



Representative

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ARTICLE VII & VIII - Amendment Floor Report for SB 1- Thursday, April 6, 2017

ARTICLE VII - Amendment Floor Report

Author	Analysis	Recommendation
<p>Rep. Cortez p. 326 851168</p>	<p>This amendment requires the Texas Department of Housing and Community Affairs (TDHCA) to transfer 10% of their funds for both FY 2018-2019 to the Texas Veterans Commission (TVC) for veteran housing. This would support affordable veteran housing options and maintenance. Veteran homelessness is a crisis Texas has been combating for years now, supporting our veterans is a vital responsibility of the state.</p>	<p><u>Favorable</u></p>
<p>Rep. Cain p. 327 851107</p>	<p>This amendment reduces appropriations in the Texas Lottery Commission for the A.1.3. Strategy: Marketing and Promotion: \$6,425,621 for state fiscal year ending August 31, 2018 and \$6,451,935 for state fiscal year ending August 31, 2018. There is no proposal to move these funds elsewhere, which violates the rule of put and take. Removing these funds in entirety would significantly impair the goal of operating the lottery and its charitable donations.</p>	<p><u>Unfavorable</u></p>
<p>Rep. Thompson, E. P. 328-329</p>	<p>This amendment reduces funds allocated to the Lottery Commission and appropriates them to community, and junior colleges. Regarding marketing and promotion funding is reduced by \$3,212,811 for FY 2018, and \$3,225,967 for FY 2019. Regarding mass media and advertising, funds are reduced by \$30,690,000 for the 2018-2019 biennium. Regarding the retailer bonus funds are reduced by \$2,100,000 per each fiscal year. These reduced funds, will be taken and distributed evenly among both public community and junior colleges in the amount of \$20,657,811</p>	<p><u>Unfavorable</u></p>

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850995	for FY 2018, and \$20,670,967 for FY 2019. While this may seem favorable, the Texas Lottery Commission in FY 2016 transferred \$1.373 billion dollars to the Foundation School Fund, and \$14.7 million to the Veterans Commission. Thus, it is more favorable for the well-being of Texas families to maintain the appropriations awarded to the Texas Lottery Commission.	
Rep. Cain P. 330 851096	This amendment strikes \$142,704 per year for the 2018-2019 fiscal biennium from Bingo Education and Development and \$1,537,560 per year for the 2018-2019 fiscal biennium from Bingo Law Compliance Field Operations. These programs enforce bingo laws to ensure fairness and lawful use of proceeds. Bingo operations bring in hundreds of millions of dollars in revenue per year, with a substantial amount of these dollars going to charities, and it is important that these funds are overseen properly.	<u>Unfavorable</u>
Rep. Biederman P. 331 851185	This amendment strikes appropriations awarded in the 2018-2019 biennium for Bingo Education and Development by \$142,704 per each fiscal year, and \$1,537,560 per fiscal year for Bingo Law Compliance Field Operations. These programs enforce bingo laws and rules for fairness to ensure that proceeds are used in accordance with the law. Operators bring in hundreds of millions of dollars in total gross receipts, and tens of millions of these dollars are donated to charities. It is important and necessary to ensure that these funds are overseen properly.	<u>Unfavorable</u>
Rep. Thompson, S. P. 332 850979	This amendment provides a contingency rider for HB 2578, or similar legislation that removes license fees for the administration of bingo. Instead, the state’s portion of the bingo prize fee will fund charitable bingo. This rider clarifies that the revenue from these retained prize fees shall be considered “other miscellaneous revenues” under Article VII, Texas Lottery Commission.	<u>Favorable</u>
Rep. Romero, Jr. P. 333-334 851276	This amendment reduces funds for DMB Automobile Theft Prevention by \$25,000 for FY 2018 and FY 2019 and moves it to Department of Housing and Community Affairs to monitor housing requirements for the Migrant Labor Housing Program. Additional funds collected through licensing and inspection fees will be deposited into the Migrant Labor Housing Program for the purpose of licensing and inspecting migrant labor housing facilities. It is critical to ensure basic levels of safety for migrant laborers, as poor housing conditions can lead to illness and even death.	<u>Favorable</u>

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<p>Rep. Faircloth P. 335 851332</p>	<p>The amendment increases appropriations for strategy B.2.1, Automobile Theft Prevention by \$600,000 from the Economic Stabilization Fund, for border security for FY 2018 and FY 2019.</p>	<p><u>Favorable</u></p>
<p>Rep. Martinez P. 336 850912</p>	<p>This amendment reduces DPS Border Security funding by \$25,000,000 for FY 2018 and FY 2019 and moves it to TXDOT Strategy A.1.1 Plan/Design/Manage by \$25,000,000 for FY 2018 and FY 2019. Out of these funds, \$25 million shall be invested as direct discretionary funds to go toward improving traffic conditions and improving the efficiency of border inspections and security checks within 50-miles of the Texas Mexico border. Improving transportation efficiency is beneficial to all Texans and to the Texas economy.</p>	<p><u>Favorable</u></p>
<p>Rep. Gonzales, L. p. 337 851010</p>	<p>This amendment decreases decrease State Highway Fund (SHF) by \$39,091,496 in FY 2018 and increases the SHF by \$39,091,496 in FY 2019. It then increases the number of Full-Time Equivalents (FTE) employees by 627.0 in FY 2018 and by 626.0 in FY 2019. As well as increasing SHF appropriations to Plan/Design/Manage by \$37,848,932 in each year of the biennium. It also decreases SHF appropriations to Construction Contracts, by \$78,182,992 in FY 2018. As well as increases SHF appropriations to Central Administration by \$1,242,564 for each year in the biennium. This bill allows the SHF 627.0 FTEs for the 2018–19 biennium as recommended by the LBB to support construction programs. These funds serve as a means to support the additional FTEs.</p>	<p><u>Favorable</u></p>
<p>Rep. Landgraf P. 338 851213</p>	<p>This amendment states that only during the fiscal biennium TxDOT may enter agreements with various municipalities and non-governmental for purchasing supplies/materials to be used for aesthetic entrance to cities along highway corridors and overpasses. TXDOT shall not expend appropriated for solely aesthetic purposes. This amendment is appropriate because TxDOT should only be using appropriate funds for state transportation related projects and not for local projects.</p>	<p><u>Favorable</u></p>
<p>Rep. Martinez P. 339 850914</p>	<p>This amendment states that Texas Department of Transportation may sell the department’s property located at 623 North Cage Blvd in Pharr, TX, and at 1001 North Nueces St. in George West, TX to the municipality in which the property is located at a rate below the prevailing market rate. This amendment gives TxDot the flexibility to sell two properties for additional money to the agency’s budget instead taking away money from somewhere else.</p>	<p><u>Favorable</u></p>

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<p>Rep. Leach P. 340 851124</p>	<p>The amendment bans TxDot from spending any money or entering any contracts to build toll roads. Toll roads can be a useful tool for local counties to manage traffic, and unilaterally banning any funding for them needlessly limits transportation options for local communities.</p>	<p><u>Unfavorable</u></p>
<p>Rep. Leach P. 341 851121</p>	<p>The amendment bans any state funds from going to toll roads. Toll roads can be a useful tool for local counties to manage traffic, and unilaterally banning any funding for them needlessly limits transportation options for local communities.</p>	<p><u>Unfavorable</u></p>
<p>Rep. Pickett P. 342 851253</p>	<p>This amendment stipulates that none of the funds appropriated to TXDOT may be used for a contribution by the department to a toll project or toll project entity unless the agency requires repayment of the contribution by the entity. Toll roads make traffic more efficient, offer new transportation options to Texans, and pay themselves off over time. Additionally, the provide alternative methods of financing infrastructure construction costs. Reducing toll road capacity will ultimately adversely impact mobility in primarily urban areas.</p>	<p><u>Unfavorable</u></p>
<p>Rep. Simmons P. 343 851270</p>	<p>The Texas Department of Transportation may not use any money appropriated by this amendment from the Texas Mobility Fund for the planning or construction of tolled highway for which a design or construction contract was not entered before September 1, /2017.</p>	<p><u>Will of the House</u></p>
<p>Rep. VanDeaver P. 344 851336</p>	<p>The amendment appropriates \$1,000,000 for FY 2018 and \$1,000,000 for FY 2019 to the Rail Construction from the Department of Transportation, for the use of rehabilitation of the Northeast Texas Rural Transportation District (NETEX) freight rail line from Greenville to Mount Pleasant. Although rails bring economic benefits, there are often concerns from private property owners on eminent domain.</p>	<p><u>Will of the House</u></p>

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<p>Rep. Phelan P. 345 850973</p>	<p>The amendment would require additional FTEs for contract management, execution, and oversight than TxDOT must issue a quarterly public report for Fiscal Years '18 and '19. The report must include information regarding indefinite deliverable contracts. This will encourage more government accountability with the public, in regard to public-private relationship contracts TxDOT has in order to complete contracts.</p>	<p><u>Favorable</u></p>
<p>Rep. Martinez P. 346 850915</p>	<p>This amendment will appropriate an additional \$50,000,000 to Department of Transportation for each year in the 2018-2019 biennium for the transportation infrastructure fund. The money will be taken out of DPS from border security. Investing in transportation is essential because it is a requirement for having an economy, since it is through a transportation system that goods and services come and go from place to place.</p>	<p><u>Favorable</u></p>
<p>Rep. Simmons P. 347 851271</p>	<p>The Department of Transportation shall provide a study that must include:</p> <ul style="list-style-type: none"> • Statewide transportation system goals and the associated measures that will be used to evaluate progress towards those goals • Anticipated impact of the Unified Transportation Program (UTP) on the statewide transportation system goals • Criteria used to allocate funding among the categories in the UTP • Baseline data for the performance measurements used <p>Despite its importance to DOT as a planning and programming tool, the UTP does not guarantee that projects will or can be built. However, it is a critical tool in guiding transportation project development within the long-term planning context. In addition, it serves as a communication tool for stakeholders and the public in understanding the project development commitments DOT is making.</p>	<p><u>Favorable</u></p>
<p>Rep. Simmons P. 348 851273</p>	<p>This amendment instructs the Department of Transportation to conduct a study on economic activity of highway projects to include:</p> <ul style="list-style-type: none"> • Designation of 3 uncompleted, highly congested highway projects to be studied • Quantification for each project the loss/gain for the area compared to the year the project was opened to traffic, in: <ul style="list-style-type: none"> ○ Sales tax revenue ○ Appraised values of property for ad valorem tax purpose ○ Business creation and retention ○ Hotel occupancy taxes 	<p><u>Favorable</u></p>

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	A report will be compiled on the results of the study, including information as to whether increases in economic activity could be used to finance future projects, particularly as an alternative to imposing tolls. This study will give the legislature the cost-benefit analysis on highway projects specifically considering the potential economic benefits.	
Rep. Stickland P. 349 851260	This amendment would move \$10 million from the Texas Enterprise fund and move it to State Highway Fund No. 006 to be used for state highway construction contracts (not related to tolled highways or restricted lanes). Improving highway infrastructure will alleviate traffic and improve the lives of Texans who utilize these highways daily.	<u>Favorable</u>
Rep. Cortez P. 350 851169	This amendment appropriates funds to the Texas Workforce Commission (TWC) for Workforce and Training Activities for Veterans. Funds of \$500,000 for each year in FY 2018/19 for this would be moved within Article IX from Department of Protective Services for Border Security to TWC. As the state continues to eliminate veteran homelessness and help integrate veterans into civilian life, workforce and training, particularly with transferable skills are a necessary function of this task.	<u>Favorable</u>
Rep. Alvarado P. 351 851111	This amendment communicates legislative intent that funds within Strategy A.3.1 of the Texas Workforce Commission are for workforce training for employers outside of the state, particularly those that will bring high-skill job opportunities to Texas, in order to facilitate their relocation or expansion to the state. The amendment fosters a business-friendly economic climate within the state and spurs job growth in specialized fields of industry. This is a contingency rider for HB 108.	<u>Favorable</u>
Rep. Neave P. 352 851151	Texas Workforce Commission in consultation with public junior and community colleges shall conduct a study on seeking federal funds and matching grant money for providing child care services at eligible public junior and community colleges. Commission shall submit a report of the study results to the Governor, Legislative Budget Board, and the standing legislative committees with primary jurisdiction over workforce development by Nov/1/2018. This study will help find solutions to current barriers that working families face when they want to improve themselves by getting a higher education degree by finding feasible ways to make childcare more accessible.	<u>Favorable</u>

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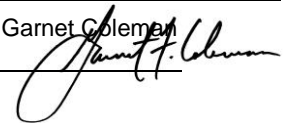
<p>Rep. Hinojosa, G. P. 353 851130</p>	<p>This amendment would transfer appropriations from the Texas Workforce Commission to the Texas Education Agency in the amount of \$1 million for the 2018-2019 biennium to support programs that allow public school students to earn certificates.</p>	<p><u>Favorable</u></p>
<p>ARTICLE VIII - Amendment Floor Report for SB 1- Thursday, April 6, 2017</p>		
<p>Rep. Phillips P. 355 850962</p>	<p>This amendment establishes a rider contingent on the passage of H.B. No. 3226 or similar legislation. HB 3226 will create authority for a temporary health insurance pool in Texas if funding is provided to the state for risk pools or reinsurance by the federal government in an attempt to stabilize the individual markets. In this case, if the federal government passes reforms, the state would then be able to utilize a state reinsurance funds or risk pool to reduce premiums. This would permit TDI to apply for an ACA State Innovation Waiver which uses alarmingly broad language. Due to the broad authority of the waiver, there is concern that the implementation of this waiver would allow the Governor to remove additional provisions not related to the health insurance pool.</p> <p>This amendment appropriates \$1,774,953 from the Health Insurance Pool Contingency strategy out of the General Revenue-Dedicated TDI Operating Fund 36 and \$40,312,122 from the Premium Stabilization Fund 329. It would also increase the number of FTEs by 10.5 in FY 2018 and 12.0 FTEs in FY 2019 for the Texas Department of Insurance. None of the funds mentioned, changes will be enacted without the Commissioner of Insurance’s approval if he/she determines that action by the federal government necessitates the establishment of the Texas Health Insurance Risk Pool and in turn notifies the Governor and LBB within 10 days of the determination.</p>	<p><u>Unfavorable</u></p>
<p>Rep. Faircloth P. 356 851331</p>	<p>This amendment seeks to remove \$2,500,000 per biennium from the Department of Insurance Dispute Resolution strategy. This strategy is used to resolve identity, medical fee, and medical necessity disputes. The amendment then adds it to the Texas Education Agency for the Achievement of Students at Risk Strategy located in Article III. This strategy provides resources for low-income and other at-risk students. It’s important to provide the necessary resources to our public education system and especially for those who are vulnerable. With a continued decrease in available revenue streams for education this amendment would provide some relief to an important public education program</p>	<p><u>Favorable</u></p>

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<p>Rep. Davis, Y. P. 357 851000</p>	<p>This amendment appropriates money from the Department of Insurance to conduct a study on the number of claims filed with an insurance company in the state by zip code, the amount of claims denied by an insurance company in the state by zip code, and the reason for a denied claim. The Department of Insurance will then post the report on their department website for public viewing. This amendment would give the public and the legislature access to information on denied claims and the reasoning behind the denial. Conducting a study of this nature would go a long way in holding insurance companies accountable and increases transparency in the insurance market.</p>	<p><u>Favorable</u></p>
<p>Rep. Davis, Y. P. 358 851014</p>	<p>This amendment calls on the Department of Insurance to conduct an annual report detailing the number of domestic, foreign, and alien companies or legal entities engaging in residential property or personal automobile insurance. The report will detail the total number of policies written and the aggregate value of the total policies. The department will post the report on their website for public viewing.</p>	<p><u>Favorable</u></p>
<p>Rep. Davis, Y. P. 359 850998</p>	<p>This amendment would appropriate money from the Department of Insurance to conduct an annual report listing all insurance companies of foreign ownership. The report would list any practicing company that has a major shareholder who is directly or indirectly benefited due to ownership of over 10 percent of any class of an equity security, and organized under another country's laws or where the principal place of business is in another country. Once the list is completed, the Department of Insurance will post the report on the department's website.</p>	<p><u>Favorable</u></p>
<p>Rep. Davis, Y. P. 360 851003</p>	<p>This amendment appropriates money from the Department of Insurance to conduct a comprehensive review of policies and endorsements in the insurance market. Also, in accordance with the Insurance Code, disapprove or withdraw approval of any forms or endorsements that permit any party to wait over 60 days after the receipt of written notice on a dispute. In concurrence with state statute, this amendment favors the swift resolution of disputes.</p>	<p><u>Favorable</u></p>
<p>Rep. Zedler P. 361 850977</p>	<p>This amendment cuts \$4 million from the Texas Medical Board. Reducing these funds would make it especially difficult for the Texas Medical Board to provide licenses and to maintain regulation of physicians.</p>	<p><u>Unfavorable</u></p>

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