

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. Additional Appropriation.** Out of funds
 2 appropriated above in A.1.1. Strategy: FSP-Equalized Operations,
 3 \$273,000,000 in General Revenue in fiscal year 2006 and
 4 \$275,000,000 in General Revenue in fiscal year 2007 shall be used
 5 for the purpose of providing increased compensation to school
 6 district employees subject to the minimum salary schedule. In
 7 addition to amounts appropriated above, \$352,605,792 in General
 8 Revenue in fiscal year 2006 and \$839,516,718 in General Revenue in
 9 fiscal year 2007 shall be appropriated to the Texas Education
 10 Agency for disbursement to districts for the purpose of providing
 11 additional compensation to school district employees subject to the
 12 minimum salary schedule. Additional, \$406,300,000 in General
 13 Revenue is hereby appropriated for the following purposes:

	For the Years Ending	
	<u>August 31, 2006</u>	<u>August 31, 2007</u>
16 Proclamation 2002 textbooks	\$ 152,300,000	U.B.
17 (Health and Languages other than English)		
18 Instructional Facilities Allotment	\$ 25,000,000	\$ 25,000,000
19 Foundation School Program	\$ 102,000,000	\$ 102,000,000

20 **Rider 96. Contingency Appropriation.** Contingent on passage
 21 and enactment of House Bill 2 or similar legislation by the 79th
 22 Legislature, First Called Session, relating to public education and
 23 public school finance matters and Senate Bill 5, or similar
 24 legislation by the 79th Legislature, First Called Session, relating
 25 to certain fiscal matters affecting governmental entities, there is
 26 hereby appropriated out of the General Revenue Fund \$600,000,000
 27 for the 2006-07 biennium to purchase the remaining Proclamation
 28 2002 textbooks and to implement the provisions of House Bill 2 or
 29 similar legislation by the 79th Legislature, First Called Session.

1 The Legislative Budget Board is directed to make all necessary
 2 adjustments to public education agencies, strategies, methods of
 3 finance, measures and rider provisions contained in Senate Bill 1,
 4 79th Regular Session necessary to implement the legislation. The
 5 Texas Education Agency shall develop a plan, subject to prior
 6 approval of the Legislative Budget Board and the Governor, to
 7 implement the bill's provisions.

8 **Rider 97.** For the purposes of delineating the appropriation
 9 authority and expenditure requirements for the Texas Education
 10 Agency for the 2006-07 biennium, the Legislative Budget Board is
 11 hereby directed to make necessary adjustments to the provisions
 12 above and to rider provisions contained in Senate Bill 1, 79th
 13 Regular Session.

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

17 **TEACHER RETIREMENT SYSTEM**

	For the Years Ending	
	<u>August 31, 2006</u>	<u>August 31, 2007</u>
18 Method of Financing:		
19 General Revenue Fund	\$ 37,536,348	\$ 66,871,003
20 Total, Method of Financing	<u>\$ 37,536,348</u>	<u>\$ 66,871,003</u>
21		
22 Items of Appropriation:		
23 A. Goal: TEACHER RETIREMENT SYSTEM		
24 To administer the System as an Employee Benefit		
25 Trust.		
26 A.1.1. Strategy: TRS-PUBLIC EDUCATION		
27 RETIREMENT	\$ 37,536,348	\$ 66,871,003
28 Retirement Contributions for Public		
29 Education Employees. Estimated.		
30		
31 Grand Total, TEACHERS RETIREMENT SYSTEM	<u>\$ 37,536,348</u>	<u>\$ 66,871,003</u>

32 (d) Article III, Senate Bill 1, Acts of the 79th

1 Legislature, Regular Session, 2005 (the General Appropriations
 2 Act), is amended by adding the following appropriations:

3 **TEXAS A&M UNIVERSITY - KINGSVILLE**

	For the Years Ending	
	<u>August 31, 2006</u>	<u>August 31, 2007</u>
4 Method of Financing:		
5 General Revenue Fund	\$ 5,000,000	\$ 5,000,000
6 Total, Method of Financing	<u>\$ 5,000,000</u>	<u>\$ 5,000,000</u>
7 Items of Appropriation:		
8 1. Educational and General State Support	\$ 5,000,000	\$ 5,000,000
9 Grand Total, TEXAS A&M UNIVERSITY -		
10 KINGSVILLE	<u>\$ 5,000,000</u>	<u>\$ 5,000,000</u>

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

13 C. Goal: PROVIDE SPECIAL ITEM SUPPORT		
14 C.1.2. STRATEGY: IRMA RANGEL COLLEGE OF		
15 PHARMACY	\$ 5,000,000	\$ 5,000,000

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:

19 **TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER**

	For the Years Ending	
	<u>August 31, 2006</u>	<u>August 31, 2007</u>
20 Method of Financing:		
21 General Revenue Fund	\$ 22,500,000	\$ 22,500,000
22 Total, Method of Financing	<u>\$ 22,500,000</u>	<u>\$ 22,500,000</u>
23 Items of Appropriation:		
24 1. Educational and General State Support	\$ 22,500,000	\$ 22,500,000
25 Grand Total, TEXAS TECH UNIVERSITY -		
26 HEALTH SCIENCES CENTER	<u>\$ 22,500,000</u>	<u>\$ 22,500,000</u>

27 **1. Informational Listing of Additional**
 28 **Appropriated Funds.**

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

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

4 **SPECIAL PROVISIONS RELATING ONLY TO**

5 **STATE AGENCIES OF HIGHER EDUCATION**

6 **Section 62. Contingency Appropriation.** Contingent upon
7 enactment of House Bill 6 or similar legislation relating to
8 authorization for issuance of tuition revenue bonds, there is
9 hereby appropriated \$110,000,000 in General Revenue for the 2006-07
10 biennium for the purpose of paying debt service on the bonds
11 authorized in the legislation. The debt service appropriations
12 shall be transferred to affected institutions of higher education
13 based on a plan developed by the Higher Education Coordinating
14 Board and approved by the Legislative Budget Board.

15 SECTION 2. (a) The several sums of money herein specified,
16 or so much thereby as may be necessary, are appropriated out of any
17 funds in the State Treasury not otherwise appropriated, or out of
18 special funds as indicated, for the support, maintenance, or
19 improvement of the judiciary and other judicial service units of
20 the state.

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

24 **SPECIAL PROVISIONS - JUDICIARY**

25 **Section 16.** (a) Contingent on passage of House Bill 11 or
26 similar legislation by the Seventy-ninth Legislature, First Called
27 Session relating to compensation of state judges, and the

1 Comptroller of Public Accounts issuing a finding of fact certifying
2 additional revenue collections from fees, fines, and court costs
3 during the 2006-07 biennium that exceed the Comptroller of Public
4 Accounts Biennial Revenue Estimate for these items by at least
5 \$17,808,761 in fiscal year 2006 and \$23,461,314 in fiscal year
6 2007, the Comptroller of Public Accounts is hereby appropriated an
7 amount estimated to be \$34,551,075 out of the Judicial Fund No. 573
8 and \$6,719,000 out of the General Revenue Fund to fund a salary
9 increase described in Subsection (b) of this Section and related
10 benefits costs for state judges and other court personnel linked to
11 the salary of state judges in the Government Code, and to fund the
12 creation of new district courts as described in Subsection (k) of
13 this Section.

14 (b) As used in this section, 'salary increase' shall mean an
15 increase in annual salary for state judges to begin on November 1,
16 2005 and September 1, 2006, or on another date, contingent on
17 passage of House Bill 11 or similar legislation by the
18 Seventy-ninth Legislature, First Called Session, relating to
19 compensation of state judges.

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

25 (d) Provisions requiring salaries and benefits to be
26 proportional to the source of funds shall apply to all sums
27 allocated under this section, except as otherwise provided. Each

1 court or agency shall pay the increase in compensation from funds
2 held in the state treasury and from local funds in the same
3 proportion as the employee's regular compensation.

4 (e) The Comptroller of Public Accounts shall promulgate
5 rules and regulations as necessary to administer this section.
6 Funds appropriated in this section shall be allocated to each court
7 or agency, and to the appropriate employee benefit appropriation
8 items, in accordance with such rules and regulations and may be used
9 only for the purpose of providing a salary increase and paying
10 associated employee benefit costs.

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

15 (g) Contingent on passage of House Bill 11 or similar
16 legislation by the Seventy-ninth Legislature, First Called Session
17 relating to compensation of state judges, the Comptroller shall
18 increase appropriations out of the Judicial Fund No. 573 and
19 decrease appropriations out of the General Revenue Fund by
20 \$3,054,000 in fiscal year 2006 and by \$3,665,000 for Strategy
21 D.1.1, District Judges made in Senate Bill 1 by the Seventy-ninth
22 Legislature, Regular Session to the Judiciary Section,
23 Comptroller's Department.

24 (h) Contingent on passage of House Bill 11 or similar
25 legislation by the Seventy-ninth Legislature, First Called Session
26 relating to compensation of state judges that redirects payments
27 for salary supplements for local administrative judges from

1 Government Code § 659.0125 to Government Code § 659.012(d), the
2 description for Strategy A.1.4, Local Administrative Judge
3 Supplement in the bill pattern for the Judiciary Section,
4 Comptroller's Department in Senate Bill 1 by the Seventy-ninth
5 Legislature, Regular Session, is replaced with the following
6 description: Per Government Code § 659.012(d).

7 (i) Included in amounts appropriated above in Section (a) is
8 \$20,000 out of the General Revenue Fund for each fiscal year for the
9 purposes of funding \$5,000 salary supplements to additional judges
10 eligible for such supplements under Government Code § 659.012(d).

11 (j) Contingent on passage of House Bill 11 or similar
12 legislation by the Seventy-ninth Legislature, First Called Session
13 relating to compensation of state judges that increases the state
14 salary supplement paid to certain constitutional county judges
15 under Government Code, 26.006(a) the name and description for
16 Strategy C.1.1, Constitutional County Judge General Revenue
17 Supplement in the bill pattern for the Judiciary Section,
18 Comptroller's Department in Senate Bill 1 by the Seventy-ninth
19 Legislature, Regular Session, is replaced with the following name
20 and description: Constitutional County Judge General Revenue and
21 Judicial Fund No. 573 Supplement: Salary supplement per Gov. Code
22 26.006. Estimated.

23 (k) Contingent on passage of House Bill 11 or similar
24 legislation by the Seventy-ninth Legislature, First Called Session
25 relating to compensation of state judges, included in amounts
26 appropriated above in Section (a) is an amount estimated to be
27 \$469,125 in fiscal year 2006 and estimated to be \$748,800 in fiscal

1 year 2007 out of the Judicial Fund No. 573 to the Judiciary Section,
 2 Comptrollers Department for additional district courts created on
 3 or after September 1, 2005 by Senate Bill 1189, Seventy-ninth
 4 Legislature, Regular Session.

5 SECTION 3. (a) The several sums of money herein specified,
 6 or so much thereby as may be necessary, are appropriated out of any
 7 funds in the State Treasury not otherwise appropriated, or out of
 8 special funds as indicated, for the support, maintenance, or
 9 improvement of the designated public safety and criminal justice
 10 agencies.

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

16 **TEXAS MILITARY FACILITIES COMMISSION**

	For the Years Ending	
	<u>August 31, 2006</u>	<u>August 31, 2007</u>
17		
18		
19	Method of Financing:	
20	<u>General Revenue Fund</u>	
21	General Revenue Fund	\$ 1,651,690
22	Federal Funds	\$ 1,895,528
23	<u>Other Funds</u>	
24	Current Fund Balance	971,939
25	Interagency Contracts	4,120,411
26	Bond Proceeds - Revenue Bonds	0
27	Subtotal, Other Funds	<u>\$ 14,298,895</u>
28	Total, Method of Financing	<u><u>\$ 17,846,113</u></u>

29 This bill pattern represents an estimated 100% of
 30 this agency's estimated total available funds
 31 for the biennium.

1	Number of Full-Time-Equivalents (FTE):	40.0	40.0
2	Schedule of Exempt Positions:		
3	Executive Director, Group 2	\$67,000	\$67,000
4	Per Diem of Board Members	5,700	5,700
5	Items of Appropriation:		
6	A. Goal: MAINTAIN PROPERTIES		
7	A.1.1. Strategy: BUILDING MAINTENANCE	\$ 3,486,846	\$ 12,807,288
8	Evaluate and Maintain Buildings and		
9	Facilities.		
10	A.1.2. Strategy: DEBT SERVICE	<u>\$ 2,872,333</u>	<u>\$ 3,156,691</u>
11	Debt Service - Rent from Adjutant General.		
12	Total, Goal A: MAINTAIN PROPERTIES	<u>\$ 6,359,179</u>	<u>\$ 15,963,979</u>
13	B. Goal: CONSTRUCT AND RENOVATE FACILITIES		
14	Construct And Renovate Facilities To Achieve		
15	Energy Efficiency/Safety.		
16	B.1.1. Strategy: NEW FACILITY CONSTRUCTION	\$ 0	\$ 1,245,937
17	B.1.2. Strategy: RENOVATION OF EXISTING		
18	FACILITIES	<u>\$ 210,089</u>	<u>\$ 196,451</u>
19	Total, Goal B: CONSTRUCT AND RENOVATE		
20	FACILITIES	<u>\$ 210,089</u>	<u>\$ 1,442,388</u>
21	C. Goal: INDIRECT ADMINISTRATION		
22	C.1.1. Strategy: INDIRECT ADMINISTRATION	\$ 433,099	\$ 439,746
23	Grand Total, TEXAS MILITARY FACILITIES		
24	COMMISSION	<u>\$ 7,002,367</u>	<u>\$ 17,846,113</u>

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

31 SECTION 4. Appropriations made in Article IX, Sec. 13.18 of
32 Senate Bill 1, 79th Regular Session, from the general revenue fund,
33 general revenue dedicated accounts, and general revenue related
34 funds are reduced by:

35 (1) the amount of appropriation made in Section 1 of

1 this Act to the Texas Education Agency from the General Revenue Fund
2 for the fiscal year ending August 31, 2006 (\$11,277,856,192);

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

6 (3) the amount of the appropriation made in Section 1
7 of this Act to the Texas Education Agency from the General Revenue
8 Fund - Dedicated for the fiscal year ending August 31, 2006
9 (\$115,042,960);

10 (4) the amount of the appropriation made in Section 1
11 of this Act to the Texas Education Agency from the General Revenue
12 Fund - Dedicated for the fiscal year ending August 31, 2007
13 (\$115,042,960); and

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

16 SECTION 5. EFFECTIVE DATE. This Act takes effect
17 immediately.