1,000,000 in fiscal year 2006 and \$1,000,000 in fiscal year
5 2007 for the purpose of implementing an educational outreach
6 program tied to digital audio textbooks which assists individuals
7 with print disabilities affording reading accommodation by
8 providing instruction and training using digitally recorded
9 audiobooks, playback equipment, and other resources. The program
10 shall target economically disadvantaged students in kindergarten
11 through 12th grade with learning disabilities, dyslexia, vision
12 impairment, and physical disabilities.

13 **Rider 96. Contingency Appropriation: Senate Bill 8.**
14 Contingent on passage and enactment of Senate Bill 8 or similar
15 legislation relating to certain retired and retirement-eligible
16 education employees, or House Bill 2 or similar legislation
17 relating to public education and public school finance matters, and
18 Senate Bill 5 or similar legislation relating to certain fiscal
19 matters affecting governmental entities by the 79th Legislature,
20 First Called Session, 2005, the following appropriations are hereby
21 made:

22 (1) \$35,000,000 for fiscal year 2007 to the Texas
23 Education Agency out of the General Revenue Fund to implement a
24 longevity incentive program as provided for in Senate Bill 8; and

25 (2) \$26,700,000 in fiscal year 2006 and \$27,800,000 in
26 fiscal year 2007 out of the General Revenue Fund; \$1,200,000 in
27 fiscal year 2006 and \$1,300,000 in fiscal year 2007 out of

1 General-Revenue Dedicated, Other Educational and General Income;
2 \$28,000 in fiscal year 2006 and \$29,000 in fiscal year 2007 from the
3 Teacher Retirement System pension trust fund to the Teacher
4 Retirement System to increase the state contribution rate to 6.12
5 percent of payroll or an amount sufficient to support that
6 contribution rate.

7 **Rider 97. Contingency Appropriation: House Bill 2.** Contingent
8 on passage and enactment of House Bill 2 or similar legislation
9 relating to public school finance and Senate Bill 5 or similar
10 legislation by the 79th Legislature, First Called Session, 2005,
11 General Revenue funds in the amount of \$2,650,000,000 for the 2006-07
12 biennium shall be used to provide a teacher pay increase of \$3,500 per
13 certified teacher by FY 2007, and to implement the provisions of the
14 bill increasing total revenue for the operation of local school
15 districts. Also contingent upon passage of House Bill 2 or similar
16 legislation and Senate Bill 5 or similar legislation by the 79th
17 Legislature, First Called Session, 2005, out of funds appropriated
18 above, the Texas Education Agency shall fund Proclamation 2002 in the
19 amount of \$295,000,000. The Legislative Budget Board is directed to
20 make all necessary adjustments to public education agencies,
21 strategies, methods of finance, measures and riders necessary to
22 implement the legislation. The Texas Education Agency shall develop
23 and promulgate rules, subject to prior approval by the Legislative
24 Budget Board and the Governor, as needed to implement the bill.

25 **Rider 98. Additional Appropriation.** In addition to funds
26 appropriated above in Strategy A.1.2. FSP - Equalized Facilities,
27 an additional \$25,000,000 in General Revenue is appropriated in

1 each year of the 2006-07 biennium for the Instructional Facilities
2 Allotment.

3 **Rider 99. Contingency Appropriation: House Bill 3.**

4 Contingent on passage and enactment of House Bill 3 or similar
5 legislation relating to the reduction of local school district
6 property taxes and increasing state revenues by the 79th
7 Legislature, First Called Session, 2005, General Revenue
8 appropriations to the Texas Education Agency for the Foundation
9 School Program for the 2006-07 biennium shall be increased by the
10 amounts necessary to provide state aid to school districts in an
11 amount commensurate, as determined by the Legislative Budget Board,
12 with the loss in local revenue associated with the tax rate
13 reduction. The Legislative Budget Board is directed to make all
14 necessary adjustments to strategies, methods of finance, measures
15 and riders necessary to implement the legislation.

16 **Rider 100.** For the purposes of delineating the
17 appropriation authority and expenditure requirements for the Texas
18 Education Agency for the 2006-07 biennium, the Legislative Budget
19 Board is hereby directed to make necessary adjustments to the
20 provisions above and to rider provisions contained in Senate Bill
21 1, 79th Legislature, Regular Session, 2005.

22 (c) Texas Education Agency Rider 48 in Article III, Senate
23 Bill 1, Acts of the 79th Legislature, Regular Session, 2005 (the
24 General Appropriations Act), is amended to read as follows:

25 **Rider 48. Student Success Initiative.** Out of the funds
26 appropriated above in Strategy A.2.1, Student Success,
27 \$158,005,369 in General Revenue in fiscal year 2006 and

1 \$158,005,369 in General Revenue in fiscal year 2007 are allocated
2 for the Student Success Initiative. The Commissioner shall expend
3 these funds for allocations to schools for the purpose of
4 implementation of scientific, research-based programs for students
5 who have been identified as unlikely to achieve the third grade TAKS
6 reading standard by the end of the third grade, including those
7 students with dyslexia and related disorders, students unlikely to
8 achieve the TAKS reading or math standards by the end of the fifth
9 grade, and/or students unlikely to achieve TAKS reading or math
10 standards in the eighth grade assessments administered in 2008.

11 a. From funds appropriated for the Student Success
12 Initiative, the Commissioner may set aside \$15 million
13 for intensive reading instruction programs for schools
14 that have failed to improve student performance in reading
15 and \$5 million for intensive [~~or~~] math instruction
16 programs for schools that have failed to improve student
17 performance in [~~reading or~~] math. The Commissioner
18 shall determine which schools have achieved the least
19 gains in reading or math performance, and shall require
20 those schools to submit a reading or math improvement
21 plan detailing proposed efforts to improve reading or
22 math performance as a condition of receiving funding.
23 The reading or math improvement plan must establish the
24 performance outcome of literacy or numeracy among its
25 student population and outline specific steps that will
26 be taken to achieve that goal. The plan may include the
27 use of technology to achieve reading or math goals. A

1 school identified as in need of improvement in reading or
2 math instruction shall implement only those assessments,
3 progress monitoring instruments, reading or math
4 strategies and programs approved by the Commissioner.
5 Programs must demonstrate a record of proven success in
6 improving student reading or math achievement.

7 b. Adolescent Literacy Initiative. Out of any funds
8 appropriated to the agency, the Commissioner shall set
9 aside \$2 million for each year of the 2006-2007 biennium
10 for the development of a supplemental diagnostic
11 screening instrument and intensive reading instruction
12 programs for students determined at risk to not perform
13 at proficient levels on the 8th grade TAKS reading
14 assessment. It is the intent of the legislature that the
15 Texas Education Agency pursue federal funds to provide
16 training in the use of the diagnostic instrument and
17 distribution of the instrument to school districts and
18 charter schools. Any balances as of August 31, 2006 are
19 appropriated for fiscal year 2007 for the same purpose.

20 c. Any balances as of August 31, 2006, are appropriated for
21 fiscal year 2007 for the same purposes.

22 (d) Article III, Senate Bill 1, Acts of the 79th
23 Legislature, Regular Session, 2005 (the General Appropriations
24 Act), is amended by adding the following appropriations:

TEACHER RETIREMENT SYSTEM

1			
2		For the Years Ending	
3		<u>August 31, 2006</u>	<u>August 31, 2007</u>
4	Method of Financing:		
5	General Revenue Fund	\$ 37,536,348	\$ 66,871,003
6	Total, Method of Financing	<u>\$ 37,536,348</u>	<u>\$ 66,871,003</u>
7	Items of Appropriation:		
8	A. Goal: TEACHER RETIREMENT SYSTEM		
9	To administer the System as an Employee Benefit		
10	Trust.		
11	A.1.1. Strategy: TRS-PUBLIC EDUCATION		
12	RETIREMENT	\$ 37,536,348	\$ 66,871,003
13	Retirement Contributions for Public		
14	Education Employees. Estimated.		
15	Grand Total, TEACHER RETIREMENT SYSTEM	<u>\$ 37,536,348</u>	<u>\$ 66,871,003</u>

16 (e) Article III, Senate Bill 1, Acts of the 79th
 17 Legislature, Regular Session, 2005 (the General Appropriations
 18 Act), is amended by adding the following appropriations:

TEXAS A&M UNIVERSITY - KINGSVILLE

20			
21		For the Years Ending	
22		<u>August 31, 2006</u>	<u>August 31, 2007</u>
23	Method of Financing:		
24	General Revenue Fund	\$ 5,000,000	\$ 5,000,000
25	Total, Method of Financing	<u>\$ 5,000,000</u>	<u>\$ 5,000,000</u>
26	Items of Appropriation:		
27	1. Educational and General State Support	\$ 5,000,000	\$ 5,000,000
28	Grand Total, TEXAS A&M UNIVERSITY - KINGSVILLE	<u>\$ 5,000,000</u>	<u>\$ 5,000,000</u>

1. Informational Listing of Additional Appropriated Funds.

31	C. Goal: PROVIDE SPECIAL ITEM SUPPORT		
32	C.1.2. STRATEGY: IRMA RANGEL COLLEGE OF		
33	PHARMACY	\$ 5,000,000	\$ 5,000,000

34 (f) Article III, Senate Bill 1, Acts of the 79th
 35 Legislature, Regular Session, 2005 (the General Appropriations
 36 Act), is amended by adding the following appropriations:

1 **TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER**

	For the Years Ending	
	<u>August 31, 2006</u>	<u>August 31, 2007</u>
2		
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4	Method of Financing:	
5	General Revenue Fund	\$ 22,500,000
6	Total, Method of Financing	<u>\$ 22,500,000</u>
7	Items of Appropriation:	
8	1. Educational and General State Support	\$ 22,500,000
9	Grand Total, TEXAS TECH UNIVERSITY	
10	HEALTH SCIENCES CENTER	<u>\$ 22,500,000</u>

11 **1. Informational Listing of Additional**
 12 **Appropriated Funds.**

13 **D. Goal:** PROVIDE SPECIAL ITEM SUPPORT
 14 **D.1.6. STRATEGY:** EL PASO - MEDICAL \$ 22,500,000 \$ 22,500,000

15 (g) Article III, Senate Bill 1, Acts of the 79th
 16 Legislature, Regular Session, 2005 (the General Appropriations
 17 Act), is amended by adding the following appropriations:

18 **SPECIAL PROVISIONS RELATING ONLY TO**
 19 **STATE AGENCIES OF HIGHER EDUCATION**

20 **Sec. 62. Contingency Appropriation.** Contingent upon
 21 enactment of House Bill 6 or similar legislation relating to
 22 authorization for issuance of tuition revenue bonds, there is
 23 hereby appropriated \$110,000,000 in General Revenue for the 2006-07
 24 biennium for the purpose of paying debt service on the bonds
 25 authorized in the legislation. The debt service appropriations
 26 shall be transferred to affected institutions of higher education
 27 based on a plan developed by the Texas Higher Education
 28 Coordinating Board and approved by the Legislative Budget Board.

29 SECTION 2. (a) The several sums of money herein specified,
 30 or so much thereby as may be necessary, are appropriated out of any

1 funds in the State Treasury not otherwise appropriated, or out of
2 special funds as indicated, for the support, maintenance, or
3 improvement of the judiciary and other judicial service units of
4 the state.

5 (b) Article IV, Senate Bill 1, Acts of the 79th Legislature,
6 Regular Session, 2005 (the General Appropriations Act), is amended
7 by adding the following appropriations:

8 **SPECIAL PROVISIONS - JUDICIARY**

9 **Sec. 16.** (a) Contingent on passage of House Bill 11 or
10 similar legislation by the Seventy-ninth Legislature, First Called
11 Session, 2005, relating to compensation of state judges, and the
12 Comptroller of Public Accounts issuing a finding of fact certifying
13 additional revenue collections from fees, fines, and court costs
14 during the 2006-07 biennium that exceed the Comptroller of Public
15 Accounts Biennial Revenue Estimate for these items by at least
16 \$17,808,761 in fiscal year 2006 and \$23,461,314 in fiscal year
17 2007, the Comptroller of Public Accounts is hereby appropriated an
18 amount estimated to be \$34,551,075 out of the Judicial Fund No. 573
19 and \$6,719,000 out of the General Revenue Fund to fund a salary
20 increase described in Subsection (b) of this Section and related
21 benefits costs for state judges and other court personnel linked to
22 the salary of state judges in the Government Code, and to fund the
23 creation of new district courts as described in Subsection (k) of
24 this Section.

25 (b) As used in this section, 'salary increase' shall mean an
26 increase in annual salary for state judges to begin on November 1,
27 2005, and September 1, 2006, or on another date, contingent on

1 passage of House Bill 11 or similar legislation by the
2 Seventy-ninth Legislature, First Called Session, 2005, relating to
3 compensation of state judges.

4 (c) Any increase in employee benefits costs associated with
5 the salary increase as described above shall be paid only out of the
6 appropriations made above in Subsection (a), including \$6,679,000
7 out of the General Revenue Fund for the purposes of funding the
8 increased costs to the Judicial Retirement System - Plan I.

9 (d) Provisions requiring salaries and benefits to be
10 proportional to the source of funds shall apply to all sums
11 allocated under this section, except as otherwise provided. Each
12 court or agency shall pay the increase in compensation from funds
13 held in the state treasury and from local funds in the same
14 proportion as the employee's regular compensation.

15 (e) The Comptroller of Public Accounts shall promulgate
16 rules and regulations as necessary to administer this section.
17 Funds appropriated in this section shall be allocated to each court
18 or agency, and to the appropriate employee benefit appropriation
19 items, in accordance with such rules and regulations and may be used
20 only for the purpose of providing a salary increase and paying
21 associated employee benefit costs.

22 (f) This section does not authorize an increase of exempt
23 salary rates above the rates provided in House Bill 11 or similar
24 legislation by the Seventy-ninth Legislature, First Called
25 Session, 2005, relating to compensation of state judges.

26 (g) Contingent on passage of House Bill 11 or similar
27 legislation by the Seventy-ninth Legislature, First Called

1 Session, 2005, relating to compensation of state judges, the
2 Comptroller of Public Accounts shall increase appropriations out of
3 the Judicial Fund No. 573 and decrease appropriations out of the
4 General Revenue Fund by \$3,054,000 in fiscal year 2006 and by
5 \$3,665,000 for Strategy D.1.1, District Judges made in Senate Bill
6 1 by the Seventy-ninth Legislature, Regular Session, 2005, to the
7 Judiciary Section, Comptroller's Department.

8 (h) Contingent on passage of House Bill 11 or similar
9 legislation by the Seventy-ninth Legislature, First Called
10 Session, 2005, relating to compensation of state judges that
11 redirects payments for salary supplements for local administrative
12 judges from Government Code § 659.0125 to Government Code §
13 659.012(d), the description for Strategy A.1.4, Local
14 Administrative Judge Supplement in the bill pattern for the
15 Judiciary Section, Comptroller's Department in Senate Bill 1 by the
16 Seventy-ninth Legislature, Regular Session, 2005, is replaced with
17 the following description: Per Government Code § 659.012(d).

18 (i) Included in amounts appropriated above in Subsection
19 (a) is \$20,000 out of the General Revenue Fund for each fiscal year
20 for the purposes of funding \$5,000 salary supplements to additional
21 judges eligible for such supplements under Government Code §
22 659.012(d).

23 (j) Contingent on passage of House Bill 11 or similar
24 legislation by the Seventy-ninth Legislature, First Called
25 Session, 2005, relating to compensation of state judges that
26 increases the state salary supplement paid to certain
27 constitutional county judges under Government Code § 26.006(a) the

1 name and description for Strategy C.1.1, Constitutional County
2 Judge General Revenue Supplement in the bill pattern for the
3 Judiciary Section, Comptroller's Department in Senate Bill 1 by the
4 Seventy-ninth Legislature, Regular Session, 2005, is replaced with
5 the following name and description: Constitutional County Judge
6 General Revenue and Judicial Fund No. 573 Supplement: Salary
7 supplement per Government Code § 26.006. Estimated.

8 (k) Contingent on passage of House Bill 11 or similar
9 legislation by the Seventy-ninth Legislature, First Called
10 Session, 2005, relating to compensation of state judges, included
11 in amounts appropriated above in Subsection (a) is an amount
12 estimated to be \$469,125 in fiscal year 2006 and estimated to be
13 \$748,800 in fiscal year 2007 out of the Judicial Fund No. 573 to the
14 Judiciary Section, Comptrollers Department for additional district
15 courts created on or after September 1, 2005, by Senate Bill 1189,
16 Seventy-ninth Legislature, Regular Session, 2005.

17 SECTION 3. (a) The several sums of money herein specified,
18 or so much thereby as may be necessary, are appropriated out of any
19 funds in the State Treasury not otherwise appropriated, or out of
20 special funds as indicated, for the support, maintenance, or
21 improvement of the designated public safety and criminal justice
22 agencies.

23 (b) Article V, Senate Bill 1, Acts of the 79th Legislature,
24 Regular Session, 2005 (the General Appropriations Act), is amended
25 by adding the following appropriations and to the extent necessary,
26 by giving all riders under the bill pattern of the agency full force
27 and effect:

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Grand Total, TEXAS MILITARY FACILITIES		
COMMISSION	<u>\$ 7,002,367</u>	<u>\$ 17,846,113</u>

Rider 16. For the purposes of delineating the appropriation authority and expenditure requirements for the Texas Military Facilities Commission for the 2006-07 biennium, the Legislative Budget Board is hereby directed to make necessary adjustments to the provisions above and to rider provisions contained in Senate Bill 1, 79th Legislature, Regular Session, 2005.

SECTION 4. The amount of general revenue funds appropriated by the 79th Legislature, Regular Session, 2005, for the state fiscal biennium beginning September 1, 2005, for the Texas Higher Education Coordinating Board is increased by \$200,000 (estimated) for the biennium to implement the provisions of the legislation establishing the "College for Texans" specialty license plate. The funds provided to the "College for Texans" campaign are appropriated in accordance with Section 504.657, Transportation Code, for the purposes of the "College for Texans" campaign. All receipts received during the biennium, estimated to be \$200,000, in the general-revenue-dedicated "College for Texans" campaign account are hereby appropriated to the coordinating board for the biennium ending August 31, 2007. Any balances on hand at the end of fiscal year 2006 may be carried over to fiscal year 2007 and such funds are appropriated for fiscal year 2007 for the same purpose.

SECTION 5. Article II, Senate Bill 1, Acts of the 79th Legislature, Regular Session, 2005 (the General Appropriations Act), is amended by adding the following rider to the Department of Assistive and Rehabilitative Services bill pattern:

1 **Rider 31. Contingency for House Bill 2.** Contingent upon
2 enactment of House Bill 2 or similar legislation relating to public
3 education and public school finance matters by the 79th
4 Legislature, First Called Session, 2005, \$1,657,877 in fiscal year
5 2006 and \$3,267,736 in fiscal year 2007 shall be set aside from the
6 special education allotment out of funds appropriated to the Texas
7 Education Agency and transferred to the Department of Assistive and
8 Rehabilitative Services via interagency contract for the purpose of
9 providing transition services to students with disabilities
10 through the Vocational Rehabilitation Program. Those funds shall
11 be classified as Interagency Contracts - Transfer from Foundation
12 School Fund No. 193. The matching vocational rehabilitation
13 federal funds are estimated to be \$6,125,524 in fiscal year 2006 and
14 \$12,073,631 in fiscal year 2007.

15 Funds shall be transferred by October 1 of each fiscal year.
16 In addition to the Texas Education Agency special education funds,
17 it is the intent of the legislature that vocational rehabilitation
18 federal funds be used to fund this program in the amount of
19 \$1,657,877 in fiscal year 2006 and \$3,267,736 in fiscal year 2007.

20 Before expenditure of other funds received through
21 interagency contract with the Texas Education Agency, the
22 Department of Assistive and Rehabilitative Services shall report in
23 writing to the Legislative Budget Board and the Governor the amount
24 of state and federal funds the agency will allocate to transition
25 services in Strategies B.1.3 and B.3.1 in the appropriation to the
26 Department of Assistive and Rehabilitative Services made by Senate
27 Bill 1, 79th Legislature, Regular Session, 2005, in each fiscal

1 year of the biennium. The report shall include the number of
2 students with disabilities expected to be served, services to be
3 provided with the funds, and any other details of the transition
4 services requested by the Legislative Budget Board or the Governor.

5 Contingent upon enactment of House Bill 2 or similar
6 legislation by the 79th Legislature, First Called Session, 2005,
7 the Department of Assistive and Rehabilitative Services shall enter
8 into a Memorandum of Understanding (MOU) with the Texas Education
9 Agency for the purpose of providing transition services to students
10 with disabilities through the Vocational Rehabilitation Program.
11 The MOU may include provisions the agencies consider necessary.
12 The Department of Assistive and Rehabilitative Services shall
13 provide a signed copy of the MOU to the Legislative Budget Board and
14 the Governor not later than September 1, 2005, and September 1,
15 2006.

16 The Department of Assistive and Rehabilitative Services
17 shall submit quarterly reports to the Legislative Budget Board and
18 the Governor that provide information about the number of students
19 with disabilities served in Strategies B.1.3 and B.3.1 and details
20 of funded services. The format of the reports and details of
21 information included shall be specified by the Legislative Budget
22 Board.

23 On enactment of House Bill 2 or similar legislation by the
24 79th Legislature, First Called Session, 2005, performance measure
25 targets will be adjusted for Strategy B.1.3 (Number of Consumers
26 Served) and Strategy B.3.1 (Number of Consumers Served) to reflect
27 the contingency appropriation.

1 SECTION 6. The Health and Human Services Commission is
2 hereby authorized to use funds appropriated for Fiscal Year 2006 to
3 reimburse the University of Houston for contract services provided
4 during Fiscal Years 2001 and 2002 under the Tobacco Prevention and
5 Control Program in the amount of \$551,504.14.

6 SECTION 7. Appropriations made in Article IX, Section 13.18
7 of Senate Bill 1, 79th Legislature, Regular Session, 2005, from the
8 General Revenue Fund, General Revenue-Dedicated Accounts, and
9 General Revenue related funds are reduced by:

10 (1) the amount of appropriation made in Section 1 of
11 this Act to the Texas Education Agency from the General Revenue Fund
12 for the fiscal year ending August 31, 2006 (\$11,277,856,192);

13 (2) the amount of the appropriation made in Section 1
14 of this Act to the Texas Education Agency from the General Revenue
15 Fund for the fiscal year ending August 31, 2007 (\$11,035,684,165);

16 (3) the amount of the appropriation made in Section 1
17 of this Act to the Texas Education Agency from the General Revenue
18 Fund - Dedicated for the fiscal year ending August 31, 2006
19 (\$115,042,960);

20 (4) the amount of the appropriation made in Section 1
21 of this Act to the Texas Education Agency from the General Revenue
22 Fund - Dedicated for the fiscal year ending August 31, 2007
23 (\$115,042,960); and

24 (5) the amount of appropriation made in Section 3 of
25 this Act from the same sources.

26 SECTION 8. This Act takes effect immediately.