

Amend **CSHB 4** (senate committee printing) as follows:

(1) In SECTION 1(a) of the bill (page 1, line 21), strike "\$1,059,070,326" and substitute "\$1,065,962,443".

(2) In SECTION 1(a)(5) of the bill (page 1, line 34), strike "\$1,291,970" and substitute "\$2,791,970".

(3) In SECTION 1(a)(29) of the bill (page 2, line 19), strike "\$7,979,094" and substitute "\$12,979,094".

(4) In SECTION 1(a)(74) of the bill (page 3, line 41), strike "\$19,408,079" and substitute "\$20,408,079".

(5) In SECTION 1(a)(117) of the bill (page 4, line 57), strike "\$65,874,494" and substitute "\$67,874,494".

(6) In SECTION 1(a)(121) of the bill (page 4, line 65), strike "\$6,045,065" and substitute "\$2,245,065".

(7) In SECTION 1(a)(129) of the bill (page 5, line 12), strike "\$1,690,749" and substitute "\$2,790,749".

(8) In SECTION 1(a)(136) of the bill (page 5, line 26), strike "\$20,000,000" and substitute "\$20,092,117".

(9) In SECTION 1(d) of the bill (page 7, line 41), strike "\$137,092,585" and substitute "\$160,092,585".

(10) In SECTION 1(d) of the bill, between Subdivisions (20) and (21) (page 8, between lines 36 and 37), insert the following:

(20-a) Higher Education Coordinating Board: \$23,000,000 from general revenue dedicated account number 5103, Texas B-On-Time Student Loan Account;

(11) Strike SECTION 7 of the bill (page 11, line 58, through page 12, line 2) and substitute the following appropriately numbered SECTION:

SECTION _____. OFFICE OF THE ATTORNEY GENERAL: CONTINGENCY FEE PAYMENT. In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2011, the amount of \$17,311,326 is appropriated out of the suspense account established by the comptroller of public accounts and the attorney general in General Revenue Fund 0001 for the payment of itemized claims and judgments, plus interest, if any, against the state of Texas, to the Office of the Attorney General, for the fiscal year ending August 31, 2011, for a contingency fee payment payable under the outside counsel contract OCC No. 2007-302-0012 to Wright and Greenhill,

P.C., for work performed in reaching the final judgments in State of Texas ex rel. Ven-a-Care of Florida v. Mylan Pharmaceuticals USA et al., Cause No. D-1-GV-07-001259, District Court of Travis County, 201st Judicial District, and State of Texas ex rel. Ven-A-Care of the Florida Keys, Inc. v. TEVA, et al., Cause No. D-1-GV-07-001259, District Court of Travis County, 201st Judicial District.

(12) In SECTION 8 of the bill (page 12, line 6), strike "\$600,000,000" and substitute "\$550,000,000".

(13) In SECTION 11 of the bill, between "APPROPRIATIONS." and "\$184,000,000", insert "(a)".

(14) Between the end of SECTION 11 of the bill and SECTION 12 of the bill (page 12, between lines 36 and 37), insert the following:

(b) Notwithstanding Subsection (a) of this section and contingent on H.B. 6, Acts of the 82nd Legislature, Regular Session, 2011, or a similar Act of that legislative session relating to the establishment of an instructional materials allotment, being enacted by the vote necessary for the Act to take effect immediately and the Act immediately becoming law, Subsection (a) of this section has no effect and the \$184,000,000 described by that subsection is allocated to fund the instructional materials allotment in accordance with the provisions of H.B. 6 or the similar Act, as applicable.

(15) In SECTION 15 of the bill (page 12, line 65), strike "\$39,800,000" and substitute "\$81,000,000".

(16) In SECTION 15 of the bill (page 12, lines 66 through 67), strike "two-year period beginning on the effective date of this Act" and substitute "state fiscal biennium ending August 31, 2013,".

(17) Strike SECTION 16 of the bill (page 12, line 69, through page 13, line 7).

(18) Strike SECTION 19 of the bill (page 13, lines 30 through 43).

(19) Strike SECTION 21 of the bill (page 13, lines 57 through 65).

(20) Add the following appropriately numbered SECTIONS to the bill:

SECTION _____. FACILITIES COMMISSION: UTILITY COSTS. (a) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2011, the amount of \$1,500,000 is appropriated out of General Revenue Fund 0001 to the Facilities Commission under Strategy B.2.1., Facilities Operation, for the two-year period beginning on the effective date of this Act for the purpose of providing for payment of increased utility costs as a result of an increase in utility rates.

(b) Notwithstanding Section 14.01, Part 14, Article IX, Appropriation Transfers, or similar provisions of Chapter 1424 (S.B. 1), Acts of the 81st Legislature, Regular Session, 2009 (the General Appropriations Act), money appropriated by this section may not be transferred by the Facilities Commission to another appropriation item or be used by the commission for a purpose other than payment of utility expenses without the prior written approval of the Legislative Budget Board.

SECTION _____. SUPREME COURT OF TEXAS: CERTAIN EXPENDITURES. In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2011, the Supreme Court of Texas is appropriated \$71,535 from Judicial Fund 0573 for personnel costs, security expenses, unemployment reimbursements, and travel expenses.

SECTION _____. DEPARTMENT OF AGRICULTURE: RURAL LAND EVALUATION. The Department of Agriculture may use appropriations made to the department from General Revenue Fund 0001 for the state fiscal year ending August 31, 2011, by Chapter 1424 (S.B. 1), Acts of the 81st Legislature, Regular Session, 2009 (the General Appropriations Act), for the state fiscal year ending August 31, 2011, for the additional purposes of funding an assessment of the impact of illegal activity along the Texas-Mexico border on rural landowners and the agriculture industry and working in conjunction with other appropriate entities to develop recommendations to enhance border security.

SECTION _____. TEXAS AGRILIFE RESEARCH: VEGETABLE AND FRUIT RESEARCH. Contingent on the comptroller of public accounts certifying at least \$1,000,000 in general revenue receipts in excess of the estimated general revenue receipts for that state

fiscal biennium stated in the comptroller's Biennial Revenue Estimate for 2012-2013, as revised on March 13, 2011, and as further revised by any subsequent revision occurring before the effective date of this Act, the following amounts are appropriated to Texas AgriLife Research from General Revenue Fund 0001 for the Vegetable and Fruit Improvement Center:

(1) \$500,000 for the state fiscal year ending August 31, 2012; and

(2) \$500,000 for the state fiscal year ending August 31, 2013.

SECTION _____. TRUSTEED PROGRAMS WITHIN THE OFFICE OF THE GOVERNOR. The following appropriations are made to the Trusteed Programs within the Office of the Governor from general revenue dedicated account number 5003, Hotel Occupancy Tax for Economic Development Account, for purposes of economic development and tourism:

(1) \$15,262,735 for the state fiscal year ending August 31, 2012; and

(2) \$15,262,735 for the state fiscal year ending August 31, 2013.

SECTION _____. UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON: UNEXPENDED BALANCE AUTHORITY. The unexpended and unencumbered balances of the amounts appropriated by Section 55, Chapter 1409 (H.B. 4586), Acts of the 81st Legislature, Regular Session, 2009, are appropriated for the two-year period beginning on the effective date of this Act to The University of Texas Medical Branch at Galveston for the same purposes as and with the same limitations as prescribed by that Act.

SECTION _____. TEXAS EDUCATION AGENCY: CERTAIN POSITIONS. The amount of \$18,000,000 is appropriated from Permanent School Fund 0044 to the Texas Education Agency for each fiscal year of the state fiscal biennium ending August 31, 2013, for agency operations related to the management and administration of the Permanent School Fund. The agency's cap on full-time equivalent positions is increased by 31.0 in each of those fiscal years.

SECTION _____. TEXAS EDUCATION AGENCY: SUPPLEMENTAL EDUCATION AND ACADEMIC READINESS SERVICES. (a) The amount of

\$8,750,000 is appropriated from General Revenue Fund 0001 to the Texas Education Agency for each fiscal year of the state fiscal biennium ending August 31, 2013, for the purposes of:

(1) providing supplemental education services to students who failed to perform satisfactorily on reading or mathematics assessment instruments administered under Section 39.023, Education Code; and

(2) funding programs targeting the prevention of academic failure, including algebra readiness programs, literacy academies, mathematics academies, professional development programs, middle grades initiatives, and other assistance initiatives and programs that focus on improving student performance on state assessment instruments.

(b) It is the intent of the legislature that the commissioner of education establish a list of qualified providers to provide remedial and tutorial services for students described by Subsection (a)(1) of this section.

SECTION _____. THE UNIVERSITY OF TEXAS AT ARLINGTON: REGIONAL NURSING EDUCATION CENTER. The amount of \$5,000,000 is appropriated from General Revenue Fund 0001 to The University of Texas at Arlington for the state fiscal biennium ending August 31, 2013, for the Regional Nursing Education Center.

SECTION _____. THE UNIVERSITY OF TEXAS AT DALLAS: MIDDLE SCHOOL BRAIN YEARS. The amount of \$3,000,000 is appropriated from General Revenue Fund 0001 to The University of Texas at Dallas for the state fiscal biennium ending August 31, 2013, for the Middle School Brain Years program.

SECTION _____. THE UNIVERSITY OF TEXAS OF THE PERMIAN BASIN: COLLEGE OF ENGINEERING. The amount of \$1,700,000 is appropriated from General Revenue Fund 0001 to The University of Texas of the Permian Basin for the state fiscal biennium ending August 31, 2013, for the College of Engineering.

SECTION _____. TEXAS A&M UNIVERSITY - CORPUS CHRISTI: ENGINEERING PROGRAM. The amount of \$500,000 is appropriated from General Revenue Fund 0001 to Texas A&M University - Corpus Christi for the state fiscal biennium ending August 31, 2013, for the engineering program.

SECTION _____. TEXAS ENGINEERING EXPERIMENT STATION: NUCLEAR POWER INSTITUTE. The amount of \$2,000,000 is appropriated from General Revenue Fund 0001 to the Texas Engineering Experiment Station for the state fiscal biennium ending August 31, 2013, for the Nuclear Power Institute.

SECTION _____. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO: UMBILICAL CORD BLOOD BANK. The amount of \$2,000,000 is appropriated from General Revenue Fund 0001 to The University of Texas Health Science Center at San Antonio for the state fiscal biennium ending August 31, 2013, for the umbilical cord blood bank.

SECTION _____. SUL ROSS STATE UNIVERSITY: CAMPUS UTILITY INFRASTRUCTURE. The amount of \$7,000,000 is appropriated from General Revenue Fund 0001 to Sul Ross State University for the state fiscal biennium ending August 31, 2013, for the purpose of providing for campus utility infrastructure. The legislature finds there is a demonstrated need for funding this infrastructure.

SECTION _____. LAMAR INSTITUTE OF TECHNOLOGY: TECHNICAL ARTS BUILDING. The amount of \$5,000,000 is appropriated from General Revenue Fund 0001 to the Lamar Institute of Technology for the state fiscal biennium ending August 31, 2013, for the purpose of making repairs to the Technical Arts buildings. The legislature finds there is a demonstrated need for funding this infrastructure.

SECTION _____. UNIVERSITY OF NORTH TEXAS SYSTEM: COLLEGE OF PHARMACY. From amounts appropriated for the state fiscal biennium ending August 31, 2013, to the University of North Texas, the University of North Texas at Dallas, and the University of North Texas Health Science Center at Fort Worth by H.B. 1, Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), an amount not to exceed \$300,000 may be spent to establish the College of Pharmacy offering the standard pharmacy curriculum leading to a doctor of Pharmacy (Pharm. D) degree on the campuses of the University of North Texas, the University of North Texas at Dallas, and the University of North Texas Health Science Center at Fort Worth. The appropriated funds may not be spent on costs associated with constructing or maintaining the pharmacy school buildings.

SECTION _____. SAM HOUSTON STATE UNIVERSITY: UNEXPENDED

BALANCE AUTHORITY. The unexpended and unencumbered balances of the amounts appropriated by Chapter 1424 (S.B. 1), Acts of the 81st Legislature, Regular Session, 2009 (the General Appropriations Act), in Riders 3 and 4 to the bill pattern for Sam Houston State University (page III-147) are appropriated to Sam Houston State University for the same purposes for the state fiscal biennium ending August 31, 2013.

SECTION _____. WATER DEVELOPMENT BOARD: LAKE COLUMBIA WATER SUPPLY PROJECT. (a) It is the intent of the legislature that the Water Development Board allocate an amount of general revenue, not to exceed \$1,400,000, out of funds appropriated to the board by H.B. 1, Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for purposes of developing a draft environmental impact statement for the Lake Columbia water supply project.

(b) In the event that the amount of \$1,400,000 of general revenue funds is not available from funds appropriated to the Water Development Board by H.B. 1, Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), it is the intent of the legislature that the board, to the extent permissible under that chapter, provide for a loan in accordance with Chapter 15, Water Code, for purposes of developing a draft environmental impact statement for the Lake Columbia water supply project.

SECTION _____. THE UNIVERSITY OF TEXAS M.D. ANDERSON CANCER CENTER: INSTITUTIONAL OPERATIONS. The amount of \$17,383,894 is appropriated from General Revenue Fund 0001 to The University of Texas M.D. Anderson Cancer Center for the state fiscal biennium ending August 31, 2013, for institutional operations.

SECTION _____. THE UNIVERSITY OF TEXAS SOUTHWESTERN MEDICAL CENTER AT DALLAS: INSTITUTIONAL OPERATIONS. The amount of \$12,587,647 is appropriated from General Revenue Fund 0001 to The University of Texas Southwestern Medical Center at Dallas for the state fiscal biennium ending August 31, 2013, for institutional operations.

SECTION _____. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON: INSTITUTIONAL OPERATIONS. (a) The amount of \$24,145,091 is appropriated from General Revenue Fund 0001 to The

University of Texas Health Science Center at Houston for the state fiscal biennium ending August 31, 2013, for institutional operations.

(b) Out of the funds appropriated in Subsection (a) of this section, the University of Texas Health Science Center at Houston shall allocate:

- (1) \$2,000,000 to the Texas Heart Institute; and
- (2) \$1,000,000 to provide trauma care.

SECTION _____. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO: INSTITUTIONAL OPERATIONS. (a) The amount of \$16,818,235 is appropriated from General Revenue Fund 0001 to The University of Texas Health Science Center at San Antonio for the state fiscal biennium ending August 31, 2013, for institutional operations.

(b) Money appropriated by this section may be spent only with the prior written approval of the Legislative Budget Board.

SECTION _____. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT TYLER: INSTITUTIONAL OPERATIONS. The amount of \$8,752,408 is appropriated from General Revenue Fund 0001 to The University of Texas Health Science Center at Tyler for the state fiscal biennium ending August 31, 2013, for institutional operations.

SECTION _____. THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON: TUITION REVENUE BOND DEBT SERVICE AND INSTITUTIONAL OPERATIONS. The amount of \$19,863,510 is appropriated from General Revenue Fund 0001 to The University of Texas Medical Branch at Galveston for the state fiscal biennium ending August 31, 2013, for tuition revenue bond debt service and institutional operations.

SECTION _____. TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER: INSTITUTIONAL OPERATIONS. The amount of \$13,040,271 is appropriated from General Revenue Fund 0001 to the Texas A&M University System Health Science Center for the state fiscal biennium ending August 31, 2013, for institutional operations.

SECTION _____. UNIVERSITY OF NORTH TEXAS HEALTH SCIENCE CENTER AT FORT WORTH: INSTITUTIONAL OPERATIONS. The amount of \$5,273,298 is appropriated from General Revenue Fund 0001 to the University of North Texas Health Science Center at Fort Worth for the state fiscal biennium ending August 31, 2013, for institutional

operations.

SECTION _____. TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER: INSTITUTIONAL OPERATIONS. The amount of \$20,078,384 is appropriated from General Revenue Fund 0001 to the Texas Tech University Health Sciences Center for the state fiscal biennium ending August 31, 2013, for institutional operations.

SECTION _____. THE UNIVERSITY OF TEXAS SOUTHWESTERN MEDICAL CENTER AT DALLAS: INSTITUTIONAL OPERATIONS. The amount of \$8,000,000 is appropriated from General Revenue Fund 0001 to the University of Texas Southwestern Medical Center at Dallas for the two-year period beginning on the effective date of this Act for institutional operations.

SECTION _____. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO: INSTITUTIONAL OPERATIONS. The amount of \$8,000,000 is appropriated from General Revenue Fund 0001 to The University of Texas Health Science Center at San Antonio for the two-year period beginning on the effective date of this Act for institutional operations.

SECTION _____. THE UNIVERSITY OF TEXAS M.D. ANDERSON CANCER CENTER: INSTITUTIONAL OPERATIONS. The amount of \$8,000,000 is appropriated from General Revenue Fund 0001 to The University of Texas M.D. Anderson Cancer Center for the two-year period beginning on the effective date of this Act for institutional operations.

SECTION _____. TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER: INSTITUTIONAL OPERATIONS. The amount of \$8,000,000 is appropriated from General Revenue Fund 0001 to the Texas A&M University System Health Science Center for the two-year period beginning on the effective date of this Act for institutional operations.

SECTION _____. UNIVERSITY OF NORTH TEXAS HEALTH SCIENCE CENTER AT FORT WORTH: INSTITUTIONAL OPERATIONS. The amount of \$5,000,000 is appropriated from General Revenue Fund 0001 to the University of North Texas Health Science Center at Fort Worth for the two-year period beginning on the effective date of this Act for institutional operations.

SECTION _____. TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER: INSTITUTIONAL OPERATIONS. The amount \$8,000,000 is appropriated

from General Revenue Fund 0001 to Texas Tech University Health Sciences Center for the two-year period beginning on the effective date of this Act for institutional operations.

SECTION _____. DEPARTMENT OF PUBLIC SAFETY: CERTAIN UNEXPENDED BALANCE AUTHORITY. The unexpended and unencumbered balances of the amounts of general revenue appropriated by Chapter 1424 (S.B. 1), Acts of the 81st Legislature, Regular Session, 2009 (the General Appropriations Act), are appropriated to the Department of Public Safety for the state fiscal biennium ending August 31, 2013, in a total amount not to exceed \$3,800,000, for the same purposes as prescribed by that Act.

SECTION _____. This Act takes effect immediately.

(21) Renumber the SECTIONS of the bill appropriately.