

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Gonzales, Guillen

H.B. No. 2965

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to administrative support positions with the Texas  
3 Military Department.

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

5 SECTION 1. Subchapter E, Chapter 437, Government Code, is  
6 amended by adding Section 437.2121 to read as follows:

7 Sec. 437.2121. EXTENDED STATE ACTIVE DUTY SERVICE FOR  
8 ADMINISTRATIVE SUPPORT. (a) The adjutant general may hire service  
9 members of the Texas military forces to fill state military  
10 technician positions with the department as authorized by the  
11 General Appropriations Act. A service member hired under this  
12 section is considered to be on extended state active duty service.

13 (b) A service member called to extended state active duty  
14 service under this section is entitled to the benefits and paid  
15 leave generally provided to state employees.

16 (c) The adjutant general shall establish and the department  
17 shall maintain the criteria for activating a service member under  
18 this section.

19 (d) A state military technician position may have a limited  
20 term with a defined end date or may be a continuing position without  
21 a defined end date.

22 (e) As soon as practicable before the end of each state  
23 fiscal year, the department shall notify each service member called  
24 to extended state active duty service under this section whether

1 the department will continue the service member's state military  
2 technician position for the next state fiscal year.

3 (f) The department shall consult with the classification  
4 officer, as authorized by Chapter 654, to develop a state salary  
5 structure classification applicable to service members called to  
6 extended state active duty service under this section. The salary  
7 structure classification may allow for automatic salary increases  
8 based on the service member's military rank and years of service.  
9 The department may use the salary structure classification  
10 established under this subsection before it is adopted in the  
11 General Appropriations Act. This subsection expires August 31,  
12 2017.

13 SECTION 2. This Act takes effect immediately if it receives  
14 a vote of two-thirds of all the members elected to each house, as  
15 provided by Section 39, Article III, Texas Constitution. If this  
16 Act does not receive the vote necessary for immediate effect, this  
17 Act takes effect September 1, 2015.

# ADOPTED

MAY 26 2015

*Leta Staw*  
Secretary of the Senate

By: *Gonzalez/*  
*Jim Mendez*

H.B. No. 2965

Substitute the following for \_\_\_B. No. \_\_\_\_\_:

By: *Jose Rodriguez*

C.S. H.B. No. 2965

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18 this section.

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20 defined end date or may be a continuing position without a defined  
21 end date.

22 (e) As soon as practicable before the end of each state  
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24 to extended state active duty service under this section whether

1 the department will continue the service member's state military  
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17 Act takes effect September 1, 2015.

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

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**May 27, 2015**

**TO:** Honorable Joe Straus, Speaker of the House, House of Representatives

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

**IN RE: HB2965** by Gonzales, Larry (Relating to administrative support positions with the Texas Military Department.), **As Passed 2nd House**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB2965, As Passed 2nd House: a negative impact of (\$335,520) through the biennium ending August 31, 2017.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

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

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2016	(\$167,760)
2017	(\$167,760)
2018	(\$167,760)
2019	(\$167,760)
2020	(\$167,760)

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

Fiscal Year	Probable (Cost) from <i>General Revenue Fund</i> 1	Change in Number of State Employees from FY 2015
2016	(\$167,760)	2.0
2017	(\$167,760)	2.0
2018	(\$167,760)	2.0
2019	(\$167,760)	2.0
2020	(\$167,760)	2.0

**Fiscal Analysis**

The bill would amend the Government Code to allow the adjutant general to hire service members of the Texas Military Forces to fill newly created state military positions with the department as authorized by the General Appropriations Act, as extended state active duty service. Under the provisions of the bill, the service members who fill the positions would be

entitled to benefits and paid leave generally provided to state employees, and the positions may or may not have a defined end date. The bill requires the department to consult with the classification officer to develop a state salary structure classification applicable to service members called to extended state active duty service. The bill would take immediate effect after receiving a vote of two-thirds of all the members elected to each house; otherwise, it would take effect September 1, 2015.

### **Methodology**

The Texas Military Department estimates two full-time equivalent positions (FTEs) would be needed to fill state military positions. The total cost for the two FTEs would be \$167,760 in each fiscal year for salary and benefits. TMD assumes that both positions would be Program Specialist V (Salary Group B21), which has a mid-point salary of \$62,653. Associated benefits costs would be \$42,454 for each fiscal year.

### **Technology**

No technology related costs are anticipated as the result of implementing the provisions of the bill.

### **Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts, 401 Military Department

**LBB Staff:** UP, SD, RCa, FR, AI

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**May 22, 2015**

**TO:** Honorable Donna Campbell, Chair, Senate Committee on Veteran Affairs & Military Installations

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

**IN RE:** **HB2965** by Gonzales, Larry (Relating to administrative support positions with the Texas Military Department.), **Committee Report 2nd House, Substituted**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB2965, Committee Report 2nd House, Substituted: a negative impact of (\$335,520) through the biennium ending August 31, 2017.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

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**LBB Staff:** UP, RCa, FR, AI



**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**May 21, 2015**

**TO:** Honorable Donna Campbell, Chair, Senate Committee on Veteran Affairs & Military Installations

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

**IN RE: HB2965** by Gonzales, Larry (Relating to administrative support positions with the Texas Military Department.), **As Engrossed**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB2965, As Engrossed: a negative impact of (\$335,520) through the biennium ending August 31, 2017.

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**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**March 24, 2015**

**TO:** Honorable Susan Lewis King, Chair, House Committee on Defense & Veterans' Affairs

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

**IN RE: HB2965** by Gonzales, Larry (Relating to administrative support positions with the Texas Military Department.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB2965, As Introduced: a negative impact of (\$335,520) through the biennium ending August 31, 2017.

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