

Issue Docket

Conference Committee on Senate Bill 1

2010-11 General Appropriations Bill

Article VIII - Regulatory

Article VIII
ISSUE DOCKET
 Conference Committee on General Appropriations Bill

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--------------|--------------|---------------------------------------|--------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>STATE OFFICE OF ADMINISTRATIVE HEARINGS</u> | VIII-1 | | VIII-1 | | | |
| A.1.1. Conduct Hearings | \$ 9,365,182 | \$ 9,380,485 | \$ 9,090,338 | \$ 9,123,391 | \$ 531,938 | Senate provides additional Interagency Contract funding for: a. \$450,475 for 2.0 Administrative Law Judge FTEs. b. \$81,463 for 1.0 Administrative Assistant FTEs. |
| | | | See also Article XI House, page XI-20 | | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|------------------------------|--------|--------|---------------------------------------|--------|---------------------|-------------|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>DEPARTMENT OF BANKING</u> | | VIII-5 | | VIII-5 | | |
| | | | See also Article XI House, page XI-20 | | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|------------------|------------------|------------------|------------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF CHIROPRACTIC EXAMINERS</u> | VIII-8 | | VIII-8 | | | |
| General Revenue Fund | \$610,620 | \$592,620 | \$445,220 | \$445,220 | \$ 312,800 | Biennial Funding Difference Between the Senate and the House: Senate provides \$312,800 in General Revenue across multiple strategies to fund the following: a. 2.5 additional FTES for licensing and enforcement purposes. See also Article XI House, XI-20 |
| A.1.1. Licensing System | \$171,736 | \$167,236 | \$140,386 | \$140,386 | \$ 58,200 | Senate Includes: a. \$58,200 for 0.5 legal assistant See also Article XI House, XI-20 |
| A.2.1. Enforcement | \$261,843 | \$248,343 | \$167,793 | \$167,793 | \$ 174,600 | Senate Includes: a. \$174,600 for 1.0 attorney and 0.5 legal assistant. See also Article XI House, XI-20 |
| B.1.1. Licensing - Indirect Administration | \$110,700 | \$110,701 | \$70,700 | \$70,701 | \$ 80,000 | Senate Includes: a. \$80,000 for 0.5 systems analyst, programmer. See also Article XI House, XI-20 |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------|--|------|--|------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| Contingent Revenue | VIII-10, Rider 2 Rider Packet, VIII-3 | | VIII-10, Rider 2 Rider Packet, VIII-3 | | | <p>Senate makes appropriations of \$327,462 in General Revenue for funded items and FTEs contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate.</p> <p>House makes appropriations of \$14,662 in General Revenue for funded items contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate.</p> |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---|--------|--|-------|--|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>OFFICE OF CONSUMER CREDIT COMMISSIONER</u> | | VIII-10 | | VIII-10 | | |
| Salary Supplement/Salary Supplementation | | VIII-14, Rider 7 Rider Packet, VIII-4 | | VIII-13, Rider 7 Rider Packet, VIII-4 | | Senate titles Rider 7 "Salary Supplement." House titles Rider 7 "Salary Supplementation." |
| | | | | See also Article XI House, page XI-21 | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--|---------|--|---------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>CREDIT UNION DEPARTMENT</u> | | VIII-14 | | VIII-14 | | |
| Contingency Appropriation: Regulatory Response | VIII-15, Rider 3 Rider Packet, VIII-5 | | VIII-15, Rider 3 Rider Packet, VIII-5 | | | Senate requires the Finance Commission to file a finding of fact. House requires the Credit Union Commission to file a finding of fact. |
| | | | See also Article XI House, page XI-21 | | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|----------------------------------|-------------|-------------|-------------|-------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF DENTAL EXAMINERS</u> | VIII-17 | | VIII-17 | | | |
| General Revenue | \$2,689,713 | \$2,102,718 | \$2,556,632 | \$1,969,637 | \$ 266,162 | <p>Biennial Funding Difference Between the Senate and the House:</p> <p>Senate provides \$266,162 in General Revenue across multiple strategies to fund the following:</p> <ul style="list-style-type: none"> a. \$56,220 to reclassify employees and increase salaries in the legal division. b. \$127,014 to increase salaries in the enforcement division. c. \$37,468 to increase salaries in the licensing and administration division. d. \$21,296 to reclassify employees and increase salaries in the licensing and administration division. e. \$24,164 for merit salary increases for 4 FTEs. <p>See also Article XI House, page XI-21.</p> |
| A.1.1. Complaint Resolution | \$1,240,547 | \$1,237,707 | \$1,137,887 | \$1,135,047 | \$ 205,320 | <p>Senate includes:</p> <ul style="list-style-type: none"> a. \$56,220 to reclassify employees and increase salaries in the legal division. b. \$127,014 to increase salaries in the enforcement division. c. \$9,994 to reclassify employees and increase salaries in the licensing and administration division. d. \$12,092 for merit salary increases. <p>See also Article XI House, page XI-21.</p> |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|-------------|-----------|-----------|-----------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| A.2.1. Licensure and Registration | \$1,015,014 | \$430,859 | \$993,230 | \$409,075 | \$ 43,568 | Senate includes: a. \$27,830 to increase salaries in the licensing and administration division. b. \$11,302 to reclassify employees and increase salaries in the licensing and administration division. c. \$4,436 for merit salary increases. See also Article XI House, page XI-21. |
| B.1.1. Indirect Admin - Licensure | \$42,279 | \$42,279 | \$39,861 | \$39,861 | \$ 4,836 | Senate includes: a. \$2,698 to increase salaries in the licensing and administration division. b. \$2,138 for merit salary increases. See also Article XI House, page XI-21. |
| B.1.2. Indirect Admin - Complaint Resolution | \$82,932 | \$82,932 | \$76,713 | \$76,713 | \$ 12,438 | Senate includes: a. \$6,940 to increase salaries in the licensing and administration division. b. \$5,498 for merit salary increases. See also Article XI House, page XI-21. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------|--|------|--|------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| Contingent Revenue | VIII-18, Rider 2 Rider Packet, VIII-8 | | VIII-18, Rider 2 Rider Packet, VIII-8 | | | Senate makes appropriations of \$1,167,272 in General Revenue for funded items and FTEs contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. House makes appropriations of \$901,110 in General Revenue for funded items and FTEs contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|-----------------------------------|------------|------------|------------|------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>FUNERAL SERVICE COMMISSION</u> | VIII-19 | | VIII-19 | | | |
| General Revenue | \$ 691,751 | \$ 691,751 | \$ 614,751 | \$ 614,751 | \$ 154,000 | Biennial Funding Difference between House and Senate Versions: Senate provides \$154,000 in General Revenue Funding across several strategies listed below for the following: a. \$54,000 for 1 FTE, administrative assistant. b. \$100,000 for salary increases. See also Article XI House, page XI-21 |
| A.1.1 Licensing Requirements | \$ 295,583 | \$ 295,583 | \$ 262,083 | \$ 262,083 | \$ 67,000 | Senate Includes: a. \$27,000 for 0.5 FTE, administrative assistant. b. \$40,000 for salary increases. See also Article XI House, page XI-21 |
| B.1.1. Inspections | \$ 164,796 | \$ 164,796 | \$ 148,896 | \$ 148,896 | \$ 31,800 | Senate Includes: a. \$10,800 for 0.2 FTE, administrative assistant. b. \$21,000 for salary increases. See also Article XI House, page XI-21 |
| B.2.1. Rule Compliance | \$ 160,064 | \$ 160,064 | \$ 139,964 | \$ 139,964 | \$ 40,200 | Senate Includes: a. \$16,200 for 0.3 FTE, administrative assistant. b. \$24,000 for salary increases. See also Article XI House, page XI-21 |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|---|-----------|-----------|-----------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| C.1.1. Indirect Administration - Licensing | \$ 51,055 | \$ 51,055 | \$ 46,555 | \$ 46,555 | \$ 9,000 | Senate Includes: a. \$9,000 for salary increases. |
| C.1.2. Indirect Administration - Inspections | \$ 21,191 | \$ 21,191 | \$ 19,691 | \$ 19,691 | \$ 3,000 | Senate Includes: a. \$3,000 for salary increases. |
| C.1.3. Indirect Administration - Rule Compliance | \$ 18,062 | \$ 18,062 | \$ 16,562 | \$ 16,562 | \$ 3,000 | Senate Includes: a. \$3,000 for salary increases. |
| Contingent Revenue | VIII-21, Rider 2 Rider Packet, page VIII-9 | | | | | Senate makes appropriations of \$154,000 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|------------|------------|------------|------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF PROFESSIONAL GEOSCIENTISTS</u> | VIII-21 | | VIII-20 | | | |
| Total Agency Funding | | | | | | |
| General Revenue Fund | \$ 795,812 | \$ 653,953 | \$ 552,196 | \$ 456,493 | \$ 441,076 | Biennial Funding Difference Between Senate and House: Senate provides \$441,076 in General Revenue across multiple strategies to fund the following: a. \$149,459 in General Revenue and 1 FTE for an Enforcement Director's position; b. \$40,000 in General Revenue for office relocation costs; c. \$230, 817 in General Revenue and 3 FTEs for the Licensing and Enforcement Divisions; and d. \$20,800 in General Revenue for Board travel for outreach and enforcement functions See also Article XI House, page XI-21 |
| A.1.1. Application Review | \$ 226,565 | \$ 146,366 | \$ 216,565 | \$ 146,366 | \$ 10,000 | Senate includes \$10,000 in General Revenue for office relocation costs See also Article XI House, page XI-21 |
| A.1.3. Informational Services | \$ 220,181 | \$ 197,986 | \$ 94,338 | \$ 86,821 | \$ 237,008 | Senate includes: a. \$149,459 in General Revenue for an Enforcement Director's position and 1 FTE each fiscal year; b. \$11,600 in General Revenue for office relocation costs; |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|------------|------------|------------|------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| B.1.1. Enforcement | \$ 269,554 | \$ 242,519 | \$ 166,581 | \$ 156,224 | \$ 189,268 | <p>c. \$55,149 in General Revenue for the Licensing and Enforcement Divisions; and</p> <p>d. \$20,800 in General Revenue for Board travel for outreach and enforcement functions</p> <p>See also Article XI House, page XI-21</p> <p>Senate includes:</p> <p>a. \$13,600 in General Revenue for office relocation costs; and</p> <p>b. \$175,668 in General Revenue for the Licensing and Enforcement Divisions and 3 FTEs each fiscal year</p> <p>See also Article XI House, page XI-21</p> |
| C.1.1. Indirect Administration - Licensing | \$ 24,181 | \$ 17,966 | \$ 21,781 | \$ 17,966 | \$ 2,400 | <p>Senate includes \$2,400 in General Revenue for office relocation costs</p> <p>See also Article XI House, page XI-21</p> |
| C.1.2. Indirect Administration - Enforcement | \$ 25,331 | \$ 19,116 | \$ 22,931 | \$ 19,116 | \$ 2,400 | <p>Senate includes \$2,400 in General Revenue for office relocation costs</p> <p>See also Article XI House, page XI-21</p> |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------|---|------|---|------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| Contingent Revenue | VIII-23, Rider 2 Rider Packet, VIII-10 | | VIII-22, Rider 2 Rider Packet, VIII-10 | | | Senate makes \$549,586 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. House makes \$108,510 in General Revenue for funded items contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |
| | | | See also Art XI House, Page 21 | | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--------|---------|-------|---------|---------------------|-------------|
| | 2010 | 2011 | 2010 | 2011 | | |
| HEALTH PROFESSIONS COUNCIL No Issues. | | VIII-23 | | VIII-22 | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--------------|--------------|--------------|--------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| OFFICE OF INJURED EMPLOYEE COUNSEL | VIII-25 | | VIII-24 | | | |
| General Revenue Dedicated - Texas Department of Insurance Operating Fund Account No. 036 | \$ 7,769,542 | \$ 7,769,542 | \$ 7,597,614 | \$ 7,597,614 | \$ 343,856 | <p>Biennial Funding Difference between House and Senate Versions:</p> <p>Senate provides \$600,000 in General Revenue Dedicated Fund 36 Funding across several strategies listed below for outreach efforts.</p> <p>House provides \$256,144 in General Revenue Dedicated Fund 36 through a rider appropriation for 3 FTEs to cover medical fee dispute appeal costs. (See also House Rider 3 below.)</p> <p>See also Article XI House, page XI-21</p> |
| A.1.1. Ombudsman Program | \$ 4,321,494 | \$ 4,321,494 | \$ 4,153,494 | \$ 4,153,494 | \$ 336,000 | Senate includes \$336,000 in General Revenue - See also Article XI House, page XI-21 |
| B.1.1. Rights, Responsibilities and Referral | \$ 2,765,553 | \$ 2,765,553 | \$ 2,657,553 | \$ 2,657,553 | \$ 216,000 | Senate includes \$216,000 in General Revenue - Dedicated Fund 36 for outreach efforts. See also Article XI House, page XI-21 |
| C.1.1. Participate in Rulemaking | \$ 682,495 | \$ 682,495 | \$ 658,495 | \$ 658,495 | \$ 48,000 | Senate includes \$48,000 in General Revenue - Dedicated See also Article XI House, page XI-21 |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|----------------------|--------|------|--|------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| Medical Fee Disputes | | | VIII-26, Rider 3 Rider Packet, page VIII-11 | | \$ 256,144 | House makes an appropriation in rider of \$256,144 in General Revenue Dedicated Fund 36 and 3 FTEs for medical fee dispute appeal costs. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------------------------|--|--------------|---|--------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>DEPARTMENT OF INSURANCE</u> | VIII-27 | | VIII-26 | | | |
| General Revenue Dedicated Fund 36 | \$ 1,119,286 | \$ 1,099,090 | \$ 2,046,493 | \$ 2,732,187 | \$ 2,560,304 | Biennial Funding Difference between House and Senate Versions: House appropriates \$2,560,304 in General Revenue Dedicated Fund 36 and 5 FTEs for medical fee dispute appeal costs. (see also House Rider 19 below) |
| | Senate provides \$1,600,000 across several strategies listed below for 20 FTEs for solvency monitoring/financial examinations, enforcement, fraud and complaints resolution. | | House provides \$1,600,000 for 20 FTEs in a contingent regulatory response rider for insurance solvency functions contingent upon certain conditions exist in the insurance industry. The 20 FTEs would conduct for solvency monitoring/financial examinations, enforcement, fraud and complaints resolution. (see also House Rider 18 below) | | | |
| A.2.1. Resolve Complaints | \$ 2,789,006 | \$ 2,795,065 | \$ 2,739,806 | \$ 2,745,865 | \$ 98,400 | Senate Includes: a. \$98,000 for 1 FTEs to resolve complaints. See also House Rider 18 below |
| A.2.2. Investigation and Enforcement | \$ 2,855,452 | \$ 2,860,472 | \$ 2,759,658 | \$ 2,764,678 | \$ 191,588 | Senate Includes: a. \$191,588 for 2 FTEs to expand enforcement efforts. See also House Rider 18 below |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---|---|---------------|---|---------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| A.2.3. Insurer Fraud | \$ 1,400,440 | \$ 1,401,400 | \$ 1,353,372 | \$ 1,354,332 | \$ 94,136 | Senate Includes: a. \$94,136 for 1 FTEs to investigate insurance fraud. See also House Rider 18 below |
| B.1.1. Insurers Financial Condition | \$ 12,920,329 | \$ 12,941,869 | \$ 12,312,391 | \$ 12,333,931 | \$ 1,215,876 | Senate Includes: a. \$1,215,876 for 16 FTEs to conduct insurance financial examinations and solvency activities. See also House Rider 18 below |
| J.1.1. Contingency Regulatory Response | \$ - | \$ - | \$ 800,000 | \$ 800,000 | \$ 1,600,000 | House Includes: a. \$1,600,000 funding for 20 FTEs in a contingency regulatory response rider. See also House Rider 18 below |
| Appropriation of Unexpended Balances | VIII-33, Rider 13 Rider Packet, page VIII-12 | | VIII-32, Rider 13 Rider Packet, page VIII-12 | | | Senate includes a rider authorizing unexpended balance authority up to 5 percent across the Workers' Compensation Goals E and F. House includes a rider authorizing unexpended balance authority up to 5 percent across all Goals. |
| Contingency Appropriations: State Regulatory Response | | | VIII-33, Rider 18 Rider Packet, page VIII-12 | | | House includes a Regulatory Response rider making appropriations of \$1,600,000 and 20 FTEs contingent upon certain conditions existing in the insurance industry and subsequent approval of the Governor and the Legislative Budget Board. |
| Medical Fee Disputes | | | VIII-34, Rider 19 Rider Packet, page VIII-14 | | \$ 2,560,304 | House appropriates \$2,560,304 in General Revenue Dedicated Fund 36 and 5 FTEs for medical fee dispute appeal costs. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---------------------------|--------|------|---|------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| Health Insurance Premiums | | | VIII-34, Rider 20 Rider Packet, page VIII-14 | | | House includes a rider requiring the agency to conduct a study and produce a report on health insurance premium affordability. |
| Study of Data Mining | | | VIII-34, Rider 21 Rider Packet, page VIII-15 | | | House includes a rider requiring the agency to conduct a study and produce a report on insurance industry data mining practices. |
| Coverage Reductions | | | VIII-34, Rider 22 Rider Packet, page VIII-16 | | | House includes a rider requiring the agency to conduct a study and produce a report on homeowners insurance coverage reductions since 2002. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---|--------------|--------------|--------------|--------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>OFFICE OF PUBLIC INSURANCE COUNSEL</u> | VIII-34 | | VIII-35 | | | |
| A.1.1. Participate in Rate/Rule Hearings | \$ 1,082,906 | \$ 1,082,906 | \$ 1,034,100 | \$ 1,034,100 | \$ 97,612 | Senate includes \$192,612 in General Revenue for expert witnesses to testify in rate and rulemaking hearings. House includes \$95,000 for expert witnesses to testify in rate and rulemaking hearings. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---|---|------------|---|------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF PROFESSIONAL LAND SURVEYING</u> | VIII-35 | | VIII-36 | | | |
| A.1.1. Licensing and Education | \$ 361,416 | \$ 317,047 | \$ 353,811 | \$ 301,497 | \$ 23,155 | Senate includes \$23,155 in General Revenue for salary increases for classified employees |
| Contingent Revenue | VIII-37, Rider 2 Rider Packet, VIII-18 | | VIII-38, Rider 2 Rider Packet, VIII-18 | | | Senate makes \$85,658 in General Revenue funded items contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. House makes \$62,503 in General Revenue funded items contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---|---------------------|---------------------|---------------------|---------------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>TEXAS DEPARTMENT OF LICENSING AND REGULATION</u> | VIII-37 | | VIII-38 | | | |
| General Revenue | \$22,420,249 | \$22,266,973 | \$22,586,495 | \$22,463,514 | \$ 362,787 | <p>Biennial funding difference between the Senate and the House:</p> <p>Senate includes \$693,250 in General Revenue to fund the following:</p> <ul style="list-style-type: none"> a. An additional 6.0 FTEs to enforce laws by safety and compliance inspections. <p>House provides \$1,056,037 in General Revenue across multiple strategies to fund the following:</p> <ul style="list-style-type: none"> a. \$956,037 to restore reductions to the 2010-11 base for lapsed funding and one-time program implementation costs. b. \$100,000 to fund weather modification programs. See House Rider 15 below. <p>See also Article XI House, page XI-21</p> |
| A.1.1. License, Register and Certify | \$1,889,628 | \$1,889,628 | \$1,903,978 | \$1,903,978 | \$ 28,700 | <p>House includes:</p> <ul style="list-style-type: none"> a. \$28,700 to restore reductions for lapsed funding. |
| A.1.3. Examinations | \$355,130 | \$355,130 | \$372,371 | \$372,372 | \$ 34,483 | <p>House includes:</p> <ul style="list-style-type: none"> a. \$34,483 to restore reductions for lapsed funding. |
| A.1.4. Continuing Education/ Customer Service | \$2,188,886 | \$2,188,886 | \$2,211,679 | \$2,211,679 | \$ 45,586 | <p>House includes:</p> <ul style="list-style-type: none"> a. \$45,586 to restore reductions for lapsed funding. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|-------------------------------|---|-------------|-------------|-------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| B.1.1. Conduct Inspections | \$5,964,441 | \$5,874,947 | \$5,902,770 | \$5,843,569 | \$ 93,049 | Senate includes: a. \$693,250 for an additional 6.0 FTEs to enforce laws by safety and compliance inspections. House includes: a. \$600,201 to restore reductions for lapsed funding. See also Article XI House, page XI - 21 |
| B.1.3. Resolve Complaints | \$2,800,230 | \$2,800,230 | \$2,888,555 | \$2,888,555 | \$ 176,650 | House includes: a. \$176,650 to restore reductions for lapsed funding. |
| B.1.4. Investigation | \$2,638,054 | \$2,638,054 | \$2,692,081 | \$2,692,081 | \$ 108,054 | House includes: a. \$8,054 to restore reductions for lapsed funding. b. \$100,000 to fund weather modification activities. (See also House Rider 15 below.) |
| C.1.1. Central Administration | \$2,478,829 | \$2,478,829 | \$2,510,010 | \$2,510,011 | \$ 62,363 | House includes: a. \$62,363 to restore reductions for lapsed funding. |
| Fee Rates | VIII-40, Rider 10 Rider Packet, page VIII-19 | | | | | Senate includes Rider 10, Fee Rates, to prohibit TDLR from reducing fees to generate less revenue than \$62,551,340 included in the Comptroller's Biennial Revenue Estimate. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---------------------------------|---|------|---|------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| Contingent Revenue | VIII-41, Rider 15 Rider Packet, page VIII-19 | | VIII-42, Rider 14 Rider Packet, page VIII-19 | | | Senate makes appropriations of \$1,712,288 in General Revenue for funded items and FTEs contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |
| Weather Modification Activities | | | VIII-43, Rider 15 Rider Packet, page VIII-20 See also Article XI House, page XI-21 | | \$ 100,000 | House makes appropriations of \$1,975,075 in General Revenue for funded items contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. House makes appropriations of \$100,000 in General Revenue to fund weather modification activities. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--------------|--------------|--------------|--------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>TEXAS MEDICAL BOARD</u> | VIII-42 | | VIII-43 | | | |
| Total Agency Funding | | | | | | |
| General Revenue Fund | \$ 8,784,464 | \$ 8,380,181 | \$ 8,450,001 | \$ 8,045,718 | \$ 668,926 | Biennial Funding Difference Between Senate and House: Senate includes \$668,926 in General Revenue across multiple strategies for employee merit increases as follows: |
| A.1.1. Licensing | \$ 1,799,896 | \$ 1,733,160 | \$ 1,732,901 | \$ 1,666,165 | \$ 133,990 | Senate includes \$133,990 in General Revenue for employee merit increases |
| B.1.1. Enforcement | \$ 7,542,825 | \$ 7,266,642 | \$ 7,342,898 | \$ 7,066,715 | \$ 399,854 | Senate includes \$399,854 in General Revenue for employee merit increases |
| B.2.1. Public Education | \$ 452,625 | \$ 438,167 | \$ 451,059 | \$ 436,601 | \$ 3,132 | Senate includes \$3,132 in General Revenue for employee merit increases |
| C.1.1. Indirect Administration - Licensing | \$ 548,427 | \$ 533,351 | \$ 522,037 | \$ 506,961 | \$ 52,780 | Senate includes \$52,780 in General Revenue for employee merit increases |
| C.1.2. Indirect Administration - Enforcement | \$ 812,096 | \$ 781,627 | \$ 772,511 | \$ 742,042 | \$ 79,170 | Senate includes \$79,170 in General Revenue for employee merit increases |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------|---|------|---|------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| Contingent Revenue | VIII-45, Rider 7 Rider Packet, VIII-21 | | VIII-46, Rider 7 Rider Packet, VIII-21 | | | Senate makes \$3,457,294 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. House makes \$2,788,368 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |
| | | | See also Article XI House, Page XI-21 | | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|-------------------------|--------------------|--------------------|--------------------|--------------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF NURSING</u> | VIII-45 | | VIII-46 | | | |
| General Revenue | \$7,702,183 | \$8,276,623 | \$6,778,344 | \$6,763,844 | \$ 2,436,618 | |
| Other Funds | \$823,100 | \$1,295,403 | \$823,100 | \$823,100 | \$ 472,303 | |
| All Funds | \$8,525,283 | \$9,572,026 | \$7,601,444 | \$7,586,944 | \$ 2,908,921 | <p>Biennial funding difference between the Senate and the House:</p> <p>Senate provides \$2,426,618 in General Revenue and \$472,303 in interagency contracts across multiple strategies for the following:</p> <ul style="list-style-type: none"> a. \$1,156,020 in General Revenue for an additional 12.0 FTEs in Enforcement and Operations. b. \$130,574 in General Revenue for salary increases for agency enforcement, education and practice nursing staff. c. \$227,034 in General Revenue for merit raises for staff in Enforcement, Licensing and Accreditation divisions. d. \$922,990 in General Revenue, \$472,303 in interagency contracts and 12.0 FTEs in 2011 for the regulation of Certified Nurse Aides. See Senate Rider 4 below. <p>See also Article XI House, page XI-21.</p> |
| A.1.1. Licensing | \$2,444,605 | \$2,430,105 | \$2,353,711 | \$2,339,211 | \$ 181,788 | <p>Senate includes:</p> <ul style="list-style-type: none"> a. \$57,600 for 1.0 FTE b. \$124,188 for staff merit raises. <p>See also Article XI House, page XI-21.</p> |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|---|-------------|---|-------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| A.2.1. Accreditation | \$524,386 | \$524,386 | \$475,624 | \$475,624 | \$ 97,524 | Senate includes: a. \$78,000 for salary raises for nursing staff. b. \$19,524 for staff merit raises. See also Article XI House, page XI-21. |
| B.1.1. Adjudicate Violations | \$3,472,727 | \$3,442,477 | \$2,840,444 | \$2,840,444 | \$ 1,234,316 | Senate includes: a. \$1,098,420 for 11.0 additional FTEs b. \$52,574 for salary raises for nursing staff. c. \$83,322 for staff merit raises. See also Article XI House, page XI-21. |
| Texas Center for Nursing Workforce Studies Funding | VIII-47, Rider 3 Rider Packet, VIII-22 | | VIII-48, Rider 3 Rider Packet, VIII-22 | | | Senate provides that \$365,000 in General Revenue in strategy C.1.1. is appropriated for the Board of Nursing to establish an interagency contract with the Department of State Health Services. House makes appropriation of \$365,000 each year in General Revenue for an interagency contract with the Department of State Health Services contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |
| Contingency for SB 791 | VIII-48, Rider 4 Rider Packet, VIII-23 | | | | \$ 1,395,293 | Senate makes contingent appropriations of \$922,990 in General Revenue, \$472,303 in interagency contracts and 12.0 FTEs in 2011 for the regulation of Certified Nurse Aides. See also Article XI House, page XI-21. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------|--------|------|---|------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| Contingent Revenue | | | VIII-49, Rider 4 Rider Packet, VIII-22 | | | House makes appropriations of \$173,500 in General Revenue for funded items contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate and above \$730,000 appropriated in Rider 3. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|----------------------------------|--|------------------|--|------------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>OPTOMETRY BOARD</u> | VIII-49 | | VIII-50 | | | |
| General Revenue Fund | \$483,778 | \$440,381 | \$477,847 | \$434,450 | \$ 11,862 | Biennial Funding Differences between Senate and House: |
| | | | | | | Senate includes \$11,862 in General Revenue across |
| | | | | | | a. \$6,758 in General Revenue Funds for staff merit salary increases |
| | | | | | | b. \$5,104 in General Revenue Funds for travel costs |
| | | | | | | See also House Article XI, page XI-21. |
| A.1.1. Licensure and Enforcement | \$376,614 | \$333,217 | \$371,730 | \$328,333 | \$ 9,768 | Senate includes: |
| | | | | | | a. \$4,730 in General Revenue for merit salary increases |
| | | | | | | b. \$5,038 in General Revenue for travel costs |
| | | | | | | See also House Article XI, page XI-21. |
| A.1.3. Indirect Administration | \$103,994 | \$103,995 | \$102,947 | \$102,948 | \$ 2,094 | Senate includes: |
| | | | | | | a. \$2,028 in General Revenue for merit salary increases |
| | | | | | | b. \$66 in General Revenue for travel costs |
| | | | | | | See also House Article XI, page XI-21. |
| Contingent Revenue | VIII-50, Rider 3 Rider Packet, page VIII-25 | | VIII-51, Rider 3 Rider Packet, page VIII-25 | | | Senate makes appropriations of \$136,032 in General Revenue for funded items contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|-------------|--------|------|-------|------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| | | | | | | House makes appropriations of \$124,170 in General Revenue for funded items contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------------|--------------------|--------------------|--------------------|--------------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF PHARMACY</u> | VIII-50 | | VIII-51 | | | |
| General Revenue | \$6,042,181 | \$5,089,109 | \$5,178,815 | \$4,308,575 | \$ 1,643,900 | <p>Biennial funding difference between the Senate and the House:</p> <p>Senate provides \$1,643,900 in General Revenue across multiple strategies to fund the following:</p> <ul style="list-style-type: none"> a. \$218,937 for one time merit raises for high performing eligible employees. b. \$388,954 for staff salary adjustments for pharmacists, attorneys and field investigators and inspectors. c. \$936,009 for an additional 9.0 FTEs for Enforcement and Licensing divisions. See Rider 2 Senate, listed below. d. \$100,000 to provide for testing of an additional 100 samples of compounded pharmaceutical products. <p>See also Article XI House, page XI-21.</p> |
| A.1.1. Licensing | \$1,527,396 | \$662,865 | \$1,466,180 | \$609,095 | \$ 114,986 | <p>Senate includes:</p> <ul style="list-style-type: none"> a. \$27,685 for merit raises for eligible employees. b. \$87,301 for 1.0 FTE and one agency vehicle. <p>See also Article XI House, page XI-21.</p> |
| B.1.1. Enforcement | \$3,413,100 | \$3,335,074 | \$2,622,423 | \$2,631,549 | \$ 1,494,202 | <p>Senate includes:</p> <ul style="list-style-type: none"> a. \$156,540 for merit raises for eligible employees. b. \$388,954 for staff salary adjustments. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|------------------------------------|--|-----------|--|-----------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| C.1.1. Licensing - Indirect Admin. | \$102,532 | \$101,947 | \$100,811 | \$98,461 | \$ 5,207 | <p>c. \$848,708 for an additional 8.0 FTEs, remodeling costs, and agency vehicle.</p> <p>d. \$100,000 to provide for more testing of compounded pharmaceutical products.</p> <p>See also Article XI House, page XI-21.</p> <p>Senate includes:</p> <p>a. \$5,207 for merit raises for eligible employees</p> <p>See also Article XI House, page XI-21.</p> |
| C.1.2 Enforcement - Indirect Admin | \$592,764 | \$578,394 | \$583,012 | \$558,641 | \$ 29,505 | <p>Senate includes:</p> <p>a. \$29,505 for merit raises for eligible employees.</p> <p>See also Article XI House, page XI-21.</p> |
| Contingent Revenue | VIII-53, Rider 4 Rider Packet, page VIII-26 | | VIII-54, Rider 4 Rider Packet, page VIII-26 | | | <p>Senate makes appropriations of \$2,688,617 in General Revenue for funded items and FTEs contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate.</p> <p>House makes appropriations of \$1,044,717 in General Revenue for funded items contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate.</p> |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---|--------------|--------------|--------------|--------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>EXECUTIVE COUNCIL OF PHYSICAL THERAPY & OCCUPATIONAL THERAPY EXAMINERS</u> | VIII-53 | | VIII-54 | | | |
| General Revenue Fund | \$ 1,060,722 | \$ 1,051,119 | \$ 1,030,761 | \$ 1,002,458 | \$ 78,622 | Biennial Funding Differences between House and Senate: Senate provides \$78,622 in General Revenue for the following: a. \$56,922 for performance based employee merit raises. b. \$19,000 for board member laptops in 2011. c. \$2,700 for office furniture replacement. |
| A.1.1. Operate Licensing System | \$ 649,964 | \$ 646,387 | \$ 630,534 | \$ 615,267 | \$ 50,550 | Senate provides: a. \$37,000 for performance based employee merit raises. b. \$11,780 for board member laptops in 2011. c. \$1,770 for office furniture replacement. |
| B.1.1. Administer Enforcement | \$ 349,567 | \$ 344,024 | \$ 339,111 | \$ 327,793 | \$ 26,687 | Senate provides: a. \$19,922 for performance based employee merit raises. b. \$6,270 for board member laptops in 2011. c. \$495 for office furniture replacement. |
| C.1.1. Licensing Indirect Administration | \$ 6,414 | \$ 6,126 | \$ 6,369 | \$ 5,340 | \$ 831 | Senate provides: a. \$570 for board member laptops in 2011. b. \$261 for office furniture replacement. |
| C.1.2. Enforcement Indirect | \$ 4,278 | \$ 4,085 | \$ 4,248 | \$ 3,561 | \$ 554 | Senate Provides: a. \$380 for board member laptops in 2011. b. \$174 for office furniture replacement. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------|--|------|--|------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| Contingent Revenue | VIII-55, Rider 2 Rider Packet, page VIII-27 | | VIII-56, Rider 2 Rider Packet, page VIII-27 | | | <p>Senate makes appropriations of \$91,147 in General Revenue for funded items contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate.</p> <p>House makes appropriations of \$34,300 in General Revenue for funded items contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate.</p> |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|-------------------------|--------------|-------------------------|--------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF PLUMBING EXAMINERS</u> General Revenue Fund | VIII-56 \$ 2,583,474 | \$ 2,023,631 | VIII-56 \$ 2,425,474 | \$ 1,894,631 | \$ 287,000 | Biennial Funding Differences between House and Senate: Senate provides \$287,000 in General Revenue for the following: a. \$40,000 for performance based employee merit raises. b. \$85,500 for 1.0 FTE for a licensing technician. c. \$161,500 for 1.0 FTE for an investigator and a vehicle. See also Article XI House, page XI-21 |
| A.1.1. Examine and License Plumbers | \$ 1,112,726 | \$ 748,410 | \$ 1,062,726 | \$ 700,910 | \$ 97,500 | Senate provides: a. \$12,000 for performance based employee merit raises. b. \$85,500 for 1.0 FTE for a licensing technician. See also Article XI House, page XI-21 |
| A.1.3. Inspections and Enforcement | \$ 1,099,900 | \$ 903,473 | \$ 993,900 | \$ 823,973 | \$ 185,500 | Senate provides: a. \$24,000 for performance based employee merit raises. b. \$161,500 for 1.0 FTE for an investigator. See also Article XI House, page XI-21 |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--|------------|--|------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| B.1.1. Indirect Administration - Examine and License | \$ 105,905 | \$ 106,405 | \$ 105,155 | \$ 105,655 | \$ 1,500 | Senate provides: a. \$1,500 for performance based employee merit raises. |
| B.1.2. Indirect Administration - Inspections and Enforcement | \$ 158,693 | \$ 159,093 | \$ 157,443 | \$ 157,843 | \$ 2,500 | Senate Provides: a. \$2,500 for performance based employee merit raises. |
| Contingent Revenue | VIII-58, Rider 3 Rider Packet, page VIII-28 | | VIII-58, Rider 2 Rider Packet, page VIII-28 | | | Senate makes appropriations of \$908,363 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. House makes appropriations of \$621,363 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---|--|------------------|--|------------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF PODIATRIC MEDICAL EXAMINERS</u> | VIII-58 | | VIII-58 | | | |
| General Revenue | \$239,798 | \$238,375 | \$235,383 | \$233,960 | \$ 8,830 | Biennial Funding Difference between the Senate and the House: Senate provides \$8,830 in General Revenue across multiple strategies to fund the following: a. \$8,830 for staff salary increases for three classified salaried positions. |
| A.1.1. Licensure and Enforcement | \$195,434 | \$196,011 | \$191,822 | \$192,399 | \$ 7,224 | Senate includes a. \$7,224 for staff salary increases |
| A.1.3. Indirect Administration | \$40,234 | \$38,234 | \$39,431 | \$37,431 | \$ 1,606 | Senate includes: a. \$1,606 for staff salary increases |
| Contingent Revenue | VIII-59, Rider 2 Rider Packet, page VIII-29 | | VIII-59, Rider 2 Rider Packet, page VIII-29 | | | Senate makes appropriations of \$12,830 in General Revenue for funded items and FTEs contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. House makes appropriations of \$4,000 in General Revenue for funded items and FTEs contingent upon increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|------------|------------|------------|------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF EXAMINERS OF PSYCHOLOGISTS</u> | VIII-60 | | VIII-60 | | | |
| General Revenue Fund | \$ 892,976 | \$ 800,206 | \$ 810,875 | \$ 726,105 | \$ 156,202 | Biennial Funding Differences between House and Senate: Senate provides \$156,202 in General Revenue for the following: a. \$69,000 for performance based employee merit raises. b. \$24,000 for 0.5 FTEs for additional clerical support. c. \$63,202 for FBI fingerprint criminal history record checks and 1 FTE, Investigator. See also Article XI House, page XI-21. |
| A.1.1. Licensing | \$ 465,917 | \$ 415,056 | \$ 440,417 | \$ 389,556 | \$ 51,000 | Senate provides: a. \$34,200 for performance based employee merit raises. b. \$16,800 for additional clerical support. See also Article XI House, page XI-21 |
| B.1.1. Enforcement | \$ 316,863 | \$ 274,954 | \$ 270,162 | \$ 236,253 | \$ 85,402 | Senate provides: a. \$22,200 for performance based employee merit raises. b. \$63,202 for FBI fingerprint criminal history record checks and 1 FTE, Investigator. See also Article XI House, page XI-21 |
| C.1.1. Indirect Administration - Licensing | \$ 84,193 | \$ 84,193 | \$ 78,193 | \$ 78,193 | \$ 12,000 | Senate provides: |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--|-----------|--|-----------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| C.1.2. Indirect Administration - Enforcement | \$ 73,401 | \$ 73,401 | \$ 69,501 | \$ 69,501 | \$ 7,800 | <p>a. \$7,200 for performance based employee merit raises.</p> <p>b. \$4,800 for additional clerical support.</p> <p>See also Article XI House, page XI-21</p> |
| Contingent Revenue | VIII-61, Rider 2 Rider Packet, page VIII-30 | | VIII-61, Rider 2 Rider Packet, page VIII-30 | | | <p>Senate Provides:</p> <p>a. \$5,400 for performance based employee merit raises.</p> <p>b. \$2,400 for additional clerical support.</p> <p>See also Article XI House, page XI-21</p> <p>Senate makes appropriations of \$258,109 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate.</p> <p>House makes appropriations of \$101,907 in General Revenue for funded items contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate.</p> |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--|------|---------|------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>RACING COMMISSION</u> Contingency for SB 1013. | VIII-62 VIII-66, Rider 12 Rider Packet, page VIII-31 | | VIII-62 | | | Senate makes an appropriation of \$1,500,000 in General Revenue and decreases General Revenue Dedicated Fund 597 appropriations by \$1,500,000 in fiscal year 2010 contingent upon the passage of SB 1013 and Legislative Budget Board approval. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|-----------------------------|--------------|--------------|--------------|--------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| REAL ESTATE COMMISSION | VIII-67 | | VIII-66 | | | |
| Total Agency Funding | | | | | | |
| General Revenue Fund | \$ 8,013,351 | \$ 8,131,234 | \$ 7,545,447 | \$ 7,707,630 | \$ 891,508 | Biennial Funding Difference Between Senate and House: Senate provides \$891,508 in General Revenue across multiple strategies to fund the following: <ul style="list-style-type: none"> a. \$329,200 for salaries for TREC staff; b. \$32,000 for information technology costs for system testing provided by Department of Information Resources; c. \$97,368 and 1 FTE for enforcement costs to resolve complaints quickly; d. \$66,000 for salaries for TALCB staff; and e. \$316,940 and 4 FTEs for TALCB enforcement staff f. \$50,000 for Executive Director's Salary See also Article XI House, page XI-21 |
| A.1.1. TREC Licensing | \$ 2,479,853 | \$ 3,000,562 | \$ 2,436,374 | \$ 2,957,083 | \$ 86,958 | Senate includes \$86,958 in General Revenue for salaries for TREC staff |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|------------------------------------|--------------|--------------|--------------|--------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| B.1.1. TREC Investigation | \$ 1,785,342 | \$ 1,780,382 | \$ 1,691,466 | \$ 1,695,366 | \$ 178,892 | Senate includes: a. \$81,524 in General Revenue for salaries for TREC staff; and b. \$97,368 in General Revenue for enforcement costs to resolve complaints and 1 FTE See also Article XI House, page XI-21 |
| C.1.1. Licensee/Consumer Education | \$ 828,606 | \$ 859,777 | \$ 791,990 | \$ 823,161 | \$ 73,232 | Senate includes \$73,232 in General Revenue for salaries for TREC staff; |
| D.1.1. TALCB Licensing | \$ 496,847 | \$ 356,723 | \$ 485,396 | \$ 345,272 | \$ 22,902 | Senate includes \$22,902 in General Revenue for salaries for TALCB staff |
| D.2.1. TALCB Enforcement | \$ 637,826 | \$ 602,510 | \$ 440,087 | \$ 440,211 | \$ 360,038 | Senate includes: a. \$43,098 in General Revenue for salaries for TALCB staff; and b. \$316,940 in General Revenue for TALCB enforcement staff and 4 FTEs See also Article XI House, page XI-21 |
| E.1.1. Indirect Administration | \$ 1,773,377 | \$ 1,519,780 | \$ 1,688,634 | \$ 1,435,037 | \$ 169,486 | Senate includes: a. \$87,486 in General Revenue for salaries for TREC staff; b. \$32,000 in General Revenue for information technology costs for system testing provided by Department of Information Resources; and |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------|--------|--|-------|---|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| Contingent Revenue | | VIII-70, Rider 7 Rider Packet, VIII-31 includes adjustments to conform to funding decisions above | | VIII-69, Rider 7 Rider Packet, VIII-31 | | <p>c. \$50,000 for Executive Director's Salary</p> <p>See also Article XI House, page XI-21</p> <p>Senate makes \$1,191,508 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate.</p> <p>House makes \$350,000 in General Revenue for funded items contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate.</p> |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--------|--|-------|---------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>RESIDENTIAL CONSTRUCTION COMMISSION</u> | | VIII-70 | | VIII-69 | | |
| Home Registration Fees | | VIII-73, Rider 3 Rider Packet, page VIII-33 | | | | Senate includes a rider requiring that home registration fees may not be set below the levels in place as of May 1, 2005. |
| Builder Registration Fees | | VIII-73, Rider 4 Rider Packet, page VIII-33 | | | | Senate includes a rider requiring builder registration and renewal fees to be set at the statutory maximums. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---|--------|---------|---------------------------------------|---------|---------------------|-------------|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>DEPARTMENT OF SAVINGS AND MORTGAGE LENDING</u> | | VIII-73 | | VIII-72 | | |
| | | | See also Article XI House, page XI-22 | | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>SECURITIES BOARD</u> | VIII-78 | | VIII-76 | | | |
| General Revenue | \$ 8,411,853 | \$ 8,552,148 | \$ 6,698,743 | \$ 6,698,743 | \$ 3,566,515 | Biennial Funding Difference Between the Senate and House: Senate provides General Revenue funding across several strategies for the following: a. \$1,240,945 for salary increases for 29.0 FTEs. b. \$113,426 for increased cost of travel. c. \$1,868,144 and 10.0 FTEs for a regulatory response rider. d. \$344,000 for 4.0 new financial examiner FTEs. See also Article XI House, page XI-22 |
| A.1.1. Law Enforcement | \$ 2,945,829 | \$ 3,013,851 | \$ 2,697,716 | \$ 2,697,716 | \$ 564,248 | Senate provides: a. \$512,072 for salary increases. b. \$52,176 for travel. |
| A.2.1. Securities Registration | \$ 602,052 | \$ 611,850 | \$ 525,249 | \$ 525,249 | \$ 163,404 | Senate provides: a. \$160,001 for salary increases. b. \$3,403 for travel. |
| A.3.1. Dealer Registration | \$ 654,368 | \$ 655,005 | \$ 595,247 | \$ 595,247 | \$ 118,879 | Senate provides: a. \$114,342 for salary increases. b. \$4,537 for travel. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|---|--------------|---|--------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| A.4.1. Inspect Records | \$ 1,696,881 | \$ 1,727,732 | \$ 1,429,790 | \$ 1,429,790 | \$ 565,033 | Senate provides: a. \$182,469 for salary increases. b. \$38,564 for travel. c. \$344,000 for 4.0 new FTEs. See also Article XI House, page XI-22 |
| B.1.1. Central Administration | \$ 1,345,486 | \$ 1,376,473 | \$ 1,251,555 | \$ 1,251,555 | \$ 218,849 | Senate provides: a. \$204,103 for salary increases. b. \$14,746 for travel. |
| B.1.2. Information Technology | \$ 233,165 | \$ 233,165 | \$ 199,186 | \$ 199,186 | \$ 67,958 | Senate provides: a. \$67,958 for salary increases. |
| C.1.1. Contingency Regulatory | \$ 934,072 | \$ 934,072 | \$ - | \$ - | \$ 1,868,144 | Senate provides: a. A new goals and strategy for Regulatory Response b. \$1,868,144 for a regulatory response rider including 10.0 FTEs and \$934,072 each fiscal year. See also Article XI House, page XI-22 |
| Appropriation of Unexpended Balances Within the Biennium | VIII-80, Rider 3 Rider Packet, VIII-35 | | VIII-78, Rider 3 Rider Packet, VIII-35 | | | Senate allows unexpended balances remaining at the end of fiscal year 2010 be used for fiscal year 2012. House allows unexpended balances remaining at the end of fiscal year 2010 be used for fiscal year 2011. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--|------|--|------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| Contingent Revenue | VIII-80, Rider 5 Rider Packet, page VIII-35 | | VIII-78, Rider 5 Rider Packet, page VIII-35 | | | Senate makes appropriations of \$3,284,443 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. House makes appropriations of \$1,586,072 in General Revenue for funded items contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |
| Contingency Appropriation: State Regulatory Response | VIII-80, Rider 6 Rider Packet, page VIII-36 | | | | | Senate makes appropriations of \$1,868,144 (\$934,072 and 10.0 FTEs each year) in General Revenue for a regulatory response rider contingent upon the issuance of a finding of fact by the Finance Commission, and the agency increasing fees by a like amount ab |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--------|---------|-------|---------|---------------------|-------------|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF TAX PROFESSIONAL EXAMINERS</u> | | VIII-81 | | VIII-79 | | |
| No Issues | | | | | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|----------------------------------|---|---------------|---|---------------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>PUBLIC UTILITY COMMISSION</u> | VIII-83 | | VIII-80 | | | |
| C.1.1. Energy Assistance | \$135,706,040 | \$152,915,951 | \$114,000,000 | \$117,000,000 | \$ 57,621,991 | Senate provides: a. \$57,621,991 in GR-Dedicated System Benefit Account No. 5100 funding for the Low Income Discount program. See also Article XI House, page XI-22 |
| C.1.2. Consumer Education | \$750,000 | \$750,000 | \$2,875,000 | \$2,875,000 | \$ 4,250,000 | House provides: a. \$4,250,000 in GR-Dedicated System Benefit Account No. 5100 funding for the Consumer Education program. |
| Transfer Authority | VIII-86, Rider 3 Rider Packet, VIII-40 | | VIII-83, Rider 3 Rider Packet, VIII-40 | | | Senate prohibits the PUC from transferring appropriations to or from any item under Goal C. House authorizes the PUC to transfer appropriations, if they are not completely expended for the Low Income Discount program, from strategy C.1.1. to strategy C.1.2. for Consumer Education, with a requirement not to exceed total appropriations level of \$12,000,000 each fiscal year for Consumer Education. |
| Contingent Revenue | VIII-86, Rider 6 Rider Packet, VIII-40 | | VIII-83, Rider 6 Rider Packet, VIII-40 | | | Senate provides \$138,660,512 in FY2010 and \$155,870,423 in FY2011 in GR-Dedicated System Benefit Account No. 5100 contingent upon the PUC assessing a rate sufficient to generate the estimated needs of the fund and the Comptroller issuing a finding of fact to that effect. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--------------------------------------|--------|---|--|------|---------------------|---|
| | 2010 | 2011 | 2010 | 2011 | | |
| Allocation of System Benefit Account | | VIII-86, Rider 7 Rider Packet, VIII-40 | VIII-84, Rider 7 Rider Packet, VIII-40 | | | House provides \$119,079,472 in FY2010 and \$122,079,472 in FY2011 in GR-Dedicated System Benefit Account No. 5100 contingent upon the PUC assessing a rate sufficient to generate the estimated needs of the fund and the Comptroller issuing a finding of fact to that effect. |
| Low Income Discount | | VIII-86, Rider 8 Rider Packet, VIII-41 | VIII-84, Rider 8 Rider Packet, VIII-41 | | | Senate appropriates funds in strategy C.1.1. for the Low Income Discount program to provide up to a 20 percent discount during the months of May through September of each fiscal year. House appropriates funds in strategy C.1.1. for the Low Income Discount program to provide up to a 20 percent discount during the months of May through October in each fiscal year. |
| Energy Assistance | | | VIII-84, Rider 10 Rider Packet, VIII-41 | | | House authorizes the PUC to expend up to \$1,500,000 of the GR-Dedicated System Benefit Fund appropriations in strategy C.1.1 for Residential Critical Care Bill Payment Assistance, after Consumer Education has been fully funded at the \$12,000,000 level. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--------|------|--|------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| Cable and Video Service Provider Study | | | VIII-84, Rider 11 Rider Packet, VIII-41 | | | House requires the PUC to conduct a study to determine the extent to which any cable service provider or video service provider engages in the discriminatory practice of redlining. |
| | | | See also Article XI House, page XI-22 | | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---|--------|---------|---------------------------------------|---------|---------------------|-------------|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>OFFICE OF PUBLIC UTILITY COUNSEL</u> | | VIII-87 | | VIII-85 | | |
| | | | See also Article XI House, page XI-22 | | | |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--------------------|--------------------|------------------|------------------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>BOARD OF VETERINARY MEDICAL EXAMINERS</u> | VIII-88 | | VIII-86 | | | |
| General Revenue | \$1,037,773 | \$1,003,143 | \$872,384 | \$870,627 | \$ 297,905 | Biennial Funding Differences Between the Senate and House: Senate provides \$297,905 in General Revenue funding across several strategies below for the following: <ul style="list-style-type: none"> a. \$206,960 for 2.0 Enforcement Investigator FTEs. b. \$62,945 for 1.0 Fiscal Administrative Assistant. c. \$28,000 for board member and staff laptops. See also Article XI House, page XI-22 |
| A.1.1. Operate Licensure System | \$ 160,983 | \$ 160,233 | \$ 160,233 | \$ 160,233 | \$ 750 | Senate Includes: <ul style="list-style-type: none"> a. \$750 for 1.0 Fiscal Administrative Assistant. See also Article XI House, page XI-22 |
| A.2.1. Complaints and Action | \$ 697,950 | \$ 662,903 | \$ 562,700 | \$ 560,943 | \$ 237,210 | Senate Includes: <ul style="list-style-type: none"> a. \$206,960 for 2.0 Enforcement Investigators. b. \$2,250 for 1.0 Fiscal Administrative Assistant. c. \$28,000 for board member and staff laptops. See also Article XI House, page XI-22 |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|--|--|-----------|--|-----------|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| B.1.1. Licensing Indirect Administration | \$ 28,943 | \$ 29,235 | \$ 21,596 | \$ 21,596 | \$ 14,986 | Senate Includes: a. \$14,986 for 1.0 Fiscal Administrative Assistant. See also Article XI House, page XI-22 |
| B.1.2. Complaints and Action Indirect | \$ 88,131 | \$ 89,006 | \$ 66,089 | \$ 66,089 | \$ 44,959 | Senate Includes: a. \$44,959 for 1.0 Fiscal Administrative Assistant. See also Article XI House, page XI-22 |
| Contingent Revenue | VIII-90, Rider 3 Rider Packet, page VIII-44 | | VIII-88, Rider 2 Rider Packet, page VIII-44 | | | Senate makes appropriations of \$364,304 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. House makes appropriations of \$66,399 in General Revenue for funded items and FTEs contingent upon the agency increasing fees by a like amount above estimated revenues included in the Comptroller's Biennial Revenue Estimate. |
| Inspection of Non-Licensed Veterinarians | | | VIII-88, Rider 3 Rider Packet, page VIII-44 | | | House adds a rider requiring one FTE to be used for inspecting unauthorized or non-licensed practices of veterinarians. |

| Agency/Item | Senate | | House | | Biennial Difference | Explanation |
|---|--------|---------|-------|---|---------------------|--|
| | 2010 | 2011 | 2010 | 2011 | | |
| <u>SPECIAL PROVISIONS RELATING TO ALL REGULATORY AGENCIES</u> | | VIII-92 | | VIII-89 | | |
| Self-Leveling Agency Fee Change Notification Requirements | | | | VIII-93, Sec. 8 Rider Packet, page VIII-45 | | House includes a rider to require self-leveling agencies to provide the Comptroller of Public Accounts verification of fee changes to comply with statutory requirements that each agency generate revenue equivalent to its appropriations and other necessary costs. |