

Issue Docket

Conference Committee on Senate Bill 1

2018-19 General Appropriations Bill

Article IV

As of April 24, 2017

201 SUPREME COURT OF TEXAS

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Technical Adjustment	IV-1 IV-2	IV-1 IV-2		In Rider 5, Court Improvement Projects, of CSSB 1 change the CFDA number to 93.586 to correct the citation.
B.1.1 BASIC CIVIL LEGAL SERVICES	\$ 61,755,729	\$ 85,219,510	\$ 23,463,781	House decreased General Revenue by \$9,869,552 and added \$32,110,870 in Judicial Fund No. 573. Senate decreased General Revenue by \$19,739,104 and replaced it by a like amount from Judicial Fund No. 573.
B.1.2 COURT IMPROVEMENT PROJECTS	\$ 3,193,938	\$ 1,193,938	\$ 2,000,000	Senate provides \$2,000,000 in General Revenue for the Children's Commission to offset an anticipated like reduction in Federal Funds.
Court Improvement Projects	IV-2, Rider #5 Rider Packet page IV-1	IV-2, Rider #5 Rider Packet page IV-1		House and Senate provide a rider to denote the amounts appropriated for Court Improvement Projects and to administer the grant. The Senate rider has an incorrect CFDA citation. See Technical Adjustment above.
Basic Civil Legal Services for Veterans	IV-3, Rider #10 Rider Packet page IV-1	IV-3, Rider #10 Rider Packet page IV-1		Senate provides \$1,500,000 each fiscal year from Judicial Fund No. 573 to provide basic civil legal services to veterans and their families. House provides \$1,500,000 each fiscal year from General Revenue to provide basic civil legal services to veterans and their families.
Appropriation for Basic Civil Legal Services		IV-3, Rider #11 Rider Packet page IV-1		House provides a rider to convey that it is the intent of the Legislature that funding for Basic Civil Legal Services in years subsequent to the 2018-19 biennium should be continued beyond use of one-time civil penalties revenue provided through Judicial Fund No. 573.
See also Article XI		Page XI-9		

211 COURT OF CRIMINAL APPEALS

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Technical Adjustment	IV-3	IV-3		
	IV-5	IV-5		<p>In Rider 3, Judicial Education: Appropriations for Certain Types of Legal Education, subsection (a), in CSSB 1 correct allocations for specific types of judicial education to reflect decreases resulting from anticipated reductions in court cost revenue and increases from Senate funding decisions that total \$897,224 across all rider subsections.</p>
				<p>In Rider 3, Judicial Education: Appropriations for Certain Types of Legal Education, subsection (a), in HCSSB 1 correct allocations for specific types of judicial education to reflect decreases resulting from anticipated reductions in court cost revenue and increases from House funding decisions that total \$929,484 across all rider subsections.</p>
B.1.1 JUDICIAL EDUCATION	\$ 16,276,835	\$ 16,651,835	\$ 375,000	House provides an increase of \$375,000 in General Revenue for mental health issues and pre-trial diversion.
Judicial Education: Appropriations for Certain Types of Legal Education	IV-5, Rider #3 Rider Packet page IV-2	IV-5, Rider #3 Rider Packet page IV-2		<p>House changes Rider 3(a), Appropriations for Certain Type of Legal Education, to add the following requirements:</p> <ul style="list-style-type: none"> a. Requires \$262,000 in General Revenue—Dedicated Judicial and Court Personnel Training Fund 540 to be used to provide grants to statewide professional associations and other entities to provide judicial education services and training on indigent defendants and mental health. b. Requires \$413,000 in General Revenue—Dedicated Judicial and Court Personnel Training Fund 540 to be used to provide grants to statewide professional associations and other entities to provide judicial education services and training on bail, fines, fees, requests for community services, jail commitments, and jail credit in cases involving indigents, for development of a mentor program for new municipal court judges, and for webinars on legislative reform, bail, indigence, compliance, collection improvement programs, alternative sentencing, case flow management, and jail commitments.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Judicial Education: Mental Health		IV-6, Rider #7 Rider Packet page IV-4		House requires \$187,500 in General Revenue be used to provide grants to statewide professional associations or other entities for providing continuing legal education, courses, and programs for judges and court staff on mental health issues and pre-trial diversion.
Contingency for Behavioral Health Funds		IV-7, Rider #8 Rider Packet page IV-4		House requires the expenditure of behavioral health funds for the Court to be contingent upon the Legislative Budget Board determining that the court's planned expenditures would satisfy the requirements of Article IX, Section 10.04, Statewide Behavioral Health Strategic Plan and Coordinated Expenditures.
See also Article IX, Sec. 10.4		Page IX-54		House provides an informational listing of appropriations for behavioral health services that includes a reference to judicial education appropriations to the Court of Criminal Appeals for behavioral health services.
See also Article XI		Page XI-9		

212 OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Technical Adjustment	IV-22 IV-22	IV-23		In the Schedule of Exempt Positions in CSSB 1, change the Group classification for the Administrative Director from Group 4 to Group 5 to reflect Senate decisions.
Cross-Strategy Issue - Guardianship Compliance Project	\$ 6,270,918	\$ -	\$ 6,270,918	Senate provides an increase of \$6,270,918 in General Revenue with additional authority for 39.0 FTEs each fiscal year for a statewide Guardianship Compliance Project.
Number of Full-Time-Equivalents (FTEs)	271.6	232.6	39.0	Senate provides 39.0 FTEs each fiscal year for the Guardianship Compliance Project.
A.1.1 COURT ADMINISTRATION	\$ 12,797,296	\$ 6,764,098	\$ 6,033,198	See Cross-Strategy Issue: Senate adds \$6,033,198 in General Revenue with additional authority for 39.0 FTEs for a statewide Guardianship Compliance Project.
A.1.2 INFORMATION TECHNOLOGY	\$ 55,392,764	\$ 56,125,962	\$ 733,198	See Cross-Strategy Issue: Senate adds \$237,720 in General Revenue for a statewide Guardianship Compliance Project. Senate contains a decrease of \$970,918 in General Revenue, including capital budget authority, for the replacement of computers and laptops among the appellate courts and judicial branch service agencies.
A.1.5 TEXAS FORENSIC SCIENCE COMMISSION	\$ 1,166,000	\$ -	\$ 1,166,000	Senate provides an increase of \$1,166,000 in General Revenue for a new Strategy A.1.5, Texas Forensic Science Commission, with unexpended balance authority within the biennium for administration of the Texas Forensic Science Commission. This strategy and funding are contingent on the enactment of legislation administratively attaching the commission to the Office of Court Administration.

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Texas Indigent Defense Commission	IV-25, Rider #8 Rider Packet page IV-5	IV-26, Rider #8 Rider Packet page IV-5		Senate designates \$2,566,528 in fiscal year 2018 and \$2,474,370 in fiscal year 2019 to be distributed to counties that implement cost containment initiatives designed to limit local indigent defense cost increases and requires the commission to submit a report to the Legislature providing details on the effectiveness of various cost containment measures implemented by counties and that proposes additional measures to reduce county operating costs with respect to indigent defense. House provides an increase of \$100,000 each fiscal year in additional administrative allocation authority to the Texas Indigent Defense Commission.
Texas Forensic Science Commission	IV-26, Rider #14 Rider Packet page IV-5			Senate provides a rider that makes funding to administratively attach the Texas Forensic Science Commission to the Office of Court Administration with unexpended balance authority within the biennium contingent on the enactment of Senate Bill 1124, or similar legislation.
Guardianship Compliance Project	IV-27, Rider #15 Rider Packet page IV-6			Senate provides a rider that designates funding for the Guardianship Compliance Project.
See also Article XI	Page XI-3	Page XI-9		

242 STATE COMMISSION ON JUDICIAL CONDUCT

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
A.1.1 ADMINISTRATION AND ENFORCEMENT See also Article XI	IV-30 \$ 2,262,872	IV-30 \$ 2,269,872 Page XI-9	\$ 7,000	House provides \$7,000 in General Revenue for a subscription to an online court records publisher to access case files no longer provided free of charge to the agency.

241 JUDICIARY SECTION, COMPTROLLER'S DEPARTMENT

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
D.1.4 SPECIAL PROSECUTION UNIT, WALKER CO	IV-31 \$ 10,441,757	IV-31 \$ 10,255,007	\$ 186,750	a. Senate provides \$191,994 in General Revenue funding for increased benefits costs for all Special Prosecution Unit divisions and \$6,756 in General Revenue funding for the portion of the Executive Director's salary and benefits paid by the criminal division. b. House provides \$12,000 in General Revenue funding for rental lease payments associated with extra office space in the Decatur office.
D.1.10 FRAUD INVESTIGATIONS	\$ -	\$ 4,834,248	\$ 4,834,248	House provides \$2,217,124 in General Revenue and \$2,217,124 in General Revenue Fund - Insurance Companies Maintenance Tax and Insurance Department Fees each year to establish a State Fraud Unit within the Travis County District Attorney's Office that would investigate and prosecute tax and insurance fraud cases.
Fraud Investigations		IV-36, Rider #11 Rider Packet page IV-7		House designates appropriations from General Revenue and General Revenue Fund - Insurance Companies Maintenance Tax and Insurance Department Fees for insurance fraud and general state government investigations and prosecution. The rider provides restrictions and allows unexpended balances to be used for the same purpose. The rider requires an annual report to the Legislative Budget Board and the Office of the Governor on statistical information on fraud investigations conducted by the office.
See also Article XI	Page XI-3	Page XI-9		

S04 SPECIAL PROVISIONS - JUDICIARY

Item	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Cross-Agency Issue: Funding reductions for contract cost containment.	IV-38	IV-37 IV-39, Section 9 Rider Packet Page IV-9		House reduces \$569,750 in General Revenue (GR)-related funds from Article IV agencies for contract cost containment pursuant to Article IV Special Provisions, Sec. 9, and allocated across agencies according to Article IX, Sec. 17.10. Funds reduced are from GR, except where listed below.
Supreme Court of Texas	\$ -	\$ (526,000)	\$ 526,000	
14 Courts of Appeals	\$ -	\$ (18,200)	\$ 18,200	House reduces \$1,300 for each of the 14 Courts of Appeals Districts.
Office of Court Administration/Texas Judicial Council	\$ -	\$ (69,000)	\$ 69,000	House reduces \$18,050 in GR and \$50,950 in various GR-D funds.
Office of Capital and Forensic Writs	\$ -	\$ (4,750)	\$ 4,750	See Cross-Agency Issue: House removes \$4,750 in GR-D Fair Defense Account No. 5073.
Office of the State Prosecuting Attorney	\$ -	\$ (250)	\$ 250	
State Commission on Judicial Conduct	\$ -	\$ (1,250)	\$ 1,250	
State Law Library	\$ -	\$ (6,000)	\$ 6,000	
See also Article IX		Page IX-82		Additional provisions for the reduction in appropriations related to contracts.

Article IV Agencies with No Issues

Agency	Senate 2018-19	House 2018-19	Biennial Difference	Explanation
Fourteen Courts of Appeals Districts	IV-6 through IV-21	IV-7 through IV-22		
Office of Capital and Forensic Writs (215)	IV-27	IV-27 See Article XI, House page XI-9		
Office of the State Prosecuting Attorney (213)	IV-28	IV-28		
State Law Library (243)	IV-29	IV-29 See Article XI, House page XI-9		