

Amend **CSHB 6** (senate committee report) as follows:

(1) Strike the recital to SECTION 8 of the bill (page 2, lines 27 through 29) and strike from SECTION 8 of the bill amended Section 403.095(b), Government Code (page 2, lines 30-36), and substitute the following:

SECTION 8. AMENDMENT OF SECTION 403.095, GOVERNMENT CODE.

(a) If S.J.R. No. 1 of the 83rd Legislature, Regular Session, 2013, is approved by both houses of the legislature, and if on or before September 1, 2013, Section 39.9039, Utilities Code, as proposed by H.B. No. 7 or similar legislation of the 83rd Legislature, Regular Session, 2013, becomes law, effective September 1, 2013, Sections 403.095(b), (d), and (e), Government Code, are amended to read as follows:

(b) Notwithstanding any law dedicating or setting aside revenue for a particular purpose or entity, dedicated revenues, in a total amount not to exceed \$4.2 billion, that ~~[7]~~ on August 31, 2015 ~~[2013]~~, are estimated to exceed the amount appropriated by the General Appropriations Act or other laws enacted by the 83rd ~~[82nd]~~ Legislature are available for general governmental purposes and are considered available for the purpose of certification under Section 403.121. It is the intent of the legislature that dedicated revenues that exceed the total amount that this subsection makes available for general governmental purposes and for certification must be used for the purposes for which the revenues are dedicated.

(2) In SECTION 8 of the bill, immediately following amended Section 403.095(e), Government Code (page 2, between lines 58 and 59), insert the following:

(b) If either of the conditions provided by Subsection (a) of this section is not met, Subsection (a) of this section has no effect, and, effective September 1, 2013, Sections 403.095(b), (d), and (e), Government Code, are amended to read as follows:

(b) Notwithstanding any law dedicating or setting aside revenue for a particular purpose or entity, dedicated revenues, in a total amount not to exceed \$5.0 billion, that ~~[7]~~ on August 31, 2015 ~~[2013]~~, are estimated to exceed the amount appropriated by the General Appropriations Act or other laws enacted by the 83rd ~~[82nd]~~ Legislature are available for general governmental purposes and are

considered available for the purpose of certification under Section 403.121. It is the intent of the legislature that dedicated revenues that exceed the total amount that this subsection makes available for general governmental purposes and for certification must be used for the purposes for which the revenues are dedicated.

(d) Following certification of the General Appropriations Act and other appropriations measures enacted by the 83rd [~~82nd~~] Legislature, the comptroller shall reduce each dedicated account as directed by the legislature by an amount that may not exceed the amount by which estimated revenues and unobligated balances exceed appropriations. The reductions may be made in the amounts and at the times necessary for cash flow considerations to allow all the dedicated accounts to maintain adequate cash balances to transact routine business. The legislature may authorize, in the General Appropriations Act, the temporary delay of the excess balance reduction required under this subsection. This subsection does not apply to revenues or balances in:

- (1) funds outside the treasury;
- (2) trust funds, which for purposes of this section include funds that may or are required to be used in whole or in part for the acquisition, development, construction, or maintenance of state and local government infrastructures, recreational facilities, or natural resource conservation facilities;
- (3) funds created by the constitution or a court; or
- (4) funds for which separate accounting is required by federal law.

(e) This section expires [~~on~~] September 1, 2015 [~~2013~~].