

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Pitts, Giddings

H.B. No. 10

A BILL TO BE ENTITLED

AN ACT

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relating to making emergency supplemental appropriations and providing direction and transfer authority regarding certain appropriations.

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

SECTION 1. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID ACUTE CARE AND CERTAIN TRANSFERS. (a) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$3,163,515,906 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2013, to the Health and Human Services Commission under Goal B, Medicaid, as listed in Chapter 1355 (H.B. 1), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing acute care services under the Medicaid program.

(b) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$265,316,377 is appropriated out of general revenue account number 5040, Tobacco Settlement, for the state fiscal year ending August 31, 2013, to the Health and Human Services Commission under Goal B, Medicaid, as listed in Chapter 1355 (H.B. 1), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing acute care services under the Medicaid program.

1 (c) Notwithstanding any limitation on transfer among items  
2 of appropriation that is prescribed by Chapter 1355 (H.B. 1), Acts  
3 of the 82nd Legislature, Regular Session, 2011 (the General  
4 Appropriations Act), the Health and Human Services Commission may  
5 transfer for the state fiscal year ending August 31, 2013, any  
6 amount appropriated under Subsection (a) or (b) of this section  
7 among the following strategies specified in Chapter 1355 (H.B. 1),  
8 Acts of the 82nd Legislature, Regular Session, 2011 (the General  
9 Appropriations Act), in the appropriations to the commission:

- 10 (1) C.1.1, CHIP;
- 11 (2) C.1.4, CHIP Perinatal Services; and
- 12 (3) C.1.5, CHIP Vendor Drug Program.

13 (d) Notwithstanding any limitation on transfer among items  
14 of appropriation that is prescribed by Chapter 1355 (H.B. 1), Acts  
15 of the 82nd Legislature, Regular Session, 2011 (the General  
16 Appropriations Act), the Health and Human Services Commission may  
17 transfer for the state fiscal year ending August 31, 2013, any  
18 amount appropriated under Subsection (a) of this section to the  
19 Department of Aging and Disability Services and among the following  
20 strategies specified in that Act in the appropriations to the  
21 department:

- 22 (1) A.2.1, Primary Home Care;
- 23 (2) A.2.2, Community Attendant Services;
- 24 (3) A.2.3, Day Activity and Health Services (DAHS);
- 25 (4) A.3.1, Community-based Alternatives (CBA);
- 26 (5) A.3.2, Home and Community-based Services (HCS);
- 27 (6) A.3.3, Community Living Assistance and Support

- 1 Services (CLASS);
- 2 (7) A.3.4, Deaf-Blind Multiple Disabilities (DBMD);
- 3 (8) A.3.5, Medically Dependent Children Program
- 4 (MDCP);
- 5 (9) A.3.7, Texas Home Living Waiver;
- 6 (10) A.5.1, Program of All-Inclusive Care for the
- 7 Elderly (PACE);
- 8 (11) A.6.1, Nursing Facility Payments;
- 9 (12) A.6.2, Medicare Skilled Nursing Facility;
- 10 (13) A.6.3, Hospice;
- 11 (14) A.6.4, Promoting Independence by Providing
- 12 Community-based Services;
- 13 (15) A.7.1, Intermediate Care Facilities - for
- 14 Persons w/ MR (ICF/MR); and
- 15 (16) A.8.1, State Supported Living Centers.
- 16 (e) An amount transferred to a strategy under Subsection (c)
- 17 or (d) of this section may not exceed the sum of the amounts
- 18 transferred from that item of appropriation for cash flow purposes
- 19 made under the following provisions in Chapter 1355 (H.B. 1), Acts
- 20 of the 82nd Legislature, Regular Session, 2011 (the General
- 21 Appropriations Act):
- 22 (1) Section 10 of Special Provisions Relating to All
- 23 Health and Human Services Agencies;
- 24 (2) Rider 12 to the bill pattern of the appropriations
- 25 to the Health and Human Services Commission; and
- 26 (3) Rider 19 to the bill pattern of the appropriations
- 27 to the Health and Human Services Commission.

1 SECTION 2. HEALTH AND HUMAN SERVICES COMMISSION: CHIP. In  
2 addition to amounts previously appropriated for the state fiscal  
3 biennium ending August 31, 2013, the amount of \$74,683,623 is  
4 appropriated for the state fiscal year ending August 31, 2013, out  
5 of general revenue account number 5040, Tobacco Settlement, to the  
6 Health and Human Services Commission under Goal C, CHIP Services,  
7 as listed in Chapter 1355 (H.B. 1), Acts of the 82nd Legislature,  
8 Regular Session, 2011 (the General Appropriations Act), for the  
9 purpose of providing services under the CHIP program.

10 SECTION 3. DEPARTMENT OF AGING AND DISABILITY SERVICES:  
11 MEDICAID LONG-TERM CARE AND CERTAIN TRANSFERS. (a) In addition to  
12 amounts previously appropriated for the state fiscal biennium  
13 ending August 31, 2013, the amount of \$1,019,065,242 is  
14 appropriated out of the general revenue fund for the state fiscal  
15 year ending August 31, 2013, to the Department of Aging and  
16 Disability Services under Strategy A.6.1, Nursing Facility  
17 Payments, as listed in Chapter 1355 (H.B. 1), Acts of the 82nd  
18 Legislature, Regular Session, 2011 (the General Appropriations  
19 Act), for the purpose of providing long-term care services under  
20 the Medicaid program.

21 (b) Notwithstanding any limitation on transfer among items  
22 of appropriation that is prescribed by Chapter 1355 (H.B. 1), Acts  
23 of the 82nd Legislature, Regular Session, 2011 (the General  
24 Appropriations Act), the Department of Aging and Disability  
25 Services for the state fiscal year ending August 31, 2013, may  
26 allocate the additional amount appropriated under Subsection (a) of  
27 this section among the following strategies specified in Chapter

1 1355 (H.B. 1), Acts of the 82nd Legislature, Regular Session, 2011  
2 (the General Appropriations Act), in the appropriations to the  
3 department:

- 4 (1) A.2.1, Primary Home Care;
- 5 (2) A.2.2, Community Attendant Services;
- 6 (3) A.2.3, Day Activity and Health Services (DAHS);
- 7 (4) A.3.1, Community-based Alternatives (CBA);
- 8 (5) A.3.2, Home and Community-based Services (HCS);
- 9 (6) A.3.3, Community Living Assistance and Support  
10 Services (CLASS);
- 11 (7) A.3.4, Deaf-Blind Multiple Disabilities (DBMD);
- 12 (8) A.3.5, Medically Dependent Children Program  
13 (MDCP);
- 14 (9) A.3.7, Texas Home Living Waiver;
- 15 (10) A.5.1, Program of All-Inclusive Care for the  
16 Elderly (PACE);
- 17 (11) A.6.1, Nursing Facility Payments;
- 18 (12) A.6.2, Medicare Skilled Nursing Facility;
- 19 (13) A.6.3, Hospice;
- 20 (14) A.6.4, Promoting Independence by Providing  
21 Community-based Services;
- 22 (15) A.7.1, Intermediate Care Facilities - for Persons  
23 w/ MR (ICF/MR); and
- 24 (16) A.8.1, State Supported Living Centers.

25 SECTION 4. TEXAS EDUCATION AGENCY: FOUNDATION SCHOOL  
26 PROGRAM. (a) In addition to amounts previously appropriated for  
27 the state fiscal biennium ending August 31, 2013, the amount of

1 \$317,000,000 is appropriated out of general revenue account number  
2 0193, Foundation School, for the state fiscal year ending August  
3 31, 2013, to the Texas Education Agency under Strategy A.1.1, FSP -  
4 Equalized Operations, as listed in Chapter 1355 (H.B. 1), Acts of  
5 the 82nd Legislature, Regular Session, 2011 (the General  
6 Appropriations Act), for the purpose of providing for the  
7 Foundation School Program.

8 (b) In addition to amounts previously appropriated for the  
9 state fiscal biennium ending August 31, 2013, the amount of  
10 \$313,000,000 is appropriated for the state fiscal year ending  
11 August 31, 2013, out of Fund 0666, Appropriated Receipts (revenue  
12 from school districts subject to recapture), to the Texas Education  
13 Agency under Strategy A.1.1, FSP - Equalized Operations, as listed  
14 in Chapter 1355 (H.B. 1), Acts of the 82nd Legislature, Regular  
15 Session, 2011 (the General Appropriations Act), for the purpose of  
16 providing for the Foundation School Program.

17 (c) Notwithstanding Rider 3 to the bill pattern of the  
18 appropriations to the Texas Education Agency in Chapter 1355 (H.B.  
19 1), Acts of the 82nd Legislature, Regular Session, 2011 (the  
20 General Appropriations Act), the sum certain appropriation to the  
21 Foundation School Program for the state fiscal year ending August  
22 31, 2013, is increased by the amount of \$630,000,000.

23 SECTION 5. TEXAS PUBLIC FINANCE AUTHORITY: APPROPRIATION  
24 REDUCTION. The amounts of the unencumbered appropriations made  
25 from the general revenue fund for the state fiscal biennium ending  
26 August 31, 2013, to the Texas Public Finance Authority by Chapter  
27 1355 (H.B. 1), Acts of the 82nd Legislature, Regular Session, 2011

H.B. No. 10

1 (the General Appropriations Act), under Strategy A.2.2, Bond Debt  
2 Service Payments, are reduced by \$3,000,000.

3 SECTION 6. EFFECTIVE DATE. This Act takes effect  
4 immediately as provided for a general appropriations act under  
5 Section 39, Article III, Texas Constitution.

ADOPTED

30-0

MAR 05 2013

*Atty. Gen.*  
Secretary of the Senate

By: Pitts/Williams

H.B. No. 10

Substitute the following for H.B. No. 10:

By: Willie

C.S.H.B. No. 10

A BILL TO BE ENTITLED

AN ACT

1

2 relating to making emergency supplemental appropriations and  
3 providing direction and transfer authority regarding certain  
4 appropriations.

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

6 SECTION 1. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID

7 ACUTE CARE AND CERTAIN TRANSFERS. (a) In addition to amounts  
8 previously appropriated for the state fiscal biennium ending August  
9 31, 2013, the amount of \$3,163,515,906 is appropriated out of the  
10 general revenue fund for the state fiscal year ending August 31,  
11 2013, to the Health and Human Services Commission under Goal B,  
12 Medicaid, as listed in Chapter 1355 (H.B. 1), Acts of the 82nd  
13 Legislature, Regular Session, 2011 (the General Appropriations  
14 Act), for the purpose of providing acute care services under the  
15 Medicaid program.

16 (b) In addition to amounts previously appropriated for the  
17 state fiscal biennium ending August 31, 2013, the amount of  
18 \$265,316,377 is appropriated out of general revenue account number  
19 5040, Tobacco Settlement, for the state fiscal year ending August  
20 31, 2013, to the Health and Human Services Commission under Goal B,  
21 Medicaid, as listed in Chapter 1355 (H.B. 1), Acts of the 82nd  
22 Legislature, Regular Session, 2011 (the General Appropriations  
23 Act), for the purpose of providing acute care services under the  
24 Medicaid program.

2-27-13



1 (c) In addition to amounts previously appropriated for the  
2 state fiscal biennium ending August 31, 2013, the amount of  
3 \$4,977,267,717 is appropriated out of federal funds for the state  
4 fiscal year ending August 31, 2013, to the Health and Human Services  
5 Commission under Goal B, Medicaid, as listed in Chapter 1355 (H.B.  
6 1), Acts of the 82nd Legislature, Regular Session, 2011 (the  
7 General Appropriations Act), for the purpose of providing acute  
8 care services under the Medicaid program.

9 (d) Notwithstanding any limitation on transfer among items  
10 of appropriation that is prescribed by Chapter 1355 (H.B. 1), Acts  
11 of the 82nd Legislature, Regular Session, 2011 (the General  
12 Appropriations Act), the Health and Human Services Commission may  
13 transfer for the state fiscal year ending August 31, 2013, any  
14 amount appropriated under Subsection (a), (b), or (c) of this  
15 section among the following strategies specified in Chapter 1355  
16 (H.B. 1), Acts of the 82nd Legislature, Regular Session, 2011 (the  
17 General Appropriations Act), in the appropriations to the  
18 commission:

- 19 (1) C.1.1, CHIP;
- 20 (2) C.1.4, CHIP Perinatal Services; and
- 21 (3) C.1.5, CHIP Vendor Drug Program.

22 (e) Notwithstanding any limitation on transfer among items  
23 of appropriation that is prescribed by Chapter 1355 (H.B. 1), Acts  
24 of the 82nd Legislature, Regular Session, 2011 (the General  
25 Appropriations Act), the Health and Human Services Commission may  
26 transfer for the state fiscal year ending August 31, 2013, any  
27 amount appropriated under Subsection (a) or (c) of this section to

1 the Department of Aging and Disability Services and among the  
2 following strategies specified in that Act in the appropriations to  
3 the department:

- 4 (1) A.2.1, Primary Home Care;
- 5 (2) A.2.2, Community Attendant Services;
- 6 (3) A.2.3, Day Activity and Health Services (DAHS);
- 7 (4) A.3.1, Community-based Alternatives (CBA);
- 8 (5) A.3.2, Home and Community-based Services (HCS);
- 9 (6) A.3.3, Community Living Assistance and Support  
10 Services (CLASS);
- 11 (7) A.3.4, Deaf-Blind Multiple Disabilities (DBMD);
- 12 (8) A.3.5, Medically Dependent Children Program  
13 (MDCP);
- 14 (9) A.3.7, Texas Home Living Waiver;
- 15 (10) A.5.1, Program of All-Inclusive Care for the  
16 Elderly (PACE);
- 17 (11) A.6.1, Nursing Facility Payments;
- 18 (12) A.6.2, Medicare Skilled Nursing Facility;
- 19 (13) A.6.3, Hospice;
- 20 (14) A.6.4, Promoting Independence by Providing  
21 Community-based Services;
- 22 (15) A.7.1, Intermediate Care Facilities - for  
23 Persons w/ MR (ICF/MR); and
- 24 (16) A.8.1, State Supported Living Centers.

25 (f) An amount transferred to a strategy under Subsection (d)  
26 or (e) of this section may not exceed the sum of the amounts  
27 transferred from that item of appropriation for cash flow purposes

1 made under the following provisions in Chapter 1355 (H.B. 1), Acts  
2 of the 82nd Legislature, Regular Session, 2011 (the General  
3 Appropriations Act):

4           (1) Section 10 of Special Provisions Relating to All  
5 Health and Human Services Agencies;

6           (2) Rider 12 to the bill pattern of the appropriations  
7 to the Health and Human Services Commission; and

8           (3) Rider 19 to the bill pattern of the appropriations  
9 to the Health and Human Services Commission.

10           SECTION 2. HEALTH AND HUMAN SERVICES COMMISSION: CHIP. (a)  
11 In addition to amounts previously appropriated for the state fiscal  
12 biennium ending August 31, 2013, the amount of \$74,683,623 is  
13 appropriated for the state fiscal year ending August 31, 2013, out  
14 of general revenue account number 5040, Tobacco Settlement, to the  
15 Health and Human Services Commission under Goal C, CHIP Services,  
16 as listed in Chapter 1355 (H.B. 1), Acts of the 82nd Legislature,  
17 Regular Session, 2011 (the General Appropriations Act), for the  
18 purpose of providing services under the CHIP program.

19           (b) In addition to amounts previously appropriated for the  
20 state fiscal biennium ending August 31, 2013, the amount of  
21 \$187,456,156 is appropriated for the state fiscal year ending  
22 August 31, 2013, out of federal funds to the Health and Human  
23 Services Commission under Goal C, CHIP Services, as listed in  
24 Chapter 1355 (H.B. 1), Acts of the 82nd Legislature, Regular  
25 Session, 2011 (the General Appropriations Act), for the purpose of  
26 providing services under the CHIP program.

27           SECTION 3. DEPARTMENT OF AGING AND DISABILITY SERVICES:

1 MEDICAID LONG-TERM CARE AND CERTAIN TRANSFERS. (a) In addition to  
2 amounts previously appropriated for the state fiscal biennium  
3 ending August 31, 2013, the amount of \$1,019,065,242 is  
4 appropriated out of the general revenue fund for the state fiscal  
5 year ending August 31, 2013, to the Department of Aging and  
6 Disability Services under Strategy A.6.1, Nursing Facility  
7 Payments, as listed in Chapter 1355 (H.B. 1), Acts of the 82nd  
8 Legislature, Regular Session, 2011 (the General Appropriations  
9 Act), for the purpose of providing long-term care services under  
10 the Medicaid program.

11 (b) In addition to amounts previously appropriated for the  
12 state fiscal biennium ending August 31, 2013, the amount of  
13 \$1,484,780,561 is appropriated out of federal funds for the state  
14 fiscal year ending August 31, 2013, to the Department of Aging and  
15 Disability Services under Strategy A.6.1, Nursing Facility  
16 Payments, as listed in Chapter 1355 (H.B. 1), Acts of the 82nd  
17 Legislature, Regular Session, 2011 (the General Appropriations  
18 Act), for the purpose of providing long-term care services under  
19 the Medicaid program.

20 (c) Notwithstanding any limitation on transfer among items  
21 of appropriation that is prescribed by Chapter 1355 (H.B. 1), Acts  
22 of the 82nd Legislature, Regular Session, 2011 (the General  
23 Appropriations Act), the Department of Aging and Disability  
24 Services for the state fiscal year ending August 31, 2013, may  
25 allocate the additional amount appropriated under Subsections (a)  
26 and (b) of this section among the following strategies specified in  
27 Chapter 1355 (H.B. 1), Acts of the 82nd Legislature, Regular

1 Session, 2011 (the General Appropriations Act), in the  
2 appropriations to the department:

- 3 (1) A.2.1, Primary Home Care;
- 4 (2) A.2.2, Community Attendant Services;
- 5 (3) A.2.3, Day Activity and Health Services (DAHS);
- 6 (4) A.3.1, Community-based Alternatives (CBA);
- 7 (5) A.3.2, Home and Community-based Services (HCS);
- 8 (6) A.3.3, Community Living Assistance and Support  
9 Services (CLASS);
- 10 (7) A.3.4, Deaf-Blind Multiple Disabilities (DBMD);
- 11 (8) A.3.5, Medically Dependent Children Program  
12 (MDCP);
- 13 (9) A.3.7, Texas Home Living Waiver;
- 14 (10) A.5.1, Program of All-Inclusive Care for the  
15 Elderly (PACE);
- 16 (11) A.6.1, Nursing Facility Payments;
- 17 (12) A.6.2, Medicare Skilled Nursing Facility;
- 18 (13) A.6.3, Hospice;
- 19 (14) A.6.4, Promoting Independence by Providing  
20 Community-based Services;
- 21 (15) A.7.1, Intermediate Care Facilities - for Persons  
22 w/ MR (ICF/MR); and
- 23 (16) A.8.1, State Supported Living Centers.

24 SECTION 4. TEXAS EDUCATION AGENCY: FOUNDATION SCHOOL  
25 PROGRAM. (a) In addition to amounts previously appropriated for  
26 the state fiscal biennium ending August 31, 2013, the amount of  
27 \$317,000,000 is appropriated out of general revenue account number

1 0193, Foundation School, for the state fiscal year ending August  
2 31, 2013, to the Texas Education Agency under Strategy A.1.1, FSP -  
3 Equalized Operations, as listed in Chapter 1355 (H.B. 1), Acts of  
4 the 82nd Legislature, Regular Session, 2011 (the General  
5 Appropriations Act), for the purpose of providing for the  
6 Foundation School Program.

7 (b) In addition to amounts previously appropriated for the  
8 state fiscal biennium ending August 31, 2013, the amount of  
9 \$313,000,000 is appropriated for the state fiscal year ending  
10 August 31, 2013, out of Fund 0666, Appropriated Receipts (revenue  
11 from school districts subject to recapture), to the Texas Education  
12 Agency under Strategy A.1.1, FSP - Equalized Operations, as listed  
13 in Chapter 1355 (H.B. 1), Acts of the 82nd Legislature, Regular  
14 Session, 2011 (the General Appropriations Act), for the purpose of  
15 providing for the Foundation School Program.

16 (c) Notwithstanding Rider 3 to the bill pattern of the  
17 appropriations to the Texas Education Agency in Chapter 1355 (H.B.  
18 1), Acts of the 82nd Legislature, Regular Session, 2011 (the  
19 General Appropriations Act), the sum certain appropriation to the  
20 Foundation School Program for the state fiscal year ending August  
21 31, 2013, is increased by the amount of \$630,000,000.

22 SECTION 5. TEXAS EDUCATION AGENCY: CERTAIN APPROPRIATIONS.  
23 Contingent on the enactment and becoming law of H.B. 1026 or similar  
24 legislation of the 83rd Legislature, Regular Session, 2013,  
25 relating to the established schedule of payments from the  
26 foundation school fund of the yearly entitlement of certain school  
27 districts:

1           (1) there is appropriated to the Texas Education  
2 Agency from general revenue account number 0193, Foundation School,  
3 \$1,750,000,000 for the state fiscal year ending August 31, 2013,  
4 for payment of the installment to be paid on or before August 30,  
5 2013, as provided by Sections 42.259(c-1) and (d-1), Education  
6 Code, as added by that legislation; and

7           (2) notwithstanding Rider 3 to the bill pattern of the  
8 appropriations to the Texas Education Agency in Chapter 1355 (H.B.  
9 1), Acts of the 82nd Legislature, Regular Session, 2011 (the  
10 General Appropriations Act), the sum certain appropriation to the  
11 Foundation School Program for the state fiscal year ending August  
12 31, 2013, is increased by the amount of \$1,750,000,000 in addition  
13 to the amount by which that sum certain appropriation is increased  
14 in accordance with Section 4(c) of this Act.

15           SECTION 6. TEXAS PUBLIC FINANCE AUTHORITY: APPROPRIATION  
16 REDUCTION. The amounts of the unencumbered appropriations made  
17 from the general revenue fund for the state fiscal biennium ending  
18 August 31, 2013, to the Texas Public Finance Authority by Chapter  
19 1355 (H.B. 1), Acts of the 82nd Legislature, Regular Session, 2011  
20 (the General Appropriations Act), under Strategy A.2.2, Bond Debt  
21 Service Payments, are reduced by \$3,000,000.

22           SECTION 7. EFFECTIVE DATE. This Act takes effect  
23 immediately as provided for a general appropriations act under  
24 Section 39, Article III, Texas Constitution.

**LEGISLATIVE BUDGET BOARD**  
Austin, Texas

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**March 6, 2013**

**TO:** Honorable Joe Straus, Speaker Of The House, House Of Representatives

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB10** by Pitts (Relating to making emergency supplemental appropriations and providing direction and transfer authority regarding certain appropriations.), **As Passed 2nd House**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB10, As Passed 2nd House: a negative impact of (\$6,586,581,148) through the biennium ending August 31, 2013.

**Appropriations:**

Fiscal Year	Appropriation out of <i>General Revenue Fund</i> 1	Appropriation out of <i>Foundation School</i> <i>Fund</i> 193	Appropriation out of <i>Tobacco Settlement</i> <i>Receipts</i> 5040	Appropriation out of <i>Appropriated Receipts</i> 666
2013	\$4,179,581,148	\$2,067,000,000	\$340,000,000	\$313,000,000
2014	\$0	\$0	\$0	\$0

Fiscal Year	Appropriation out of <i>Federal Funds</i> 555
2013	\$6,649,504,434
2014	\$0

**General Revenue-Related Funds, Five-Year Impact:**

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2013	(\$6,586,581,148)
2014	\$0
2015	\$0
2016	\$0
2017	\$0



**All Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable Savings/(Cost) from General Revenue Fund 1</b>	<b>Probable Savings/(Cost) from Foundation School Fund 193</b>	<b>Probable Savings/(Cost) from Tobacco Settlement Receipts 5040</b>	<b>Probable Savings/(Cost) from Appropriated Receipts 666</b>
2013	(\$4,179,581,148)	(\$2,067,000,000)	(\$340,000,000)	(\$313,000,000)
2014	\$0	\$0	\$0	\$0
2015	\$0	\$0	\$0	\$0
2016	\$0	\$0	\$0	\$0
2017	\$0	\$0	\$0	\$0

<b>Fiscal Year</b>	<b>Probable Revenue Gain/(Loss) from Federal Funds 555</b>	<b>Probable Savings/(Cost) from Federal Funds 555</b>
2013	\$6,649,504,434	(\$6,649,504,434)
2014	\$0	\$0
2015	\$0	\$0
2016	\$0	\$0
2017	\$0	\$0

**Fiscal Analysis**

The bill would make supplemental appropriations and reduce appropriations for various state agencies.

The bill would make the following appropriations out of the General Revenue Fund which total \$6,586,581,148:

\$3,163,515,906 to the Health and Human Services Commission (HHSC) for the purpose of providing acute care services under the Medicaid program.

\$1,019,065,242 to the Department of Aging and Disability Services (DADS) for the purpose of providing long-term care services under the Medicaid program.

The bill would reduce unencumbered appropriations to Texas Public Finance Authority (TPFA), Strategy A.2.2, Bond Debt Service Payments, by \$3,000,000 out of the General Revenue Fund.

The bill would make the following appropriations out of General Revenue account 5040, Tobacco Settlement which total \$340,000,000:

\$265,316,377 to HHSC for the purpose of providing acute care services under the Medicaid program.

\$74,683,623 to HHSC for the purpose of providing services under the CHIP program.

The bill would appropriate \$317,000,000 from General Revenue Account 00193, Foundation School, to the Texas Education Agency (TEA) for the purpose of providing for the Foundation School Program (FSP).

The bill would appropriate \$313,000,000 from fund 0666, Appropriated Receipts to TEA for the purpose of providing for the FSP.

Contingent upon passage of legislation to amend the statutory schedule of payments to school

districts through the FSP, the bill would appropriate \$1,750,000,000 from General Revenue Account 00193, Foundation School, to TEA for payment of the installment of FSP entitlement.

The bill would appropriate \$6,649,504,434 in Federal Funds as follows:

\$187,456,156 to HHSC for services under the CHIP program.

\$1,484,780,561 to DADS for services under the Medicaid program.

\$4,977,267,717 to HHSC for services under the Medicaid program.

The bill would take effect immediately upon enactment.

### **Methodology**

The amounts identified above represent changes to previously budgeted amounts for the state fiscal biennium ending August 31, 2013. This analysis assumes immediate effect.

### **Local Government Impact**

Appropriation increases to the FSP of \$630 million would ensure full funding of formula entitlements to school districts for fiscal year 2013.

Contingent upon passage of legislation to amend the statutory schedule of payments to school districts through the FSP, school districts scheduled to receive the final installment of FSP entitlement for fiscal year 2013 in September of fiscal year 2014 under current law would receive that payment of \$1.75 billion in August of fiscal year 2013 under the provisions of the bill.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** UP, KK, SD, AG

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**February 26, 2013**

**TO:** Honorable Tommy Williams, Chair, Senate Committee On Finance

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB10** by Pitts (relating to making emergency supplemental appropriations and providing direction and transfer authority regarding certain appropriations.), **Committee Report 2nd House, Substituted**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB10, Committee Report 2nd House, Substituted: a negative impact of (\$6,586,581,148) through the biennium ending August 31, 2013.

**Appropriations:**

Fiscal Year	Appropriation out of <i>General Revenue Fund</i> <b>1</b>	Appropriation out of <i>Foundation School</i> <i>Fund</i> <b>193</b>	Appropriation out of <i>Tobacco Settlement</i> <i>Receipts</i> <b>5040</b>	Appropriation out of <i>Appropriated Receipts</i> <b>666</b>
2013	\$4,179,581,148	\$2,067,000,000	\$340,000,000	\$313,000,000
2014	\$0	\$0	\$0	\$0

Fiscal Year	Appropriation out of <i>Federal Funds</i> <b>555</b>
2013	\$6,649,504,434
2014	\$0

**General Revenue-Related Funds, Five-Year Impact:**

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2013	(\$6,586,581,148)
2014	\$0
2015	\$0
2016	\$0
2017	\$0

**All Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable Savings/(Cost) from General Revenue Fund 1</b>	<b>Probable Savings/(Cost) from Foundation School Fund 193</b>	<b>Probable Savings/(Cost) from Tobacco Settlement Receipts 5040</b>	<b>Probable Savings/(Cost) from Appropriated Receipts 666</b>
2013	(\$4,179,581,148)	(\$2,067,000,000)	(\$340,000,000)	(\$313,000,000)
2014	\$0	\$0	\$0	\$0
2015	\$0	\$0	\$0	\$0
2016	\$0	\$0	\$0	\$0
2017	\$0	\$0	\$0	\$0

<b>Fiscal Year</b>	<b>Probable Revenue Gain/(Loss) from Federal Funds 555</b>	<b>Probable Savings/(Cost) from Federal Funds 555</b>
2013	\$6,649,504,434	(\$6,649,504,434)
2014	\$0	\$0
2015	\$0	\$0
2016	\$0	\$0
2017	\$0	\$0

**Fiscal Analysis**

The bill would make supplemental appropriations and reduce appropriations for various state agencies.

The bill would make the following appropriations out of the General Revenue Fund which total \$6,586,581,148:

\$3,163,515,906 to the Health and Human Services Commission (HHSC) for the purpose of providing acute care services under the Medicaid program.

\$1,019,065,242 to the Department of Aging and Disability Services (DADS) for the purpose of providing long-term care services under the Medicaid program.

The bill would reduce unencumbered appropriations to Texas Public Finance Authority (TPFA), Strategy A.2.2, Bond Debt Service Payments, by \$3,000,000 out of the General Revenue Fund.

The bill would make the following appropriations out of General Revenue account 5040, Tobacco Settlement which total \$340,000,000:

\$265,316,377 to HHSC for the purpose of providing acute care services under the Medicaid program.

\$74,683,623 to HHSC for the purpose of providing services under the CHIP program.

The bill would appropriate \$317,000,000 from General Revenue Account 00193, Foundation School, to the Texas Education Agency (TEA) for the purpose of providing for the Foundation School Program (FSP).

The bill would appropriate \$313,000,000 from fund 0666, Appropriated Receipts to TEA for the purpose of providing for the FSP.

Contingent upon passage of legislation to amend the statutory schedule of payments to school

districts through the FSP, the bill would appropriate \$1,750,000,000 from General Revenue Account 00193, Foundation School, to TEA for payment of the installment of FSP entitlement.

The bill would appropriate \$6,649,504,434 in Federal Funds as follows:

\$187,456,156 to HHSC for services under the CHIP program.

\$1,484,780,561 to DADS for services under the Medicaid program.

\$4,977,267,717 to HHSC for services under the Medicaid program.

The bill would take effect immediately upon enactment.

### **Methodology**

The amounts identified above represent changes to previously budgeted amounts for the state fiscal biennium ending August 31, 2013. This analysis assumes immediate effect.

### **Local Government Impact**

Appropriation increases to the FSP of \$630 million would ensure full funding of formula entitlements to school districts for fiscal year 2013.

Contingent upon passage of legislation to amend the statutory schedule of payments to school districts through the FSP, school districts scheduled to receive the final installment of FSP entitlement for fiscal year 2013 in September of fiscal year 2014 under current law would receive that payment of \$1.75 billion in August of fiscal year 2013 under the provisions of the bill.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** UP, KK, SD, AG

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**February 25, 2013**

**TO:** Honorable Tommy Williams, Chair, Senate Committee On Finance

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB10** by Pitts (Relating to making emergency supplemental appropriations and providing direction and transfer authority regarding certain appropriations.), **As Engrossed**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB10, As Engrossed: a negative impact of (\$4,836,581,148) through the biennium ending August 31, 2015.

**Appropriations:**

Fiscal Year	Appropriation out of <i>General Revenue Fund</i> 1	Appropriation out of <i>Foundation School</i> <i>Fund</i> 193	Appropriation out of <i>Tobacco Settlnmt</i> <i>Receipts</i> 5040	Appropriation out of <i>Appropriated Receipts</i> 666
2013	\$4,179,581,148	\$317,000,000	\$340,000,000	\$313,000,000
2014	\$0	\$0	\$0	\$0

**General Revenue-Related Funds, Five-Year Impact:**

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2013	(\$4,836,581,148)
2014	\$0
2015	\$0
2016	\$0
2017	\$0

**All Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable Savings/(Cost) from General Revenue Fund 1</b>	<b>Probable Savings/(Cost) from Foundation School Fund 193</b>	<b>Probable Savings/(Cost) from Tobacco Settlement Receipts 5040</b>	<b>Probable Savings/(Cost) from Appropriated Receipts 666</b>
2013	(\$4,179,581,148)	(\$317,000,000)	(\$340,000,000)	(\$313,000,000)
2014	\$0	\$0	\$0	\$0
2015	\$0	\$0	\$0	\$0
2016	\$0	\$0	\$0	\$0
2017	\$0	\$0	\$0	\$0

<b>Fiscal Year</b>	<b>Probable Savings/(Cost) from Federal Funds 555</b>
2013	\$6,649,504,434
2014	\$0
2015	\$0
2016	\$0
2017	\$0

**Fiscal Analysis**

The bill would make supplemental appropriations and reduce appropriations for various state agencies.

The bill would make the following appropriations out of the General Revenue Fund which total \$4,836,581,148:

\$3,163,515,906 to the Health and Human Services Commission (HHSC) for the purpose of providing acute care services under the Medicaid program.

\$1,019,065,242 to the Department of Aging and Disability Services (DADS) for the purpose of providing long-term care services under the Medicaid program.

The bill would reduce unencumbered appropriations to Texas Public Finance Authority (TPFA), Strategy A.2.2, Bond Debt Service Payments, by \$3,000,000 out of the General Revenue Fund.

The bill would make the following appropriations out of General Revenue account 5040, Tobacco Settlement which total \$340,000,000:

\$265,316,377 to HHSC for the purpose of providing acute care services under the Medicaid program.

\$74,683,623 to HHSC for the purpose of providing services under the CHIP program.

With these appropriations an additional \$6,649,504,434 in Federal Funds is anticipated:

\$187,456,156 To HHSC for services under the CHIP program.

\$1,484,780,561 to DADS for services under the Medicaid program.

\$4,977,267,717 to HHSC for services under the Medicaid program.

The bill would appropriate \$317,000,000, from General Revenue Account 00193, Foundation

School, to the Texas Education Agency (TEA) for the purpose of providing for the Foundation School Program.

The bill would appropriate \$313,000,000 from fun 0666, Appropriated Receipts to TEA for the purpose of providing for the Foundation School Program.

The bill would take effect immediately upon enactment.

### **Methodology**

The amounts identified above represent changes to previously budgeted amounts for the state fiscal biennium ending August 31, 2013. This analysis assumes immediate effect.

### **Local Government Impact**

Appropriation increases to the Foundation School Program would ensure full funding of formula entitlements to school districts for fiscal year 2013.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** UP, KK, SD, AG



**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**February 8, 2013**

**TO:** Honorable Jim Pitts, Chair, House Committee on Appropriations

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB10** by Pitts (Relating to making emergency supplemental appropriations and providing direction and transfer authority regarding certain appropriations.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB10, As Introduced: a negative impact of (\$4,836,581,148) through the biennium ending August 31, 2015.

**Appropriations:**

Fiscal Year	Appropriation out of <i>General Revenue Fund</i> 1	Appropriation out of <i>Foundation School</i> <i>Fund</i> 193	Appropriation out of <i>Tobacco Settlement</i> <i>Receipts</i> 5040	Appropriation out of <i>Appropriated Receipts</i> 666
2013	\$4,179,581,148	\$317,000,000	\$340,000,000	\$313,000,000
2014	\$0	\$0	\$0	\$0

**General Revenue-Related Funds, Five-Year Impact:**

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2013	(\$4,836,581,148)
2014	\$0
2015	\$0
2016	\$0
2017	\$0

**All Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable Savings/(Cost) from General Revenue Fund 1</b>	<b>Probable Savings/(Cost) from Foundation School Fund 193</b>	<b>Probable Savings/(Cost) from Tobacco Settlement Receipts 5040</b>	<b>Probable Savings/(Cost) from Appropriated Receipts 666</b>
2013	(\$4,179,581,148)	(\$317,000,000)	(\$340,000,000)	(\$313,000,000)
2014	\$0	\$0	\$0	\$0
2015	\$0	\$0	\$0	\$0
2016	\$0	\$0	\$0	\$0
2017	\$0	\$0	\$0	\$0

<b>Fiscal Year</b>	<b>Probable Savings/(Cost) from Federal Funds 555</b>
2013	\$6,649,504,434
2014	\$0
2015	\$0
2016	\$0
2017	\$0

**Fiscal Analysis**

The bill would make supplemental appropriations and reduce appropriations for various state agencies.

The bill would make the following appropriations out of the General Revenue Fund which total \$4,836,581,148:

\$3,163,515,906 to the Health and Human Services Commission (HHSC) for the purpose of providing acute care services under the Medicaid program.

\$1,019,065,242 to the Department of Aging and Disability Services (DADS) for the purpose of providing long-term care services under the Medicaid program.

The bill would reduce unencumbered appropriations to Texas Public Finance Authority (TPFA), Strategy A.2.2, Bond Debt Service Payments, by \$3,000,000 out of the General Revenue Fund.

The bill would make the following appropriations out of General Revenue account 5040, Tobacco Settlement which total \$340,000,000:

\$265,316,377 to HHSC for the purpose of providing acute care services under the Medicaid program.

\$74,683,623 to HHSC for the purpose of providing services under the CHIP program.

With these appropriations an additional \$6,649,504,434 in Federal Funds is anticipated:

\$187,456,156 To HHSC for services under the CHIP program.

\$1,484,780,561 to DADS for services under the Medicaid program.

\$4,977,267,717 to HHSC for services under the Medicaid program.

The bill would appropriate \$317,000,000, from General Revenue Account 00193, Foundation

School, to the Texas Education Agency (TEA) for the purpose of providing for the Foundation School Program.

The bill would appropriate \$313,000,000 from fun 0666, Appropriated Receipts to TEA for the purpose of providing for the Foundation School Program.

The bill would take effect immediately upon enactment.

### **Methodology**

The amounts identified above represent changes to previously budgeted amounts for the state fiscal biennium ending August 31, 2013. This analysis assumes immediate effect.

### **Local Government Impact**

Appropriation increases to the Foundation School Program would ensure full funding of formula entitlements to school districts for fiscal year 2013.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** UP, KK, SD, AG

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**DYNAMIC ECONOMIC IMPACT STATEMENT**

**83RD LEGISLATIVE REGULAR SESSION**

**February 13, 2013**

**TO:** Honorable Jim Pitts, Chair, House Committee on Appropriations

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB10** by Pitts (Relating to making emergency supplemental appropriations and providing direction and transfer authority regarding certain appropriations.), **As Introduced**

House Bill 10, As Introduced would make net appropriations of \$4,837 million from General Revenue Related Funds and an estimated \$11,799 million from All Funds in FY 2013. The appropriations are primarily intended to address the Medicaid shortfall in the current biennium. Of these totals, an estimated \$11,172 million in All Funds, or 94.6 percent, are appropriated to the Health and Human Services Commission and the Department of Aging and Disability Services for the Medicaid and Children's Health Insurance Program (CHIP). Other appropriation adjustments were made for the Foundation School Program and the Texas Public Finance Authority; however these changes were below the threshold level needed in the model to observe an appreciable difference in forecasted economic indicators. As required under House Rule 4, Section 34 (a-1), the Legislative Budget Board has analyzed the dynamic economic impact of the bill using the REMI Policy Insight Model, a dynamic forecasting and policy analysis tool that uses a combination of econometric, input-output, and computable general equilibrium methodologies.

The baseline scenario in the model assumes current law, specifically that appropriations made in the 82nd Legislature are not adjusted and state agencies do not have sufficient funds to pay Medicaid and CHIP providers through the remainder of the biennium. In order to isolate the effect of these appropriations, this analysis is provided as a comparison of fiscal year 2013 with and without these supplemental appropriations, rather than a comparison to the prior biennium as such a comparison would not be ascertainable. The appropriations made in House Bill 10 would provide sufficient funding for these programs through the remainder of the biennium and would result in an estimated avoidance of loss in total Texas non-farm employment levels of 285,000 jobs or 2.6 percent relative to the baseline scenario in fiscal year 2013. Of this total amount, approximately 239,000 would be associated with the private sector and 6,000 would be associated with the state government sector. In the absence of the House Bill 10 appropriations, employment levels in the baseline scenario would be achieved through some combination of attrition, cancellation of intended hiring, and layoffs.

**Source Agencies:**

**LBB Staff:** UP, KK, SD