

Legislative Appropriations Request

Fiscal Years 2022 and 2023

**Submitted to the
Office of the Governor, Budget Division,
and the Legislative Budget Board**

by



System Administration

Submission Date: September 18, 2020

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Schedules Not Included

Agency Code	Agency Name:	Prepared by:	Date:	Request Level:
758	Texas State University System	Daniel Harper	September 2020	Baseline

For the schedules identified below, Texas State University System either has no information to report or the schedule is not applicable. Accordingly, these schedules have been excluded from the Legislative Appropriation Request for the 2022-2023 biennium.

Number	Name
Certificate	Certificate of Dual Submission
2.D.	Summary of Base Request Objective Outcomes
2.G.	Summary of Total request Objective Outcomes
2.C.1	Operating Costs Detail ~ Base Request
3.C.	Rider Appropriations and Unexpended Balances Request
3.E.	Sub-strategy Summary
5.A.-5.E.	Capital Budgeting
6.B.	Current Biennium One Time Expenditure
6.C.	Federal Funds Supporting Schedule
6.D.	Federal Funds Tracking Schedule
6.E.	Estimated Revenue Collections Supporting Schedule
6.F.	Advisory Committee Supporting Schedule
6.G.	Homeland Security Funding Schedule
6.J.	Summary of Behavior Health Funding
6.K.	Part A Budgetary Impacts Related to Recently Enacted State Legislation Schedule
6.K.	Part B Summary of Costs Related to Recently Enacted State Legislation Schedule
7	Administrative and Support Costs
Schedule 1A	Other Educational and General Income
Schedule 1B	Health Related Institutions Patient Income.
Schedule 2	Selected Educational, General and Other Funds
Schedule 6	Constitutional Capital Funding
Schedule 8C	Tuition Revenue Bonds Request by Project
Schedule 9	Non-Formula Support

Administrator's Statement
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

758 Texas State University System

In accordance with the instructions, the Texas State University System (TSUS) Administration submits its fiscal year 2022 and 2023 Legislative Appropriations Request to the Office of the Governor Budget Division and the Legislative Budget Board.

TSUS is governed by a nine-person Board of Regents appointed by the Governor and confirmed by the Senate. Regents serve staggered six-year terms, with the terms of three members expiring on February 1 of each odd-numbered year. In addition, the Governor appoints a non-voting student regent for a one-year term expiring on May 31. The Board of Regents provides strategic and policy direction, oversight, and governance for the system. The Chancellor, who serves as the Chief Executive Officer, is Dr. Brian McCall.

TSUS was established in 1911 and is composed of a system office, four universities (Lamar University, Sam Houston State University, Sul Ross State University, Texas State University), one upper division college (Sul Ross State University Rio Grande College) and the only three state colleges in Texas (Lamar Institute of Technology, Lamar State College – Orange, Lamar State College – Port Arthur).

The System has 86,000 students, an increase of 19 percent since 2010. Over the past eight years, TSUS institutions have made significant progress toward key goals outlined in our Vision 2020 strategic plan: Hispanic enrollment is up 101 percent, degrees awarded are up 40 percent, degrees in STEM/key fields are up 81 percent, doctoral degrees completed are up 171 percent, graduation rates are up 12 percent, online degree programs are up 397 percent, and online credit hours are up 395 percent.

The System Administration, located in Austin, Texas, supports the component institutions by providing consolidated services in areas such as legal, budget, accounting, insurance, audit, strategic planning, risk management, debt management, academic program planning, construction, governmental relations and communications services.

On behalf of the component institutions, our priorities for the 87th Legislature are:

- formula funding sufficient to cover enrollment growth and inflation,
- funding for the Lamar State Colleges to better align with peer institutions,

- funding enhancement at Lamar University, Sam Houston State University and Texas State University to better align their funding with that of peer institutions,
- funding for the TEXAS Grants and TEOG programs trustee at the THECB,
- capital funds to address enrollment growth and aging educational facilities,
- relief with the forgone tuition and fees associated with the Hazlewood Program,
- restoration of health insurance premium contribution rates, and
- assistance with Natural Disaster recovery efforts.

System Administration is requesting one exceptional item for capital funds to build a field research station and support needed repairs to the Lake Ament Dam at our Christmas Mountains site in far West Texas.

The Texas State University System and its component institutions provide exceptional value for individuals seeking higher education opportunities. The Board of Regents, leadership, faculty, and staff are dedicated to providing quality educational services while keeping college affordable for all Texans. We appreciate the Legislature's continuing commitment to our mission.

Brian McCall, Ph.D.
Chancellor

Board of Regents

William F. Scott, Chairman
David Montagne, Vice Chairman
Charlie Amato
Duke Austin
Garry D. Crain
Dr. Veronica Muzquiz Edwards
Dionicio (Don) Flores
Nicki Harle
Alan L. Tinsley
Amanda Lee, Student Regent

Term Expires

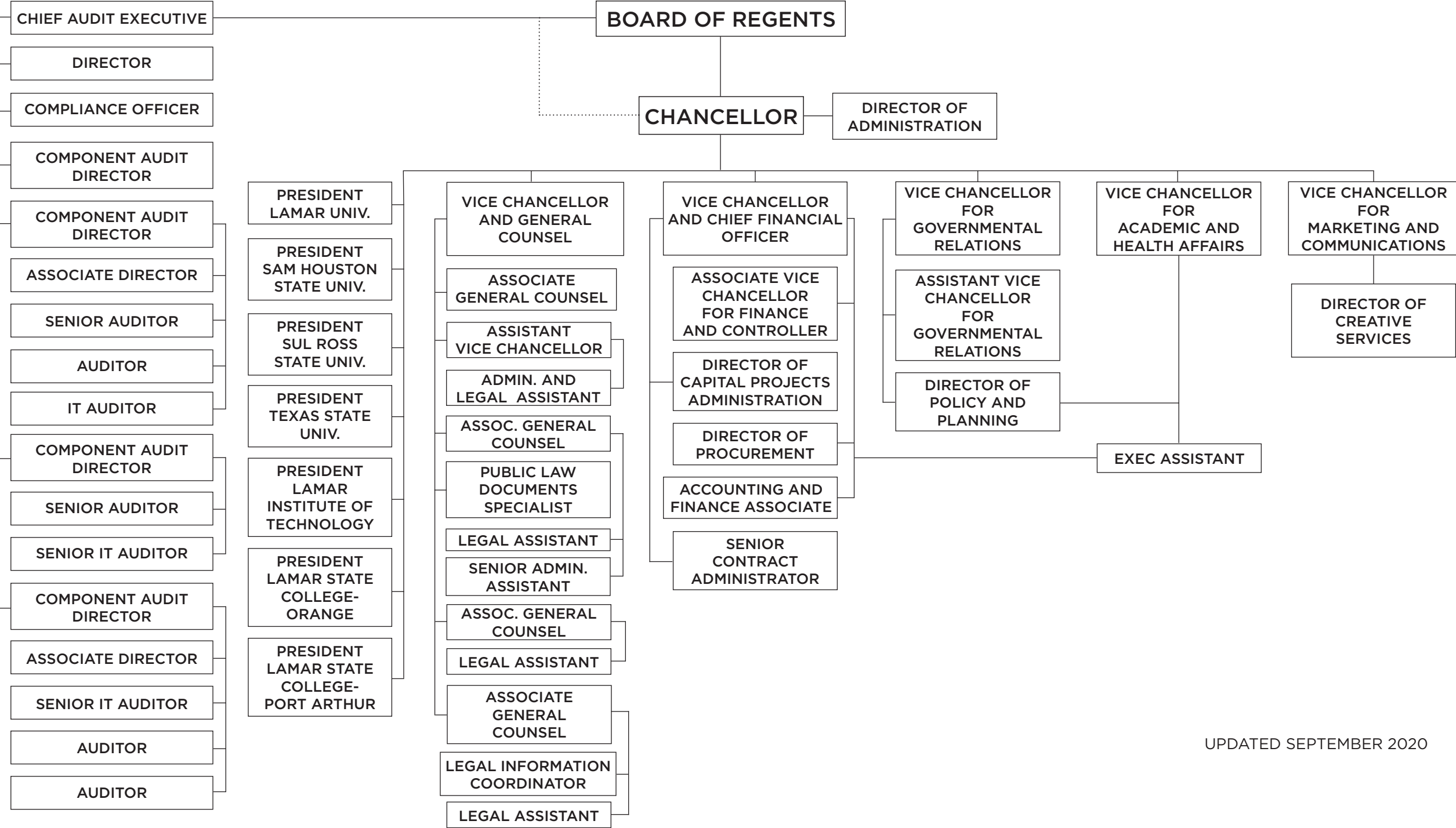
February 1, 2025
February 1, 2021
February 1, 2025
February 1, 2023
February 1, 2023
February 1, 2021
February 1, 2025
February 1, 2023
February 1, 2021
May 31, 2021

Hometown

Nederland
Beaumont
San Antonio
Houston
The Hills
San Antonio
El Paso
Baird
Madisonville
Huntsville

Programs Recommended for Consolidation or Elimination by THECB

Pursuant to Sec. 61.0512(f), Education Code, the following is a list of programs the Texas Higher Education Coordinating Board recommended for consolidation or elimination that the Texas State University System Board of Regents approved for continuation (by institution): Lamar University – Biochemistry (BA), Forensic Chemistry (BS), Music-Music Business (BA); Sam Houston State University - Philosophy (BA), Psychology (MA); Sul Ross State University – Biology (MS); Sul Ross State University Rio Grande College - Biology (BS), Mathematics (BS)



UPDATED SEPTEMBER 2020

Budget Overview - Biennial Amounts
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

758 Texas State University System
Appropriation Years: 2022-23

		GENERAL REVENUE FUNDS		GR DEDICATED		FEDERAL FUNDS		OTHER FUNDS		ALL FUNDS		EXCEPTIONAL ITEM FUNDS
		2020-21	2022-23	2020-21	2022-23	2020-21	2022-23	2020-21	2022-23	2020-21	2022-23	2022-23
Goal: 1. Provide Instructional and Operations Support												
1.1.11. System Office Operations		2,599,200	2,599,200							2,599,200	2,599,200	
Total, Goal		2,599,200	2,599,200							2,599,200	2,599,200	
Goal: 3. Provide Non-formula Support												
3.5.1. Exceptional Item Request												1,125,000
Total, Goal												1,125,000
Total, Agency		2,599,200	2,599,200							2,599,200	2,599,200	1,125,000
Total FTEs										17.0	17.0	0.0

2.A. Summary of Base Request by Strategy

9/16/2020 6:41:17PM

87th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

758 Texas State University System

Goal / Objective / STRATEGY	Exp 2019	Est 2020	Bud 2021	Req 2022	Req 2023
<u>1</u> Provide Instructional and Operations Support					
<u>1</u> <i>Provide Instructional and Operations Support</i>					
11 SYSTEM OFFICE OPERATIONS	1,368,000	1,368,000	1,231,200	1,299,600	1,299,600
TOTAL, GOAL 1	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
<u>3</u> Provide Non-formula Support					
<u>5</u> <i>Exceptional Item Request</i>					
1 EXCEPTIONAL ITEM REQUEST	0	0	0	0	0
TOTAL, GOAL 3	\$0	\$0	\$0	\$0	\$0
TOTAL, AGENCY STRATEGY REQUEST	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
TOTAL, AGENCY RIDER APPROPRIATIONS REQUEST*				\$0	\$0
GRAND TOTAL, AGENCY REQUEST	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600

2.A. Summary of Base Request by Strategy

9/16/2020 6:41:17PM

87th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

758 Texas State University System

Goal / Objective / STRATEGY	Exp 2019	Est 2020	Bud 2021	Req 2022	Req 2023
<u>METHOD OF FINANCING:</u>					
General Revenue Funds:					
1 General Revenue Fund	1,368,000	1,368,000	1,231,200	1,299,600	1,299,600
SUBTOTAL	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
TOTAL, METHOD OF FINANCING	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600

*Rider appropriations for the historical years are included in the strategy amounts.

2.B. Summary of Base Request by Method of Finance

9/16/2020 6:41:17PM

87th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

Agency code: 758		Agency name: Texas State University System				
METHOD OF FINANCING		Exp 2019	Est 2020	Bud 2021	Req 2022	Req 2023
<u>GENERAL REVENUE</u>						
<u>1</u>	General Revenue Fund					
	<i>REGULAR APPROPRIATIONS</i>					
	Regular Appropriations from MOF Table (2018-19 GAA)	\$1,368,000	\$0	\$0	\$0	\$0
	Regular Appropriations from MOF Table (2020-21 GAA)	\$0	\$1,368,000	\$1,368,000	\$0	\$0
	Regular Appropriations from MOF Table (2022-23 GAA)	\$0	\$0	\$0	\$1,299,600	\$1,299,600
	<i>BASE ADJUSTMENT</i>					
	Base Adjustment - FY 2021	\$0	\$0	\$(136,800)	\$0	\$0
	Comments: 5% Reduction Letter					
TOTAL,	General Revenue Fund	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
TOTAL, ALL	GENERAL REVENUE	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600

2.B. Summary of Base Request by Method of Finance

9/16/2020 6:41:17PM

87th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

Agency code: 758	Agency name: Texas State University System				
METHOD OF FINANCING	Exp 2019	Est 2020	Bud 2021	Req 2022	Req 2023
GRAND TOTAL	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600

FULL-TIME-EQUIVALENT POSITIONS

REGULAR APPROPRIATIONS

Regular Appropriations from MOF Table (2018-19 GAA)	6.9	0.0	0.0	0.0	0.0
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Regular Appropriations from MOF Table (2020-21 GAA)	0.0	12.2	12.2	0.0	0.0
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Regular Appropriations from MOF Table (2022-23 GAA)	0.0	0.0	0.0	17.0	17.0
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REQUEST TO EXCEED ADJUSTMENTS

Art IX, Sec 6.10(j), FTE Request to Exceed (2020-21 GAA)	8.9	4.8	4.8	0.0	0.0
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TOTAL, ADJUSTED FTES	15.8	17.0	17.0	17.0	17.0
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**NUMBER OF 100% FEDERALLY FUNDED
FTEs**

2.C. Summary of Base Request by Object of Expense

9/16/2020 6:41:17PM

87th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

758 Texas State University System

OBJECT OF EXPENSE	Exp 2019	Est 2020	Bud 2021	BL 2022	BL 2023
1001 SALARIES AND WAGES	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
2008 DEBT SERVICE	\$0	\$0	\$0	\$0	\$0
OOE Total (Excluding Riders)	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
OOE Total (Riders)					
Grand Total	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600

2.E. Summary of Exceptional Items Request
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

DATE: 9/16/2020
TIME : 6:41:18PM

Agency code: 758

Agency name: Texas State University System

		2022			2023			Biennium	
Priority	Item	GR and GR/GR Dedicated	All Funds	FTEs	GR and GR Dedicated	All Funds	FTEs	GR and GR Dedicated	All Funds
1	Debt Service-Tuition Revenue Bonds	\$0	\$0	0.0	\$1,125,000	\$1,125,000	0.0	\$1,125,000	\$1,125,000
Total, Exceptional Items Request		\$0	\$0	0.0	\$1,125,000	\$1,125,000	0.0	\$1,125,000	\$1,125,000
Method of Financing									
	General Revenue	\$0	\$0		\$1,125,000	\$1,125,000		\$1,125,000	\$1,125,000
	General Revenue - Dedicated								
	Federal Funds								
	Other Funds								
		\$0	\$0		\$1,125,000	\$1,125,000		\$1,125,000	\$1,125,000
Full Time Equivalent Positions				0.0				0.0	
Number of 100% Federally Funded FTEs									

2.F. Summary of Total Request by Strategy
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

DATE : 9/16/2020
TIME : 6:41:18PM

Agency code: 758	Agency name: Texas State University System					
Goal/Objective/STRATEGY	Base	Base	Exceptional	Exceptional	Total Request	Total Request
1 Provide Instructional and Operations Support						
1 Provide Instructional and Operations Support						
11 SYSTEM OFFICE OPERATIONS	\$1,299,600	\$1,299,600	\$0	\$0	\$1,299,600	\$1,299,600
TOTAL, GOAL 1	\$1,299,600	\$1,299,600	\$0	\$0	\$1,299,600	\$1,299,600
3 Provide Non-formula Support						
5 Exceptional Item Request						
1 EXCEPTIONAL ITEM REQUEST	0	0	0	1,125,000	0	1,125,000
TOTAL, GOAL 3	\$0	\$0	\$0	\$1,125,000	\$0	\$1,125,000
TOTAL, AGENCY STRATEGY REQUEST	\$1,299,600	\$1,299,600	\$0	\$1,125,000	\$1,299,600	\$2,424,600
TOTAL, AGENCY RIDER APPROPRIATIONS REQUEST						
GRAND TOTAL, AGENCY REQUEST	\$1,299,600	\$1,299,600	\$0	\$1,125,000	\$1,299,600	\$2,424,600

2.F. Summary of Total Request by Strategy
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

DATE : 9/16/2020

TIME : 6:41:18PM

Agency code: 758		Agency name: Texas State University System				
Goal/Objective/STRATEGY		Base	Base	Exceptional	Exceptional	Total Request
General Revenue Funds:						
1	General Revenue Fund	\$1,299,600	\$1,299,600	\$0	\$1,125,000	\$1,299,600
		\$1,299,600	\$1,299,600	\$0	\$1,125,000	\$1,299,600
	TOTAL, METHOD OF FINANCING	\$1,299,600	\$1,299,600	\$0	\$1,125,000	\$1,299,600
FULL TIME EQUIVALENT POSITIONS		17.0	17.0	0.0	0.0	17.0

758 Texas State University System

GOAL: 1 Provide Instructional and Operations Support
OBJECTIVE: 1 Provide Instructional and Operations Support
STRATEGY: 11 System Office Operations

Service Categories:

Service: 02 Income: A.2 Age: B.3

CODE	DESCRIPTION	Exp 2019	Est 2020	Bud 2021	BL 2022	BL 2023
Objects of Expense:						
1001	SALARIES AND WAGES	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
TOTAL, OBJECT OF EXPENSE		\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
Method of Financing:						
1	General Revenue Fund	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
SUBTOTAL, MOF (GENERAL REVENUE FUNDS)		\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)					\$1,299,600	\$1,299,600
TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)		\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
FULL TIME EQUIVALENT POSITIONS:		15.8	15.4	17.0	17.0	17.0

STRATEGY DESCRIPTION AND JUSTIFICATION:

EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:

758 Texas State University System

GOAL: 1 Provide Instructional and Operations Support
OBJECTIVE: 1 Provide Instructional and Operations Support
STRATEGY: 11 System Office Operations

Service Categories:

Service: 02 Income: A.2 Age: B.3

CODE	DESCRIPTION	Exp 2019	Est 2020	Bud 2021	BL 2022	BL 2023
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EXPLANATION OF BIENNIAL CHANGE (includes Rider amounts):

<u>STRATEGY BIENNIAL TOTAL - ALL FUNDS</u>		<u>BIENNIAL CHANGE</u>	<u>EXPLANATION OF BIENNIAL CHANGE</u>	
<u>Base Spending (Est 2020 + Bud 2021)</u>	<u>Baseline Request (BL 2022 + BL 2023)</u>		<u>\$ Amount</u>	<u>Explanation(s) of Amount (must specify MOFs and FTEs)</u>
\$2,599,200	\$2,599,200	\$0		
			\$0	Total of Explanation of Biennial Change

758 Texas State University System

GOAL: 3 Provide Non-formula Support

OBJECTIVE: 5 Exceptional Item Request

STRATEGY: 1 Exceptional Item Request

Service Categories:

Service: 19

Income: A.2

Age: B.3

CODE	DESCRIPTION	Exp 2019	Est 2020	Bud 2021	BL 2022	BL 2023
Objects of Expense:						
2008	DEBT SERVICE	\$0	\$0	\$0	\$0	\$0
TOTAL, OBJECT OF EXPENSE		\$0	\$0	\$0	\$0	\$0
Method of Financing:						
1	General Revenue Fund	\$0	\$0	\$0	\$0	\$0
SUBTOTAL, MOF (GENERAL REVENUE FUNDS)		\$0	\$0	\$0	\$0	\$0
TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)					\$0	\$0
TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)		\$0	\$0	\$0	\$0	\$0

FULL TIME EQUIVALENT POSITIONS:

STRATEGY DESCRIPTION AND JUSTIFICATION:

EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:

758 Texas State University System

GOAL: 3 Provide Non-formula Support

OBJECTIVE: 5 Exceptional Item Request

STRATEGY: 1 Exceptional Item Request

Service Categories:

Service: 19

Income: A.2

Age: B.3

CODE	DESCRIPTION	Exp 2019	Est 2020	Bud 2021	BL 2022	BL 2023
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EXPLANATION OF BIENNIAL CHANGE (includes Rider amounts):

<u>STRATEGY BIENNIAL TOTAL - ALL FUNDS</u>		BIENNIAL	<u>EXPLANATION OF BIENNIAL CHANGE</u>	
Base Spending (Est 2020 + Bud 2021)	Baseline Request (BL 2022 + BL 2023)	CHANGE	\$ Amount	Explanation(s) of Amount (must specify MOFs and FTEs)
\$0	\$0	\$0		
			<u>\$0</u>	Total of Explanation of Biennial Change

SUMMARY TOTALS:

OBJECTS OF EXPENSE:	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
METHODS OF FINANCE (INCLUDING RIDERS):				\$1,299,600	\$1,299,600
METHODS OF FINANCE (EXCLUDING RIDERS):	\$1,368,000	\$1,368,000	\$1,231,200	\$1,299,600	\$1,299,600
FULL TIME EQUIVALENT POSITIONS:	15.8	15.4	17.0	17.0	17.0

3.A.1. PROGRAM-LEVEL REQUEST SCHEDULE

[illegible]

Program Prioritization: *Indicate the methodology or approach taken by the agency, court, or institution to determine the ranking of each program by priority.*

Prioritized existing strategy.

3.B. Rider Revisions and Additions Request

Agency Code: 758	Agency Name: The Texas State University System	Prepared By: Daniel Harper	Date: 09/18/2020	Request Level: Base
Current Rider Number	Page Number in 2020-21 GAA	Proposed Rider Language		
Texas State University System, Rider 5	III-151	<p>5. Efficient Use of Funds. It is the intent of the Legislature and consistent with provisions in Subchapters G and Z of Chapter 51 of the Education Code that the Texas State University System and its component institutions utilize the funds available, including the funds appropriated in this act, in the most efficient and cost effective manner possible.</p> <p>House Bill 796 (84th Regular Session) exempted TSUS from the State Office of Risk Management for the purchase of insurance. Rider 5 was included in 2014-2015 GAA to support the same objective. With the passage of HB 796, Rider 5 is no longer needed.</p>		

3.B. Rider Revisions and Additions Request (continued)

<p>Higher Education Employees Group Insurance Contributions, Rider 8</p>	<p>III-48</p>	<p>8. Benefits Proportionality Audit Requirement.</p> <p>a. Each institution of higher education, excluding Public Community/Junior Colleges, shall consider as part of its annual audit risk assessment whether to conduct an internal audit of benefits proportional by fund reporting. In the event a benefits proportional internal audit is to be conducted, the institution shall notify the State Auditor's Office. and submit a copy of the internal audit to the Legislative Budget Board, Comptroller of Public Accounts, and State Auditor's Office no later than August 31, 2020. The Any audit must examine fiscal years 2017, 2018, and 2019, and must be conducted using a methodology approved by the State Auditor's Office with a copy of the internal audit provided to Legislative Budget Board, Comptroller of Public Accounts, and State Auditor's Office.</p> <p>b. If the internal audit conducted by an institution identifies any instances in which an institution has not been compliant with the proportionality requirements provided by Article IX, Sec. 6.08, Benefits Paid Proportional by Method of Finance in the examined prior three fiscal years defined in subsection (a) and received excess General Revenue as a result of this noncompliance, the institution shall submit a reimbursement payment to the Comptroller of Public Accounts within two years from the conclusion of the institution's audit. The Comptroller of Public Accounts shall notify the Legislative Budget Board and State Auditor's Office of all reimbursement payments submitted by an institution of higher education.</p> <p>c. If an institution has previously conducted an internal audit of benefits proportional by fund for the fiscal years included in subsection (a) using a methodology determined to be acceptable by the State Auditor's Office, the State Auditor's Office may waive the requirement that the institution conduct an additional internal audit. The State Auditor's Office shall notify the Legislative Budget Board and Comptroller of Public Accounts of any institutions who receive such a waiver. Any institution that receives a waiver from the audit requirement from the State Auditor's Office is still subject to the provisions of subsection (b) for any instances of noncompliance that were identified.</p>
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3.B. Rider Revisions and Additions Request (continued)

		<p><u>ad.</u> For fiscal years 20220 and 20231, institutions of higher education shall also consider audits of benefits proportional when developing their annual internal audit plans.</p> <p><u>be.</u> It is the intent of the Legislature that the State Auditor's Office audit at least two institutions of higher education for compliance with benefits proportional provisions during the 20220-231 biennium.</p> <p><u>c.</u> <u>If an audit conducted identifies any instances in which an institution has not been compliant with the proportionality requirements provided by Article IX, Sec. 6.08, Benefits Paid Proportional by Method of Finance in the prior three fiscal years defined in subsection (a) and received excess General Revenue as a result of this noncompliance, the institution shall submit a reimbursement payment to the Comptroller of Public Accounts within two years from the conclusion of the institution's audit. The Comptroller of Public Accounts shall notify the Legislative Budget Board and State Auditor's Office of all reimbursement payments submitted by an institution of higher education.</u></p> <p><i>TSUS requests that the provisions of the rider be modified to allow institution internal audit departments to evaluate the cost/benefit of the audit as part of their annual risk assessment process. Within the TSUS, these audits utilized significant resources and resulted in only minimal findings.</i></p>

3.B. Rider Revisions and Additions Request (continued)

Special Provisions Relating Only to State Agencies of Higher Education, Rider 22	III-265	<p>Sec. 22. Ethics Policy.</p> <p>1. None of the funds appropriated by this Act may be expended by an institution of higher education until its governing board has adopted has filed with the Texas Higher Education Coordinating Board an ethics policy which has been adopted by the board of regents includes the requirements of Texas Government Code Section 572.051. The ethics policy shall apply to the board of regents and its staff, the administration, staff, and faculty of the institutions under the board's governance.</p> <p>2. The ethics policy adopted by each board of regents shall <u>also</u> include specific provisions regarding sexual harassment.</p> <p><i>TSUS requests the revision of this reporting requirement as regulatory relief. While eliminating a requirement to file the ethics policy with the Coordinating Board, the provision as revised makes clear the expectations through citation of the statutory standard of conduct.</i></p>

3.B. Rider Revisions and Additions Request (continued)

<p>Special Provisions Relating Only to State Agencies of Higher Education, Rider 26</p>		<p>Sec. 26. General Academic Funding. Appropriations made in this Act for formula funding for general academic institutions will consist of four formulas and supplemental items.</p> <p>1. Instruction and Operation Formula. The Instruction and Operations Formula shall provide funding for faculty salaries, including nursing, departmental operating expense, library, instructional administration, research enhancement, student services, and institutional support. These funds are distributed on a weighted semester credit hour basis. The rate per weighted semester credit hour for the 2020-21 biennium is \$55.85 in fiscal year 2020 and fiscal year 2021.</p> <p>Weighting is determined by the following matrix:</p> <p><i>[Matrix excluded here for space purposes]</i></p> <p>2. Teaching Experience Supplement. For the 2020-21 biennium, an additional weight of 10 percent is added to lower division and upper division semester credit hours taught by tenured and tenure-track faculty. Furthermore, it is the intent of the Legislature that the weight shall increase by 10 percent per biennium, up to 50 percent.</p> <p>3. Infrastructure Support. Funding associated with plant-related formulas and utilities shall be distributed by the infrastructure support formula which is driven by the predicted square feet for universities' educational and general activities produced by the Space Projection Model developed by the Coordinating Board. The portion of the formula related to utilities is adjusted to reflect differences in unit costs for purchased utilities, including electricity, natural gas, water and wastewater, and thermal energy. The average rate per square foot is \$5.47 in fiscal year 2020 and fiscal year 2021.</p> <p>4. Supplemental Non-formula Items. Institutions shall receive a direct reimbursement as applicable for staff group insurance (other educational and general income portion), workers' compensation insurance, unemployment compensation insurance, public education grants, organized activities, scholarships, tuition revenue bond payments, and facility lease charges. Institutions may receive an appropriation for non-formula support items. Revenue derived from board authorized tuition would still be appropriated to the institutions levying the additional charges.</p> <p>5. The General Academic Instruction and Operations and Infrastructure formulas shall incorporate the Higher Education Coordinating Board's October 2006 recommendations for mission-specific</p>
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3.B. Rider Revisions and Additions Request (continued)

		<p>formula funding for Texas A&M University at Galveston.</p> <p>These formulas and supplemental items shall be reviewed and updated by study committees appointed by the Higher Education Coordinating Board and recommended changes forwarded to the Legislature, Legislative Budget Board, and Governor by June 1, 2020. The study committees shall review the expenditure study that is used for the cost matrix above, including determining and reviewing the growth of costs affiliated with higher education and its consequent impact on higher education institutions, and make recommendations for improvements to better reflect the actual expenditures of the institutions. The study committee recommendations shall be forwarded to the Legislative Budget Board along with the recommendations on formulas and supplemental items.</p> <p>The formula advisory committees shall also review the Space Projection Model as it relates to distance education courses, including the different physical space and technology needs between traditional courses, online courses, and distance education courses, as well as information on associated costs of each course type, and recommend changes to the Space Projection Model to the Legislative Budget Board and Governor by June 1, 2020.</p> <p><i>TSUS requests the changes because the study committees have reviewed these issues as directed.</i></p>
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3.B. Rider Revisions and Additions Request (continued)

Special Provisions Relating Only to State Agencies of Higher Education, Rider 39	III-273	<p>Sec. 39. Appropriation of Funds from the Permanent Health Fund for Higher Education.</p> <p>Included in the amounts appropriated to health related institutions of higher education is an estimated appropriation based on the institution's allocation of the estimated earnings out of the Permanent Health Fund for Higher Education for each fiscal year of the biennium. Amounts available for distribution from this fund are estimated to be XXXXXXXXXX each fiscal year of the biennium. The funds appropriated out of the Permanent Health Fund for Higher Education shall be distributed to the institutions of higher education in accordance with Education Code §63.003 for the purpose of medical research, health education, or treatment programs. The determined distribution allocations shall be considered approved unless the Legislative Budget Board issues a written disapproval within 30 business days after the date the Legislative Budget Board staff concludes its distribution calculations and forwards the distribution calculations to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor. Any requests for additional information made by the Legislative Budget Board interrupt the counting of the 30 business days.</p> <p><i>TSUS requests the change to update the amount with the 2021 distribution, which include Sam Houston State University.</i></p>
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3.B. Rider Revisions and Additions Request (continued)

<p>Special Provisions Relating Only to State Agencies of Higher Education, Rider 41</p>	<p>III-273 to III-274</p>	<p>Sec. 41. Report on Real Property. Institutions of higher education shall use the appropriations above to submit to the Asset Management Division in the General Land Office the following information, as the General Land Office may require, in accordance with general law:</p> <ol style="list-style-type: none"> 1. a description of each item of property by reference to a volume number and page or image number or numbers of the official public records of real property in a particular county, or if not applicable, by a legal description; 2. the date of purchase of the property, if applicable; 3. the purchase price of the property, if applicable; 4. the name of the institution holding title to the property for the state; 5. a description of the current uses of the property and of the projected future uses of the property during the next 15 years; and 6. a description of each building or other improvement located on the property. 7. If the description of real property required by this section is excessively voluminous, as in the case of parkland, the division may direct the institution in possession of the real property to furnish the description only in summary form, as agreed to by the division and the institution involved. 8. In addition, if the institution of higher education has done an appraisal on the property, the date of the appraisal and the value broken out by land and improvements should be submitted. <p><i>TSUS requests the deletion of this reporting requirement as regulatory relief. Higher education is required to maintain this by statute (Texas Natural Resources Code Sec. 31.153) but not required by statute to provide annual reports. In addition, the General Land office is not responsible for maintaining inventory records for institutions of higher education (TNRC Sec. 31.155(a)), for reviewing and verifying real property records, making recommendation regarding real property, or to make reports involving real property of an institution of higher education (TNRC Sec. 31.155(d)).</i></p>

3.B. Rider Revisions and Additions Request (continued)

<p>Special Provisions Relating Only to State Agencies of Higher Education, Rider 46</p>	<p>III-274 to III-275</p>	<p>Sec. 46. Report Concerning Designated Tuition.</p> <p>(a) Not later than January 1, 2020, the governing board of each public institution of higher education that charges students designated tuition under §54.0513, Education Code, shall use the appropriations in the Act to report to the legislature, for the 2017-18 and 2018-19 academic years:</p> <p style="padding-left: 40px;">(1) the amount the institution has collected in designated tuition;</p> <p style="padding-left: 40px;">(2) the purposes for which the institution spent the money derived from designated tuition and the amount of that money spent for each of those purposes; and</p> <p style="padding-left: 40px;">(3) the amount set aside from designated tuition for resident undergraduate and graduate student assistance under §§56.011 and 56.012, Education Code and how these amounts are allocated under the following categories:</p> <p style="padding-left: 80px;">(a) grants</p> <p style="padding-left: 80px;">(b) scholarships,</p> <p style="padding-left: 80px;">(c) work study programs,</p> <p style="padding-left: 80px;">(d) students loans,</p> <p style="padding-left: 80px;">(e) and student loan repayment assistance.</p> <p>(b) Reports required by this section shall be delivered to the Lieutenant Governor, the Speaker of the House, the chair of the Senate Finance Committee, the chair of the House Appropriations Committee, and the Legislative Budget Board.</p> <p><i>TSUS requests the deletion of this reporting requirement as regulatory relief.</i></p>
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3.B. Rider Revisions and Additions Request (continued)

<p>Special Provisions Relating Only to State Agencies of Higher Education, Rider 61</p>	<p>III-280</p>	<p>Sec. 61. Research Funding Reporting Requirement. Each general academic institution and health related institution shall report, by December 1 of each year of the biennium, to the Legislative Budget Board and Governor, the following information:</p> <p>(a) The amount of research funds awarded to the institution in the prior fiscal year, from appropriations made elsewhere in this Act, from the following, listed individually by source of funding:</p> <ol style="list-style-type: none"> 1. Core Research Support; 2. Texas Research University Fund; 3. Comprehensive Research Fund; 4. Available National Research University Fund; 5. Texas Research Incentive Program; 6. Governor's University Research Initiative; and the 7. Cancer Prevention and Research Institute of Texas. <p>(b) For each individual award granted to an institution under programs listed in Subsection (a), the amount of funding, if any, provided to an institution from an external source as a matching award amount.</p> <p><i>TSUS requests the deletion of this rider and reporting requirement. The report is redundant as all information included in the report is found in the General Appropriations Act or online at the Texas Higher Education Coordinating Board (TRIP) and CPRIT websites.</i></p>
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3.B. Rider Revisions and Additions Request (continued)

<p>Article IX, Section 7.04</p>	<p>IX-35 to IX-36</p>	<p>Sec. 7.04. Contract Notification: Amounts Greater than \$50,000.</p> <p>(a) In this section "contract" includes a contract, grant, or agreement, including a revenue generating contract, an interagency or interlocal grant or agreement, purchase order or other written expression of terms of agreement or an amendment, modification, renewal, or extension of such for the purchase or sale of goods or services that was entered into or paid for, either in whole or in part <u>with funds appropriated by this Act</u>, by a state agency or institution of higher education.</p> <p>(b) In this section "contract" does not include a contract with a value of less than or equal to \$50,000.</p> <p>(c) In this section "contract" includes an amendment, modification, renewal or extension which increases a contract's value from a value less than or equal to \$50,000 to a value greater than \$50,000.</p> <p>(d) Before the 30th calendar day after awarding a contract or granting an amendment, modification, renewal, or extension, a state agency or institution of higher education shall report to the Legislative Budget Board in the manner prescribed by Legislative Budget Board all contracts, amendments, modifications, renewals, and extensions to which the agency or institution was a party.</p> <p>(e) A state agency or institution of higher education receiving an appropriation under this Act shall report a contract pursuant to this section without regard to source of funds or method of finance associated with the expenditure, including a contract for which only non-appropriated funds will be expended.</p> <p>(f) The Legislative Budget Board may conduct reviews of contracts required to be submitted under this section 7.04 and valued at \$1,000,000 or more. If a contract reported under this section is found to violate:</p> <p style="padding-left: 40px;">(1) State of Texas Procurement and Contract Management Guide; or</p> <p style="padding-left: 40px;">(2) Any applicable statutes, rules, policies and procedures related to the procurement and contracting of goods and services, including compliance with conflict of interest disclosure requirements;</p> <p style="padding-left: 40px;">the Director of the Legislative Budget Board may provide written notification to the comptroller, the governor, and/or the Legislative Budget Board detailing the requirements of this section that the agency did not meet and any recommendations to address identified risks related to the procurement or contract. The recommendations may include enhanced monitoring by Legislative Budget Board</p>
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3.B. Rider Revisions and Additions Request (continued)

		<p>staff; auditing by the State Auditor's Office; required agency consultation with the Quality Assurance Team and/or Contract Advisory Team; or contract cancellation.</p> <p>(g) For contracts with an initial award value greater than \$1 million, a state agency or institution of higher education shall provide notice of a contract for services for which the expected total value of the contract subsequent to amendment or renewal exceeds the total value of the initial contract award by 10 percent or more, in accordance with procedures established by the Legislative Budget Board, to:</p> <p>(1) the governor;</p> <p>(2) the lieutenant governor; and</p> <p>(3) the speaker of the house of representatives.</p> <p>(h) A state agency or institution of higher education must provide the notice required under Subsection (g) not later than the 30th day after the date of the disclosure or discovery that the expected total value of the contract subsequent to amendment or renewal exceeds the total value of the initial contract award by 10 percent. The notice must include:</p> <p>(1) the amount of the cost increase;</p> <p>(2) the reason for the cost increase; and</p> <p>(3) any opportunity the state agency had to lessen the cost or to purchase the service from another vendor after the first dollar of the increased cost was discovered or disclosed to the agency or institution.</p> <p>(i) The Legislative Budget Board shall establish the procedures for the notice required by Subsections (g) or (h).</p> <p><i>TSUS requests the revision of this reporting requirement to limit it to funds within the Act as regulatory relief.</i></p>
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3.B. Rider Revisions and Additions Request (continued)

Article IX, Section 7.10	IX-39	<p>Sec. 7.10. Reporting Requirement for Deepwater Horizon Oil Spill Funds.</p> <p>(a) Any state agency or institution of higher education that receives, expends, or administers funds, appropriations, or donations related to the Deepwater Horizon oil spill shall submit reports at the end of each fiscal quarter to the Legislative Budget Board. These include, but are not limited to, funds, appropriations, or donations from:</p> <ul style="list-style-type: none"> (1) the State Treasury; (2) the federal government; (3) the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States Act; (4) legal settlements and agreements; (5) private companies; and (6) non-profit organizations. <p>(b) The reports shall be in the format prescribed by the Legislative Budget Board and include the following information:</p> <ul style="list-style-type: none"> (1) activity since April 20, 2010; (2) amounts received by funding source; (3) projects and project descriptions; (4) expenditures, obligations, and projected costs; (5) timelines; and (6) direct and indirect costs. <p>(c) A state agency or institution of higher education that has previously reported under the provision of this section and has subsequently completed all activities related to the Deepwater Horizon oil spill may notify the Legislative Budget Board of this fact and cease further reporting to the LBB in the fiscal quarter following the last fiscal year quarter with activity. In the event that the agency or institution of higher education has additional unexpected activity, the agency or institution shall notify the Legislative Budget Board and begin reporting again the next fiscal quarter.</p> <p><i>TSUS requests the deletion of this reporting requirement as regulatory relief.</i></p>
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3.B. Rider Revisions and Additions Request (continued)

<p>Article IX, Section 7.12</p>	<p>IX-39 to IX-41</p>	<p>Sec. 7.12. Notification of Certain Purchases or Contract Awards, Amendments, and Extensions.</p> <p>(a) In this section "contract" includes a contract, grant or agreement, including a revenue generating contract, an interagency or interlocal grant or agreement, purchase order or other written expression of terms of agreement or an amendment, modification, renewal, or extension of such for the purchase or sale of goods or services that was entered into or paid for, either in whole or in part <u>with funds appropriated by this Act</u>, by a state agency or institution of higher education.</p> <p>(b) Until providing notice that satisfies the requirements of Subsections 7.12(c) and (d), an agency or institution of higher education appropriated funds in this Act may not expend any funds to make a payment on a contract if the expected amount of the contract exceeds or may reasonably be expected to exceed either of the following thresholds:</p> <p style="padding-left: 40px;">(1) \$10 million; or</p> <p style="padding-left: 40px;">(2) \$1 million in the case of a contract awarded:</p> <p style="padding-left: 80px;">(A) as a result of an emergency or following an emergency procedure allowed by statute; or</p> <p style="padding-left: 80px;">(B) without issuing a request for proposal, request for bid, or other similar process common to participation in the competitive bidding processes required by statute, rule, or ordinary and commonly recognized state policies and procedures.</p> <p>(c) An agency or institution of higher education may not expend funds to make a payment on a contract under Subsection (b)(1) or (b)(2) until the notice required in this Section 7.12 is provided to the Legislative Budget Board. The notice shall be provided to the Legislative Budget Board:</p> <p style="padding-left: 40px;">(1) prior to the date on which the first payment under the contract will be made, but no later than 30 calendar days after the date on which the contract is awarded; or</p> <p style="padding-left: 40px;">(2) within 48 hours of making a payment if the contract was awarded as a result of an emergency or following an emergency procedure allowed by statute. Such a purchase must be necessary to avoid an immediate hazard to life, health, safety or the welfare of humans, or to avoid an immediate hazard to property.</p> <p>(d) The notice required by Section 7.12(c) must include:</p>
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3.B. Rider Revisions and Additions Request (continued)

		<p>(1) (A) information regarding the nature, term, amount and the vendor(s) awarded the contract;</p> <p>(B) a copy of the contract documents, including all appendices and attachments, and, if applicable, a finding of fact for major consulting contracts from the Governor's Office stating that the consulting services are necessary as required by Government Code, Section 2254.028(a)(3);</p> <p>(C) each request for proposal, invitation to bid, or comparable solicitation related to the contract; and</p> <p>(D) Subsections (d)(1)(B) and (C) shall not apply:</p> <p style="padding-left: 40px;">(i) to an enrollment contract described by T.A.C. Section 391.183 as that section existed November 1, 2013;</p> <p style="padding-left: 40px;">(ii) to a contract of the Texas Department of Transportation that relates to highway construction or engineering, or is subject to Section 201.112, Transportation Code;</p> <p>(2) (A) certification signed by the executive director of the agency or other similar agency or institution administrator or designee of the agency or institution of higher education stating that the process used to award the contract, contract extension, or purchase complies with or is consistent with the following:</p> <p style="padding-left: 40px;">(i) State of Texas Procurement and Contract Management Guide; and</p> <p style="padding-left: 40px;">(ii) statutes, rules, policies and procedures related to the procurement and contracting of goods and services, including compliance with conflict of interest disclosure requirements; or</p> <p>(B) if the process to award the contract, contract extension, or procurement did not comply with the requirements of Subsection (d)(2)(A)(i) and (ii), or if these requirements are found to be inapplicable, the agency or institution of higher education shall provide either a legal justification for the inapplicability of the requirements or an explanation for the alternative process utilized, and legal justification for the alternative process;</p> <p>(3) certification by the executive director of the agency or other similar agency or institution administrator or designee of the agency or institution of higher education that the agency or institution has a process for:</p>
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3.B. Rider Revisions and Additions Request (continued)

		<p>(A) verification of vendor performance and deliverables;</p> <p>(B) payment for goods and services only within the scope of the contract or procurement order;</p> <p>(C) calculation and collection of any liquidated damages associated with vendor performance; and</p> <p>(D) when, why, or how to apply corrective action plans for continuing poor vendor performance;</p> <p>(4) certification by the executive director of the agency or other similar agency or institution administrator or designee of the agency or institution of higher education that the agency or institution will comply with the requirement to provide information to the Vendor Performance Tracking System when the contract is completed; and</p> <p>(5) any other information requested by the Legislative Budget Board before or after the Legislative Budget Board receives the notice as required by this Section 7.12.</p> <p>(e) A state agency or institution of higher education receiving an appropriation under this Act shall provide notice of a contract pursuant to this section without regard to the source of funds or method of finance associated with the expenditures, including a contract for which only non-appropriated funds will be expended.</p> <p>(f) If the agency does not satisfy the notification requirements of this section, the Director of the Legislative Budget Board may provide written notification to the comptroller, governor, and Legislative Budget Board detailing the requirements of this section that the agency did not meet and any recommendations to address identified risks related to the procurement or contract. The recommendations may include enhanced monitoring by Legislative Budget Board staff; auditing by the State Auditor's Office; required agency consultation with the Quality Assurance Team and/or Contract Advisory Team; or contract cancellation.</p> <p>(g) It is the intent of the legislature that a written notice certified as required by this Section 7.12 should be considered a "governmental record" as defined under Chapter 37, Penal Code.</p> <p><i>TSUS requests the revision of this reporting requirement to limit it to funds within the Act as regulatory relief.</i></p>
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3.B. Rider Revisions and Additions Request (continued)

Article IX, Section 7.13	IX-41	<p>Sec. 7.13. Document Production Standards. Out of the funds appropriated by this Act, each state agency shall review their document production protocols and apply best practices to produce documents in the most practicable, efficient, and cost effective manner possible that would lead to reduction in the total volume of paper used for general office administration, publications and reproduction and printing services. This may also include changing the format of transmitting or receiving documents; such as through electronic rather than hard copy. Agencies shall report any cost savings or other efficiencies achieved from implementing changes to document transmission and production practices in the agency's Legislative Appropriations Request.</p> <p><i>TSUS requests the deletion of this reporting requirement as regulatory relief.</i></p>
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3.B. Rider Revisions and Additions Request (continued)

<p>Article IX, Section 12.01</p>	<p>IX-61 to IX-62</p>	<p>Sec. 12.01. Aircraft.</p> <p>(a) Notwithstanding any other provision of this Act, the purchase of aircraft may not be made from appropriated funds except as authorized in this section.</p> <p>(b) Agencies authorized to expend appropriated funds for the maintenance and operation of state-owned aircraft or replacements authorized by Subsection (d) are:</p> <ul style="list-style-type: none"> (a) Texas A&M University System; (2) Texas Department of Criminal Justice; (3) Texas Department of Transportation; (4) Parks and Wildlife Department; (5) Department of Public Safety of the State of Texas; (6) University of Texas System; (7) Texas State Technical College; and (8) Texas Forest Service. <p>(c) Notwithstanding any other provision of this Act, all state-owned aircraft (including aircraft forfeited to or seized by a particular agency) are subject to the authority of the Texas Department of Transportation.</p> <p>(d) Expenditure of appropriated funds for replacement of aircraft with aircraft of comparable quality may be made contingent upon approval of the Texas Department of Transportation and a finding of fact by the Governor that a report has been filed with the Governor showing that:</p> <ul style="list-style-type: none"> (1) the aircraft to be replaced has been destroyed or has deteriorated to an extent that continued operation presents a serious hazard or that the aircraft to be replaced can no longer meet the mission requirements of the principal user state agency; and
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3.B. Rider Revisions and Additions Request (continued)

		<p>(2) other state-owned aircraft cannot be effectively utilized in lieu of a replacement aircraft.</p> <p>(e) Expenditures necessary to purchase liability insurance pursuant to §2205.045(a), Government Code, shall be made on a pro rata basis, as determined by the Texas Department of Transportation, from appropriations authorized to each agency operating a state-owned aircraft. The Comptroller shall transfer such necessary amounts from agencies operating aircraft to the Texas Department of Transportation for the purchase of liability insurance and expenditure of such funds by the Department is authorized.</p> <p>(f) Any reimbursements received by a state agency for authorized aircraft services rendered to another state agency are appropriated to the agency receiving the reimbursements, and shall be credited to the agency's appropriation item from which the cost of aircraft operation is paid.</p> <p><u>(g) This section does not apply to unmanned aerial vehicles (drones) purchased and operated by an institution of higher education. An institution of higher education is not prohibited from purchasing a drone using funds appropriated by this Act.</u></p> <p><i>TSUS requests that the rider be clarified to exclude unmanned aerial vehicles (drones). Drones are classified as a type of aircraft in the State's accounting system and as such could be construed as prohibited by this section.</i></p>
Article IX, Section 13.12	IX-67	<p>Sec. 13.12. Reporting of Federal Homeland Security Funding. All state agencies and other than an institutions <u>of higher education</u> shall include in their operating budget reports to the Legislative Budget Board:</p> <p>(1) an estimated amount of federal homeland security funding received by the agency or institution of higher education and used for the operation and administration of state homeland security programs; and</p> <p>(2) the amount of federal homeland security funding received by the agency or institution and passed through to other agencies, institutions <u>of higher education</u>, or local units of government.</p> <p><i>TSUS requests the deletion of this reporting requirement as regulatory relief.</i></p>

3.B. Rider Revisions and Additions Request (continued)

Article IX, Section 17.11	IX-84	<p>Sec. 17.11. Energy Efficiency Savings for State Facilities.</p> <p>(a) In this section, "facility" means a facility with at least 100,000 gross square feet.</p> <p>(b) It is the intent of the legislature that a state agency that is appropriated money by this Act with charge and control over a facility shall have a remote or on-site assessment of the facility performed by the Energy Systems Laboratory at Texas A&M Engineering Experiment Station or another qualified provider to determine whether implementation of continuous commissioning or existing building commissioning practices would result in estimated savings of at least 10 percent in utility costs for the facility. A state agency shall supply any documents necessary to perform the assessment. The state agency shall report to the Legislative Budget Board on the results of the assessment.</p> <p>(c) If the results of an assessment performed under Subsection (b) of this section show estimated utility cost savings of at least 10 percent, the state agency shall have the Energy Systems Laboratory at Texas A&M Engineering Experiment Station or another qualified provider prepare a plan for implementation of continuous commissioning or existing building commissioning practices and monitoring of the implementation for the state agency.</p> <p>(d) <u>This section does not apply to an institution of higher education.</u></p> <p><i>TSUS requests the change to this requirement as regulatory relief.</i></p>
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3.B. Rider Revisions and Additions Request (continued)

<p>Article IX, Section 17.10 (Paragraphs (b)(10) and (f) only)</p>	<p>IX-82 to IX-84</p>	<p>Sec. 17.10. Contract Management and Oversight.</p> <p><i>(Paragraph (a) omitted due to space considerations)</i></p> <p>(b) Agencies and institutions should manage contracts consistent with state statute, the General Appropriations Act, and the State of Texas Procurement and Contract Management Guide and ensure proper oversight of contract processes including:</p> <p><i>(intervening provisions (1) to (9) omitted due to space considerations)</i></p> <p>(10) Ensure that vendor performance is reported to the Vendor Performance Tracking System (VPTS) and that VPTS data is used in selecting vendors for contract awards. <u>This provision does not apply to an institution of higher education.</u></p> <p><i>(intervening paragraphs (c) through (e) omitted due to space considerations)</i></p> <p>(f) Each agency, <u>other than</u> an institution of higher education, that receives appropriations in this Act, shall provide a report to the Legislative Budget Board and the Governor that details the steps taken to ensure compliance with state procurement requirements and any other information required by the Legislative Budget Board. The report for activities undertaken in fiscal year 2022<u>0</u> is due not later than September 30, 2022<u>0</u>, and a summary report for the 2022<u>0-23</u>+ biennium is due August 31, 2023<u>+</u>.</p> <p><i>(subsequent paragraphs omitted due to space considerations)</i></p> <p><i>TSUS believes that institutions of higher education that purchase under authority provided in the Education Code are exempt from this requirement and seeks the change as a clarification. Regarding paragraph (f), the original rider adopted by the 85th Legislature did not require institutions of higher education to submit a report since there was no associated cost savings listed in the rider for institutions. Institutions of higher education currently report contract information to the LBB pursuant to Riders 7.04 and 7.12 in Article IX. Statutory contracting requirements ensure that institutions of higher education are proactively ensuring savings and compliance as it relates to procurement.</i></p>

4.A. Exceptional Item Request Schedule
 87th Regular Session, Agency Submission, Version 1
 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 9/16/2020
 TIME: 6:41:19PM

Agency code: 758 Agency name: Texas State University System

CODE	DESCRIPTION	Excp 2022	Excp 2023
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Item Name: Debt Service - Tuition Revenue Bonds
 Item Priority: 1
 IT Component: No
 Anticipated Out-year Costs: Yes
 Involve Contracts > \$50,000: No
 Includes Funding for the Following Strategy or Strategies: 03-05-01 Exceptional Item Request

OBJECTS OF EXPENSE:

2008	DEBT SERVICE	0	1,125,000
TOTAL, OBJECT OF EXPENSE		\$0	\$1,125,000

METHOD OF FINANCING:

1	General Revenue Fund	0	1,125,000
TOTAL, METHOD OF FINANCING		\$0	\$1,125,000

DESCRIPTION / JUSTIFICATION:

Funding for Tuition Revenue Bond debt service for the Field Research Station

EXTERNAL/INTERNAL FACTORS:

Major accomplishments to date and expected over the next two years: Not Applicable
 Year established and funding source prior to receiving special item funding: Not Applicable
 Formula funding: Not Applicable
 Non-general revenue sources of funding: Not Applicable
 Consequences of not funding: Not Applicable

PCLS TRACKING KEY:

DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS :

Continued Debt Service, assuming 20 year amortization.

4.A. Exceptional Item Request Schedule
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

DATE: **9/16/2020**
TIME: **6:41:19PM**

Agency code: **758** Agency name:
Texas State University System

CODE	DESCRIPTION	Excp 2022	Excp 2023
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ESTIMATED ANTICIPATED OUT-YEAR COSTS FOR ITEM:

	<u>2024</u>	<u>2025</u>	<u>2026</u>
	\$1,125,000	\$1,125,000	\$1,125,000

Agency code: 758		Agency name: Texas State University System	
Code	Description	Excp 2022	Excp 2023
Item Name:		Debt Service - Tuition Revenue Bonds	
Allocation to Strategy:		3-5-1	Exceptional Item Request
OBJECTS OF EXPENSE:			
2008 DEBT SERVICE		0	1,125,000
TOTAL, OBJECT OF EXPENSE		\$0	\$1,125,000
METHOD OF FINANCING:			
1 General Revenue Fund		0	1,125,000
TOTAL, METHOD OF FINANCING		\$0	\$1,125,000
FULL-TIME EQUIVALENT POSITIONS (FTE):		0.0	0.0

4.C. Exceptional Items Strategy Request
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

DATE: 9/16/2020
TIME: 6:41:20PM

Agency Code: **758** Agency name: **Texas State University System**

GOAL: 3 Provide Non-formula Support

OBJECTIVE: 5 Exceptional Item Request

STRATEGY: 1 Exceptional Item Request

Service Categories:

Service: 19 Income: A.2 Age: B.3

CODE	DESCRIPTION	Excp 2022	Excp 2023
------	-------------	-----------	-----------

OBJECTS OF EXPENSE:

2008	DEBT SERVICE	0	1,125,000
Total, Objects of Expense		\$0	\$1,125,000

METHOD OF FINANCING:

1	General Revenue Fund	0	1,125,000
Total, Method of Finance		\$0	\$1,125,000

EXCEPTIONAL ITEM(S) INCLUDED IN STRATEGY:

Debt Service - Tuition Revenue Bonds

6.A. Historically Underutilized Business Supporting Schedule
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

Date: 9/16/2020
Time: 6:41:20PM

Agency Code: 758 Agency: Texas State University System

COMPARISON TO STATEWIDE HUB PROCUREMENT GOALS

A. Fiscal Year - HUB Expenditure Information

Statewide HUB Goals	Procurement Category	% Goal	HUB Expenditures FY 2018			Total Expenditures		HUB Expenditures FY 2019			Total Expenditures	
			% Actual	Diff	Actual \$	FY 2018	% Goal	% Actual	Diff	Actual \$	FY 2019	
11.2%	Heavy Construction	0.0 %	0.0%	0.0%	\$0	\$0	0.0 %	0.0%	0.0%	\$0	\$0	
21.1%	Building Construction	0.0 %	0.0%	0.0%	\$0	\$0	0.0 %	0.0%	0.0%	\$0	\$0	
32.9%	Special Trade	0.0 %	19.5%	19.5%	\$778,479	\$3,991,306	0.0 %	6.2%	6.2%	\$45,402	\$737,720	
23.7%	Professional Services	0.0 %	47.6%	47.6%	\$217,797	\$457,878	0.0 %	18.7%	18.7%	\$62,897	\$337,073	
26.0%	Other Services	12.8 %	7.9%	-4.9%	\$42,705	\$540,635	12.8 %	7.6%	-5.2%	\$93,945	\$1,244,131	
21.1%	Commodities	21.0 %	56.2%	35.2%	\$77,311	\$137,563	21.0 %	46.9%	25.9%	\$131,507	\$280,484	
	Total Expenditures		21.8%		\$1,116,292	\$5,127,382		12.8%		\$333,751	\$2,599,408	

B. Assessment of Fiscal Year - Efforts to Meet HUB Procurement Goals

Attainment:

Total HUB spent as a percentage of total expenditures was 21.77% in FY 2018 and 12.84% in FY 2019.

Applicability:

Heavy Construction and Building Construction were not applicable to TSUS Administration in FY 2018 and FY 2019 given existing programs.

Factors Affecting Attainment:

TSUS Administration has limited funding available for the purchase of goods and services.

"Good-Faith" Efforts:

TSUS Administration makes the following efforts to comply with the HUB procurement goals per TAC section 20.13(d):

- Provide information to personnel to determine the availability of HUB vendors
- Participate in institutional HUB vendor fairs
- Participate in HUB related groups such as the HUB Discussion Workgroup
- Provide support to components allowing attendance at events such as the Houston Minority Supplier Development Council Expo

Texas State University System (758)
Estimated Funds Outside the Institution's Bill Pattern
2020-21 and 2022-23 Biennia

	2020-21 Biennium				2022-23 Biennium			
	<u>FY 2020 Revenue</u>	<u>FY 2021 Revenue</u>	<u>Biennium Total</u>	<u>Percent of Total</u>	<u>FY 2022 Revenue</u>	<u>FY 2023 Revenue</u>	<u>Biennium Total</u>	<u>Percent of Total</u>
APPROPRIATED SOURCES INSIDE THE BILL PATTERN								
State Appropriations (excluding HEGI & State Paid Fringes)	\$ 1,368,000	\$ 1,231,200	\$ 2,599,200		\$ 1,299,600	\$ 1,299,600	\$ 2,599,200	
Tuition and Fees (net of Discounts and Allowances)	-	-	-		-	-	-	
Endowment and Interest Income	-	-	-		-	-	-	
Sales and Services of Educational Activities (net)	-	-	-		-	-	-	
Sales and Services of Hospitals (net)	-	-	-		-	-	-	
Other Income	-	-	-		-	-	-	
Total	<u>1,368,000</u>	<u>1,231,200</u>	<u>2,599,200</u>	<u>10.8%</u>	<u>1,299,600</u>	<u>1,299,600</u>	<u>2,599,200</u>	<u>9.8%</u>
APPROPRIATED SOURCES OUTSIDE THE BILL PATTERN								
State Appropriations (HEGI & State Paid Fringes)	\$ 373,716	\$ 336,000	\$ 709,716		\$ 355,000	\$ 355,000	\$ 710,000	
Higher Education Assistance Funds	-	-	-		-	-	-	
Available University Fund	-	-	-		-	-	-	
State Grants and Contracts	-	-	-		-	-	-	
Total	<u>373,716</u>	<u>336,000</u>	<u>709,716</u>	<u>2.9%</u>	<u>355,000</u>	<u>355,000</u>	<u>710,000</u>	<u>2.7%</u>
NON-APPROPRIATED SOURCES								
Tuition and Fees (net of Discounts and Allowances)	-	-	-		-	-	-	
Federal Grants and Contracts	-	-	-		-	-	-	
State Grants and Contracts	-	-	-		-	-	-	
Local Government Grants and Contracts	-	-	-		-	-	-	
Private Gifts and Grants	47,884	30,000	77,884		30,000	30,000	60,000	
Endowment and Interest Income	15,000	15,000	30,000		15,000	15,000	30,000	
Sales and Services of Educational Activities (net)	-	-	-		-	-	-	
Sales and Services of Hospitals (net)	-	-	-		-	-	-	
Professional Fees (net)	-	-	-		-	-	-	
Auxiliary Enterprises (net)	-	-	-		-	-	-	
Other Income	9,253,355	11,482,640	20,735,995		11,500,000	11,500,000	23,000,000	
Total	<u>9,316,239</u>	<u>11,527,640</u>	<u>20,843,879</u>	<u>86.3%</u>	<u>11,545,000</u>	<u>11,545,000</u>	<u>23,090,000</u>	<u>87.5%</u>
TOTAL SOURCES	<u><u>\$ 11,057,955</u></u>	<u><u>\$ 13,094,840</u></u>	<u><u>\$ 24,152,795</u></u>	<u><u>100.0%</u></u>	<u><u>\$ 13,199,600</u></u>	<u><u>\$ 13,199,600</u></u>	<u><u>\$ 26,399,200</u></u>	<u><u>100.0%</u></u>

6.L. Document Production Standards

Summary of Savings Due to Improved Document Production Standards

Agency Code:	Agency Name:	Prepared By:
758	The Texas State University System	Daniel Harper

Documented Production Standards Strategies	Estimated 2020	Budgeted 2021
1.	\$0	\$0
2.	\$0	\$0
3.	\$0	\$0
4.	\$0	\$0
Total, All Strategies	\$0	\$0
Total Estimated Paper Volume Reduced	-	-

Description:
With the passage of Senate Bill 5, no additional savings have been identified. All savings programs have already been implemented and efficiencies have been realized in prior years.

8. Summary of Requests for Facilities-Related Projects

[illegible]

Schedule 3A: Staff Group Insurance Data Elements (ERS)
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

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758 Texas State University System

	E&G Enrollment	GR Enrollment	GR-D/OEGI Enrollment	Total E&G (Check)	Local Non-E&G
GR & GR-D Percentages					
GR %	100.00%				
GR-D/Other %	0.00%				
Total Percentage	100.00%				
FULL TIME ACTIVES					
1a Employee Only	4	4	0	4	13
2a Employee and Children	2	2	0	2	3
3a Employee and Spouse	6	6	0	6	2
4a Employee and Family	6	6	0	6	6
5a Eligible, Opt Out	0	0	0	0	1
6a Eligible, Not Enrolled	0	0	0	0	0
Total for This Section	18	18	0	18	25
PART TIME ACTIVES					
1b Employee Only	0	0	0	0	0
2b Employee and Children	0	0	0	0	0
3b Employee and Spouse	0	0	0	0	0
4b Employee and Family	0	0	0	0	0
5b Eligible, Opt Out	0	0	0	0	0
6b Eligible, Not Enrolled	0	0	0	0	0
Total for This Section	0	0	0	0	0
Total Active Enrollment	18	18	0	18	25

758 Texas State University System

	E&G Enrollment	GR Enrollment	GR-D/OEGI Enrollment	Total E&G (Check)	Local Non-E&G
FULL TIME RETIREES by ERS					
1c Employee Only	0	0	0	0	0
2c Employee and Children	0	0	0	0	0
3c Employee and Spouse	0	0	0	0	0
4c Employee and Family	0	0	0	0	0
5c Eligible, Opt Out	0	0	0	0	0
6c Eligible, Not Enrolled	0	0	0	0	0
Total for This Section	0	0	0	0	0
PART TIME RETIREES by ERS					
1d Employee Only	0	0	0	0	0
2d Employee and Children	0	0	0	0	0
3d Employee and Spouse	0	0	0	0	0
4d Employee and Family	0	0	0	0	0
5d Eligible, Opt Out	0	0	0	0	0
6d Eligible, Not Enrolled	0	0	0	0	0
Total for This Section	0	0	0	0	0
Total Retirees Enrollment	0	0	0	0	0
TOTAL FULL TIME ENROLLMENT					
1e Employee Only	4	4	0	4	13
2e Employee and Children	2	2	0	2	3
3e Employee and Spouse	6	6	0	6	2
4e Employee and Family	6	6	0	6	6
5e Eligible, Opt Out	0	0	0	0	1
6e Eligible, Not Enrolled	0	0	0	0	0
Total for This Section	18	18	0	18	25

758 Texas State University System

	E&G Enrollment	GR Enrollment	GR-D/OEGI Enrollment	Total E&G (Check)	Local Non-E&G
TOTAL ENROLLMENT					
1f Employee Only	4	4	0	4	13
2f Employee and Children	2	2	0	2	3
3f Employee and Spouse	6	6	0	6	2
4f Employee and Family	6	6	0	6	6
5f Eligible, Opt Out	0	0	0	0	1
6f Eligible, Not Enrolled	0	0	0	0	0
Total for This Section	18	18	0	18	25

Schedule 4: Computation of OASI
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

Agency 758 Texas State University System

Proportionality Percentage Based on Comptroller Accounting Policy Statement #011, Exhibit 2	2019		2020		2021		2022		2023	
	<u>% to Total</u>	<u>Allocation of OASI</u>	<u>% to Total</u>	<u>Allocation of OASI</u>	<u>% to Total</u>	<u>Allocation of OASI</u>	<u>% to Total</u>	<u>Allocation of OASI</u>	<u>% to Total</u>	<u>Allocation of OASI</u>
General Revenue (% to Total)	100.0000	\$95,942	100.0000	\$97,104	100.0000	\$105,000	100.0000	\$105,000	100.0000	\$105,000
Other Educational and General Funds (% to Total)	0.0000	\$0	0.0000	\$0	0.0000	\$0	0.0000	\$0	0.0000	\$0
Health-Related Institutions Patient Income (% to Total)	0.0000	\$0	0.0000	\$0	0.0000	\$0	0.0000	\$0	0.0000	\$0
Grand Total, OASI (100%)	100.0000	\$95,942	100.0000	\$97,104	100.0000	\$105,000	100.0000	\$105,000	100.0000	\$105,000

Schedule 5: Calculation of Retirement Proportionality and ORP Differential

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Description	Act 2019	Act 2020	Bud 2021	Est 2022	Est 2023
Proportionality Amounts					
Gross Educational and General Payroll - Subject To TRS Retirement	1,354,581	1,354,583	1,218,888	1,286,604	1,286,604
Employer Contribution to TRS Retirement Programs	90,468	101,594	91,500	99,800	103,000
Gross Educational and General Payroll - Subject To ORP Retirement	0	0	0	0	0
Employer Contribution to ORP Retirement Programs	0	0	0	0	0
Proportionality Percentage					
General Revenue	100.0000 %	100.0000 %	100.0000 %	100.0000 %	100.0000 %
Other Educational and General Income	0.0000 %	0.0000 %	0.0000 %	0.0000 %	0.0000 %
Health-related Institutions Patient Income	0.0000 %	0.0000 %	0.0000 %	0.0000 %	0.0000 %
Proportional Contribution					
Other Educational and General Proportional Contribution (Other E&G percentage x Total Employer Contribution to Retirement Programs)	0	0	0	0	0
HRI Patient Income Proportional Contribution (HRI Patient Income percentage x Total Employer Contribution To Retirement Programs)	0	0	0	0	0
Differential					
Differential Percentage	1.9000 %	1.9000 %	1.9000 %	1.9000 %	1.9000 %
Gross Payroll Subject to Differential - Optional Retirement Program	0	0	0	0	0
Total Differential	0	0	0	0	0

Schedule 7: Personnel
87th Regular Session, Agency Submission, Version 1
Automated Budget and Evaluation System of Texas (ABEST)

Date: 9/16/2020
Time: 6:41:21PM

Agency code: **758** Agency name: **Texas State University System**

	Actual	Actual	Budgeted	Estimated	Estimated
Part A.					
FTE Postions					
Directly Appropriated Funds (Bill Pattern)					
Educational and General Funds Faculty Employees	15.8	15.4	17.0	17.0	17.0
Subtotal, Directly Appropriated Funds	15.8	15.4	17.0	17.0	17.0
Non Appropriated Funds Employees	26.9	27.8	27.0	27.0	27.0
Subtotal, Other Funds & Non-Appropriated	26.9	27.8	27.0	27.0	27.0
GRAND TOTAL	42.7	43.2	44.0	44.0	44.0

Agency 758 Texas State University System

Project Priority:	Project Code:	Tuition Revenue Bond Request	Total Project Cost	Cost Per Total Gross Square Feet
1	1	\$ 15,000,000	\$ 15,000,000	\$ 694
Name of Proposed Facility: Field Reseach Station	Project Type: x			
Location of Facility: Brewster County, Texas	Type of Facility: New Construction & Repair			
Project Start Date: 09/01/2022	Project Completion Date: 09/01/2024			
Gross Square Feet: 7,200	Net Assignable Square Feet in Project 6,300			

Project Description

TSUS acquired Christmas Mountains, located in Brewster County, in 2010 from the Texas General Land Office. Christmas Mountains serves as a 9,600 acre field laboratory for students and faculty conducting research, educational outreach, and networking. Opportunities are limited on the magnificent location due to inadequate infrastructure. To further the use of this property, TSUS seeks to build a ~7,000 square foot Field Research Station that will include classroom and gathering space, research space and storage. Additionally, the Christmas Mountains is home to Ament Lake Dam, constructed in 1911, and in need of extensive repair to prevent any breach.

Schedule 8B: Tuition Revenue Bond Issuance History

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758 Texas State University System						
Authorization Date	Authorization Amount	Issuance Date	Issuance Amount	Authorized Amount Outstanding as of 08/31/2020	Proposed Issuance Date for Outstanding Authorization	Proposed Issuance Amount for Outstanding Authorization
1993	\$27,000,000	Jan 5 1994	\$27,000,000			
		Subtotal	\$27,000,000	\$0		
1997	\$80,950,000	Sep 16 1998	\$80,950,000			
		Subtotal	\$80,950,000	\$0		
2001	\$105,398,106	Oct 17 2002	\$105,398,106			
		Subtotal	\$105,398,106	\$0		
2003	\$27,000,000	Nov 4 2003	\$27,000,000			
		Subtotal	\$27,000,000	\$0		
2006	\$96,886,780	Jul 30 2008	\$88,700,000			
		Jun 30 2009	\$4,500,000			
		Aug 19 2010	\$1,849,500			
		Dec 17 2019	\$1,837,280			
		Subtotal	\$96,886,780	\$0		
2016	\$256,420,000	Jan 6 2017	\$256,420,000			
		Subtotal	\$256,420,000	\$0		