

Amend SB 1390 (senate committee report) by striking SECTION 1 of the bill amending Section 161.604(b), Health and Safety Code (page 1, lines 30-42), and substituting the following appropriately numbered SECTION:

SECTION \_\_\_\_ . Section 161.604, Health and Safety Code, is amended by amending Subsection (b) and adding Subsection (b-1) to read as follows:

(b) Beginning in January 2014, and in January of each subsequent year, the comptroller shall adjust ~~compute~~ the rate of the fee ~~[applicable during that calendar year]~~ by increasing the rate in effect on the date the adjustment is made ~~[for the preceding calendar year]~~ by the greater of:

(1) three percent; or

(2) the actual total percentage change in the Consumer Price Index for All Urban Consumers (CPI-U), as published by the Bureau of Labor Statistics of the United States Department of Labor, during the preceding calendar year, calculated by comparing the CPI-U for December of the preceding calendar year with the CPI-U for December a year earlier.

(b-1) The adjusted rate of the fee determined under Subsection (b) takes effect on February 1 of the year in which the adjusted rate is determined and remains in effect until January 31 of the following year.