

By: Eiland, et al.

H.B. No. 6

Substitute the following for H.B. No. 6:

By: Pitts

C.S.H.B. No. 6

A BILL TO BE ENTITLED

1 AN ACT
2 relating to appropriations for damages and disruptions suffered by
3 state agencies and institutions of higher education caused by
4 natural disasters and to an appropriation for disaster relief
5 generally.

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

7 SECTION 1. APPROPRIATIONS FOR GENERAL COSTS CAUSED BY
8 NATURAL DISASTERS. The following amounts are appropriated out of
9 the economic stabilization fund to the following agencies and
10 institutions of higher education for the two-year period beginning
11 on the effective date of this Act for the purpose of paying for, or
12 reimbursing payments made for, costs incurred by the agencies or
13 institutions associated with damages or disruptions caused by
14 natural disasters that occurred before the effective date of this
15 Act during the state fiscal biennium that began September 1, 2007:

- 16 (1) UT Medical Branch at Galveston: \$300,000,000;
17 (2) Brazosport College: \$120,111;
18 (3) Parks and Wildlife Department: \$60,849,794;
19 (4) Health and Human Service Commission: \$47,416,821;
20 (5) UT M.D. Anderson Cancer Center: \$1,725,995;
21 (6) Alvin College: \$12,043,688;
22 (7) Texas A&M Galveston: \$7,458,118;
23 (8) Texas Forest Service: \$385,091;
24 (9) Houston Community College: \$6,030,680;

- 1 (10) Department of Criminal Justice: \$32,387,608;
- 2 (11) Commission on Environmental Quality:
- 3 \$4,598,100;
- 4 (12) San Jacinto College: \$3,700,000;
- 5 (13) Galveston College: \$491,844;
- 6 (14) Texas A&M University: \$979,000;
- 7 (15) Texas Engineering Extension Service:
- 8 \$1,190,794;
- 9 (16) Adjutant General's Department: \$1,244,007;
- 10 (17) The University of Texas at Brownsville:
- 11 \$1,178,189;
- 12 (18) Lamar University: \$2,803,561;
- 13 (19) Lamar Institute of Technology: \$2,007,758;
- 14 (20) Lamar State College: Port Arthur: \$1,082,754;
- 15 (21) Texas Southern University: \$17,884,439;
- 16 (22) College of the Mainland: \$704,945;
- 17 (23) The University of Texas Pan American: \$102,258;
- 18 (24) Texas AgriLife Research: \$281,428;
- 19 (25) General Land Office and Veterans' Land Board:
- 20 \$35,220,100;
- 21 (26) Angelina College: \$142,245;
- 22 (27) Texas A&M Corpus Christi: \$59,145;
- 23 (28) Texas AgriLife Extension Service: \$143,378;
- 24 (29) The University of Texas Health Center at Tyler:
- 25 \$2,898,557;
- 26 (30) The University of Texas Health Science Center at
- 27 Houston: \$8,520,839;

- 1 (31) University of Houston System Administration:
2 \$7,339,000;
- 3 (32) Texas State Technical College: Harlingen:
4 \$904,558;
- 5 (33) Lamar State College: Orange: \$693,691;
- 6 (34) Prairie View A&M University: \$488,864;
- 7 (35) Stephen F. Austin State University: \$434,075;
- 8 (36) Tyler Junior College: \$215,688;
- 9 (37) Sam Houston State University: \$118,841;
- 10 (38) The University of Texas Health Science Center at
11 San Antonio: \$89,436;
- 12 (39) Texas A&M University-Commerce: \$39,694;
- 13 (40) Lee College: \$137,554; and
- 14 (41) Department of Agriculture: \$20,000,000.

15 SECTION 2. APPROPRIATIONS FOR GENERAL COSTS CAUSED BY
16 WILDFIRES. The amount of \$9,384,231 is appropriated out of the
17 economic stabilization fund to the Texas Forest Service for the
18 two-year period beginning on the effective date of this Act for the
19 purpose of paying for, or reimbursing payments made for, costs
20 incurred by the Texas Forest Service associated with wildfires that
21 occurred before the effective date of this Act during the state
22 fiscal biennium that began September 1, 2007.

23 SECTION 3. APPROPRIATIONS FOR GENERAL COSTS CAUSED BY
24 FLOODING. The following amounts are appropriated out of the
25 economic stabilization fund to the following agencies and
26 institutions of higher education for the two-year period beginning
27 on the effective date of this Act for the purpose of paying for, or

1 reimbursing payments made for, costs incurred by the agencies or
2 institutions associated with flooding that occurred before the
3 effective date of this Act during the state fiscal biennium that
4 began September 1, 2007:

5 (1) Texas Forest Service: \$69,339; and

6 (2) Texas Engineering Extension Service: \$2,106,560.

7 SECTION 4. APPROPRIATIONS FOR DISASTER RELIEF GENERALLY.

8 (a) The amount of \$250 million is appropriated out of the economic
9 stabilization fund as disaster funding for the two-year period
10 beginning on the effective date of this Act for the purpose of
11 providing disaster relief.

12 (b) The amounts appropriated by Subsection (a) of this
13 section may be expended only serially as required to respond to past
14 or future declared disasters. The Legislative Budget Board and the
15 governor shall determine appropriate allocation of the amounts
16 appropriated in Subsection (a).

17 (c) Out of the funds appropriated by this section, the
18 amount of \$100 million shall be provided to localities that are
19 suffering financial hardship as a result of declared disasters,
20 including wildfires, flooding, and other natural disasters, for the
21 purpose of:

22 (1) providing local matching funds for FEMA qualifying
23 projects; or

24 (2) preventing default on outstanding bonds or meeting
25 other financial requirements.

26 SECTION 5. CERTAIN REIMBURSEMENTS FROM FEDERAL GOVERNMENT.

27 If any state agency or institution of higher education receives

1 reimbursement from the federal government for an expenditure paid
2 for or reimbursed with money appropriated under Section 4 of this
3 Act, the agency or institution shall reimburse the disaster funds
4 strategy for appropriations to trustee programs within the office
5 of the governor for the amount paid for both by the Section 4
6 appropriation and the federal reimbursement.

7 SECTION 6. CONTINGENT APPROPRIATION: WEALTH PER STUDENT
8 LIMITATION. Contingent on the enactment of legislation relating to
9 an exception to the wealth per student limitation for school
10 districts that, as a result of natural disasters, are suffering
11 financial hardship and also contingent on a declaration of a state
12 or national emergency, an amount not to exceed \$18 million is
13 appropriated out of the economic stabilization fund to the Texas
14 Education Agency for the two-year period beginning on the effective
15 date of this Act for the purpose of allowing certain school
16 districts to retain recapture payments in order to respond to a
17 disaster.

18 SECTION 7. REIMBURSEMENT TO ECONOMIC STABILIZATION FUND.
19 Except as provided by Section 5 of this Act, if any state agency or
20 institution of higher education receives reimbursement from the
21 federal government for an expenditure paid for or reimbursed under
22 this Act, the agency or institution shall reimburse the state for
23 the amount paid for both by this Act and the federal reimbursement,
24 and that amount is appropriated to the economic stabilization fund
25 in accordance with Subsection (f), Section 49-g, Article III, Texas
26 Constitution.

27 SECTION 8. TEXAS DEPARTMENT OF TRANSPORTATION: FM 170

1 REPAIRS. An amount not to exceed \$1 million is appropriated out of
2 the economic stabilization fund to the Texas Department of
3 Transportation for the two-year period beginning on the effective
4 date of this Act for the purpose of repairing the damage caused by
5 flooding to Farm-to-Market Road 170 in Brewster and Presidio
6 Counties. It is the intent of the legislature that this work be
7 completed not later than December 31, 2009.

8 SECTION 9. APPROPRIATIONS ALLOCATED TO APPROPRIATE GENERAL
9 APPROPRIATIONS ACT STRATEGIES. The agencies and institutions
10 receiving appropriations made by this Act shall allocate the
11 appropriations to the appropriate General Appropriations Act
12 strategies.

13 SECTION 10. REQUIRED VOTE FOR ECONOMIC STABILIZATION FUND
14 APPROPRIATIONS. This Act takes effect only if this Act receives a
15 two-thirds vote of the members present in each house as required by
16 Section 49-g, Article III, Texas Constitution.

17 SECTION 11. EFFECTIVE DATE. This Act takes effect
18 immediately if it receives a vote of two-thirds of all the members
19 elected to each house, as provided by Section 39, Article III, Texas
20 Constitution. If this Act does not receive the vote necessary for
21 immediate effect, then except as otherwise provided by this Act,
22 this Act takes effect on the 91st day after the last day of the
23 legislative session.