



LEGISLATIVE BUDGET BOARD

Update: State Funding for Border Security

Covering the 2nd & 3rd Quarters of Fiscal Year 2016

PRESENTED TO THE HOUSE APPROPRIATIONS COMMITTEE

LEGISLATIVE BUDGET BOARD STAFF

JULY 2016

Update: State Funding for Border Security

These materials include information on the following topics:

1. Historical funding for border security
2. Expenditure status of Border Security Initiative appropriations
3. References

Historical Funding for Border Security

Total State Appropriations for Border Security (In Millions, All Funds)

| Biennium | DPS | Gov. | TMD | TPWD | TDCJ | TABC | TCOLE | TOTAL |
|---------------|-------------------|----------------|----------------|----------------|---------------|---------------|---------------|-------------------|
| 2008-09 | \$ 108.2 | \$ - | \$ - | \$ 2.1 | \$ - | \$ - | \$ - | \$ 110.3 |
| 2010-11 | 102.1 | 13.3 | - | 4.3 | 0.5 | - | - | 120.1 |
| 2012-13 | 212.9 | 4.0 | - | 4.7 | 0.5 | - | - | 222.1 |
| 2014-15 | 478.9 | 6.8 | 59.0 | 11.2 | 0.5 | - | - | 556.2 |
| 2016-17* | 789.4 | 38.4 | - | 9.9 | 0.5 | 1.2 | 0.2 | 839.6 |
| TOTAL: | \$ 1,691.5 | \$ 62.4 | \$ 59.0 | \$ 32.2 | \$ 1.9 | \$ 1.2 | \$ 0.2 | \$ 1,848.3 |
| | 91.51% | 3.38% | 3.19% | 1.74% | 0.10% | 0.06% | 0.01% | 100.0% |

As a percentage of total funding since 2008-09
 DPS totals include Operation Stonegarden Federal Funds in FY 2014-2017

* DPS appropriations include funds to reimburse TMD and TPWD for expenses from participation in Operation Secure Texas

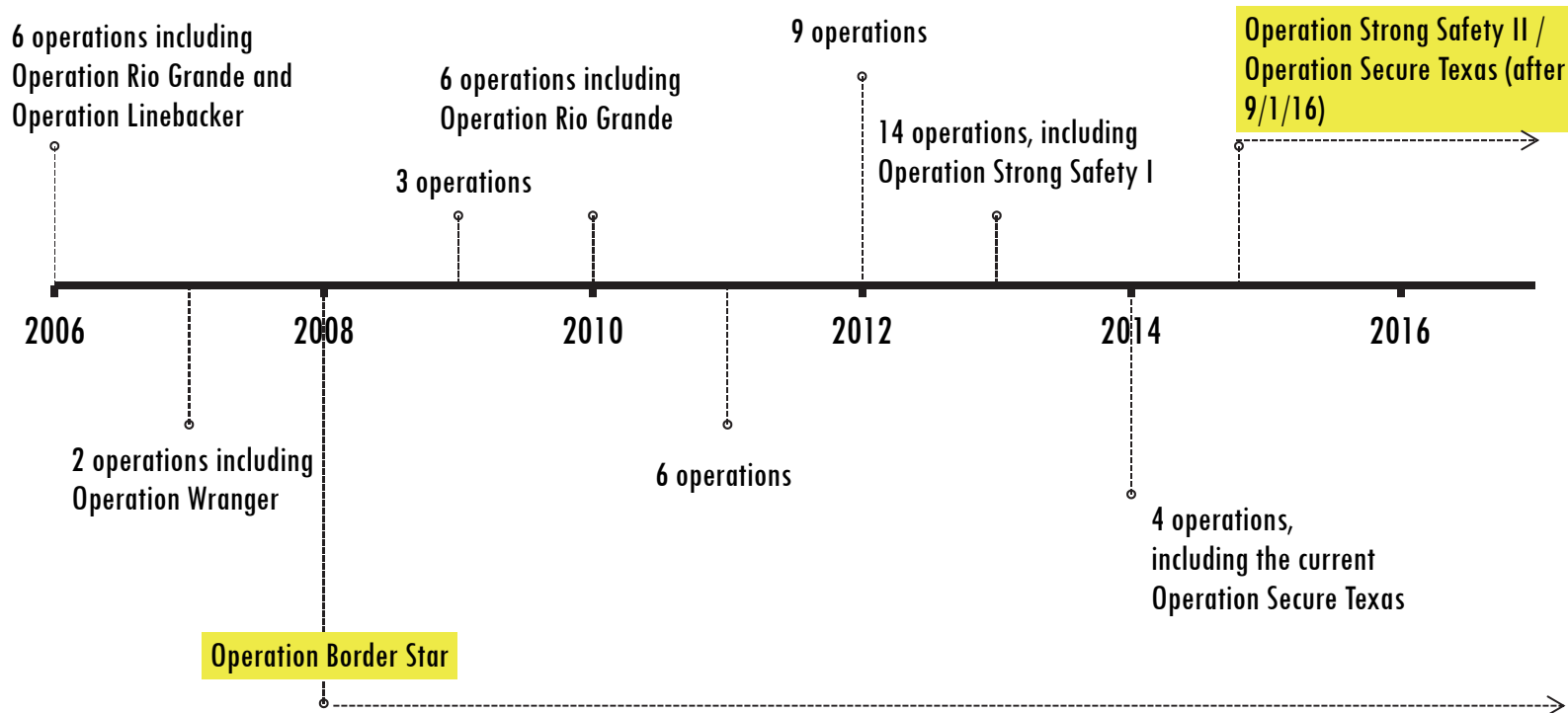
SOURCE: Legislative Budget Board.

A Decade of State Funding: FY 2008 to 2017

Since fiscal year 2008, the Legislature has appropriated funds for a diverse range of border security-related purposes, including:

- (DPS) Grants to local law enforcement for costs related to surge operations;
- (DPS) Schedule C salary raises for law enforcement officers, overtime for troopers, new Texas Ranger division, and recruit training schools;
- (DPS) Acquisition and installation of motion-activated border cameras as part of Operation Drawbridge;
- (DPS) Development and staffing of Joint Operation Intelligence Centers in the border region and the Border Security Operations Center in the agency's Austin headquarters;
- (DPS) Acquisition of aircraft and replacement vehicles;
- (DPS) Establishment of the Tactical Marine Unit, including tactical patrol boats;
- (DPS) Crime laboratory equipment, DNA testing, and construction of a new crime laboratory in Laredo;
- (DPS) Funding to reimburse the Texas Military Department for participation in Operation Secure Texas;
- (DPS) Grants to transition law enforcement agencies to the National Incident Based Reporting System;
- (DPS) Support for the Trans-Texas Information Center and joint training facilities;
- (TPWD) Additional Game Warden positions, overtime, patrol boats, vehicles, and night-vision goggles;
- (Trusted Programs Within the Office of the Governor) Funding for prosecution resources, equipment and training, and expanded anti-gang efforts; and
- (TDCJ) Funding for agency's Office of the Inspector General to collect and analyze gang-related intelligence.

State-initiated Border Security Operations



State Appropriations for Border Security, FY 2016–17

Total by Method of Finance (MOF)

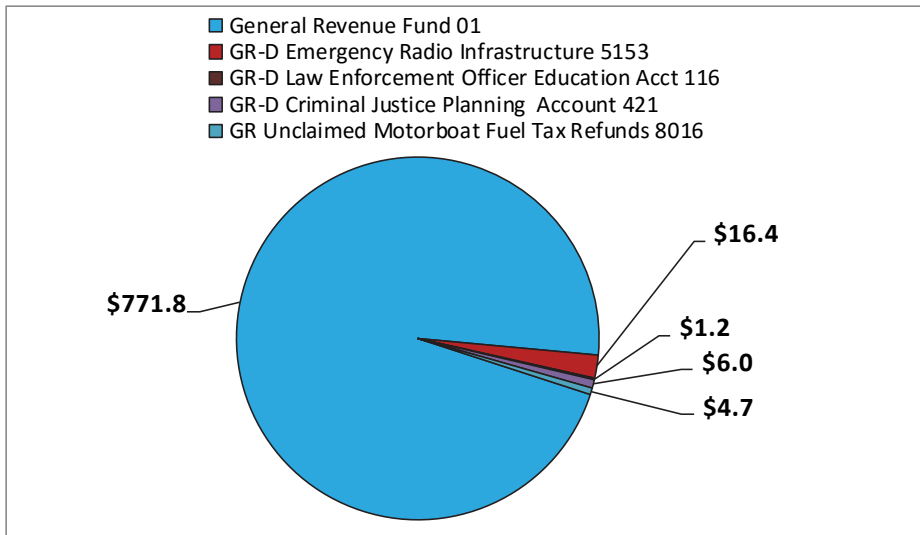
| | | |
|---|-----------|--------------------|
| General Revenue Fund 01 | \$ | 771,793,462 |
| GR-D Emergency Radio Infrastructure 5153 | | 16,378,348 |
| GR-D Law Enforcement Officer Education Acct 116 | | 1,181,667 |
| GR-D Criminal Justice Planning Account 421 | | 6,000,000 |
| GR Unclaimed Motorboat Fuel Tax Refunds 8016 | | 4,684,952 |
| Border Security Initiative Total: | \$ | 800,038,429 |

Total State Funds by Agency

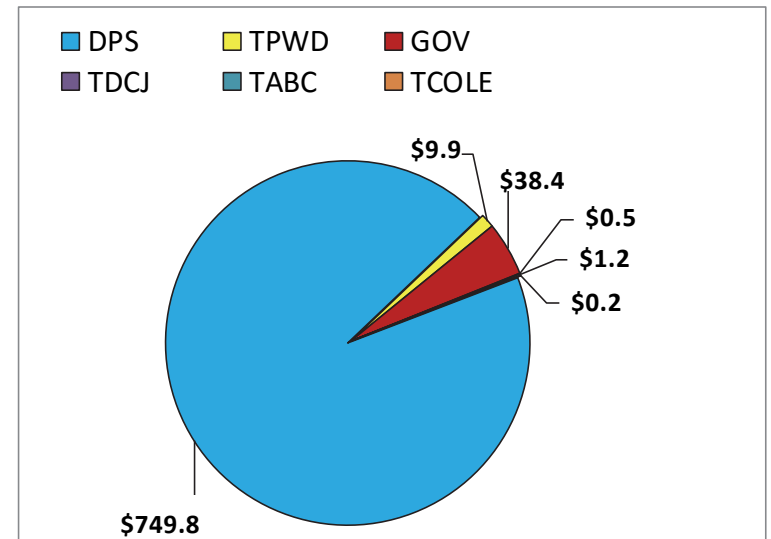
| | | |
|-------|-----------|--------------------|
| DPS | \$ | 749,833,480 |
| TPWD | | 9,948,664 |
| GOV | | 38,400,000 |
| TDCJ | | 450,000 |
| TABC | | 1,184,618 |
| TCOLE | | 221,667 |
| | \$ | 800,038,429 |

Border Security Initiative

Border Security Funding, By MOF (In Millions)



Border Security Funding, By Agency (In Millions)



Detail on State Appropriations (All Funds) for Border Security, FY 2016–17

| | | Dollars | | |
|---|-------------------|-----------------------------|--|--|
| Agency | Method of Finance | Appropriated, FY 2016-17 | | Funding Item Purpose |
| DPS | 001 | \$ 305.1 | | Border security-related base |
| DPS | 001 | 142.6 | | 10-hour work day |
| DPS | 001 | 83.4 | | Operation Strong Safety II |
| DPS | 001 | 87.0 | | 250 new troopers |
| DPS | 001 | 20.0 | | Transfer troopers |
| DPS | 001 | 72.0 | | Transitional funding for TMD and OSS II |
| DPS | 001 | 8.8 | | New Texas Ranger Division |
| DPS | 001 | 7.5 | | Fully-equipped Pilatus aircraft |
| DPS | 001 | 2.4 | | Texas Transnational Intelligence Center |
| DPS | 001 | 2.0 | | Multiuse training facility |
| DPS | 001 | 1.6 | | South Texas College - Excellence |
| DPS | 116 | 1.0 | | NIBRS grant funding |
| DPS | 5153 | 16.4 | | NIBRS grant funding |
| | | \$ 749.8 | | |
| TPWD | 001 | 5.3 | | 19 additional Wardens (with equipment) |
| TPWD | 8016 | 4.7 | | Border security operations |
| | | \$ 9.9 | | |
| GOV | 001 | 3.0 | | Additional prosecution resources |
| GOV | 001 | 10.2 | | Grants for anti-gang activities |
| GOV | 001 | 3.0 | | Contract w/ TMD to install border cameras |
| GOV | 001 | 10.2 | | Local border security grants (moved from DPS) |
| GOV | 001 | 6.0 | | Sustain year-round flight capability for helicopters |
| GOV | 421 | 6.0 | | Prosecution resources (grants) |
| | | \$ 38.4 | | |
| TABC | 001 | \$ 1.2 | | Fund 6 Special Investigations Unit (SIU) agents |
| TDCJ | 001 | 0.5 | | To agency's Office of Inspector General |
| TCOLE | 116 | 0.2 | | 2.0 FTEs to assist DPS with border investigations |
| | | \$ 800.0 | | |
| DPS | 555 | \$ 38.8 | | Operation Stonegarden (estimated) |
| DPS | 444 | 0.7 | | Criminal Justice Grants (estimated) |
| <i>Additional funds appropriated for border security in the GAA</i> | | \$ 39.5 | | |
| | | \$ 839.6 | | |

Article IX, Sec. 7.09

Article IX, Section 7.11, 2016–17 GAA

(a) The Department of Public Safety, Texas Military Department, Texas Parks and Wildlife Department, Trusteed Programs Within the Office of the Governor, Texas Department of Criminal Justice, Texas Alcoholic Beverage Commission, Texas Commission on Law Enforcement, and any other agency as requested by the Legislative Budget Board, shall report all budgeted and expended amounts and performance results for border security as of January 31st and August 31st of each fiscal year to the Legislative Budget Board.

(b) In this section, border security is defined as activities associated with deterring crimes and enforcing state laws related to offenses listed in the Texas Government Code, Section 772.0071, or hunting and fishing laws related to poaching, or for which Texas receives federal grants intended to enhance law enforcement, or that relate to federal law enforcement operations, between designated entry and exit points in counties:

(1) adjacent to or a portion of which is located within 20 miles of an international border; or

(2) adjacent to two counties located on an international border with a population of more than 5,000 and less than 7,500 according to the most recent decennial census; or

(3) adjacent to the Gulf Intracoastal Waterway, as defined by the Texas Transportation Code, Section 51.002(4).

(c) This report shall be provided not later than 30 days after the reporting period specified in Subsection (a) and in a manner prescribed by the Legislative Budget Board. The report shall include, at a minimum:

(1) expended amounts and performance results for activities related to enforcing laws listed in Subsection (b) that occurring:

(A) in each county in Subsection (b) as well as for activities statewide that support the definition included in Subsection (b); enforcement of those laws in these counties, and

(B) in any geographic region outside of the counties included in Subsection (b), as requested, such as areas identified as smuggling corridors;

(2) the method of finance of budgeted and expended amounts;

(3) the object of expense of budgeted and expended amounts; and

(4) regular and overtime pay.

Comparison of Border Regions

Article IX, Section 7.11, 2016-17 GAA

Department of Public Safety,
Regions 3 and 4



Implementation of Article IX, Section 7.11, 2016–17 GAA

- Met with and have ongoing dialogue with agencies listed in the rider
- Divided reporting into categories to allow information to easily be tied to the General Appropriations Act and other relevant legislation
- Template for reporting financial information was finalized and distributed to agencies in November 2015
- All agencies have provided a report to date; 7 of the 8 agencies did so using the definition in the rider and the template
- LBB staff is working with agencies to finalize performance information that will be reported

Overview of Border Security Expenditures (All Funds)

Agencies completing under definition of Art. IX Sec. 7.11, as of February 28, 2016

| | Appropriated for 2016 | Total Expended | Expended in Border Counties | Expended in Non-Border Counties (Direct Support) | Expended in Non-Border Counties |
|---|-----------------------------------|------------------------|--------------------------------|---|---------------------------------------|
| Trusted Programs (Office of the Governor) | \$ 47,889,174 | \$ 14,727,218 | \$ 8,014,453 | \$ 6,712,764 | \$ - |
| Office of the Attorney General | 658,736 | 658,736 | 658,736 | - | - |
| Texas Department of Criminal Justice | 772,253 | 379,422 | 235,991 | 143,431 | - |
| Texas Alcoholic Beverage Commission | 684,510 | 377,147 | 377,147 | - | - |
| Texas Commission on Law Enforcement | 75,167 | - | - | - | - |
| Texas Military Department | 16,900,000 | 10,765,356 | 10,765,356 | - | - |
| Parks and Wildlife Department | 8,375,227 | 2,589,794 | 2,333,816 | 31,153 | 224,826 |
| TOTAL: | \$ 75,355,067 | \$ 29,497,673 | \$ 22,385,499 | \$ 6,887,348 | \$ 224,826 |
| Less IACs to TMD, TPWD: | \$ (18,220,321) | \$ (12,271,537) | \$ (12,085,677) | \$ (185,861) | \$ - |
| TOTAL, less IACs to TMD, TPWD: | \$ 57,134,746 | \$ 17,226,136 | \$ 10,299,822 | \$ 6,701,488 | \$ 224,826 |
| | <i>Percent of Total Expended:</i> | | <i>59.8%</i> | <i>38.9%</i> | <i>1.3%</i> |

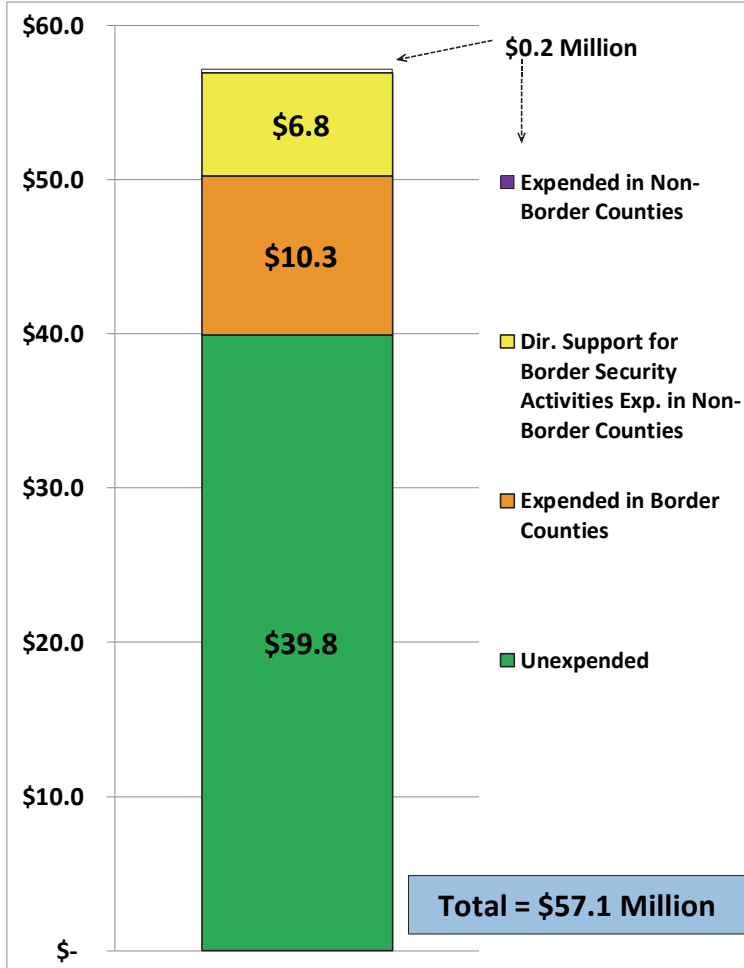
Overview of Border Security Expenditures (All Funds)

DPS submission, as of May 31, 2016

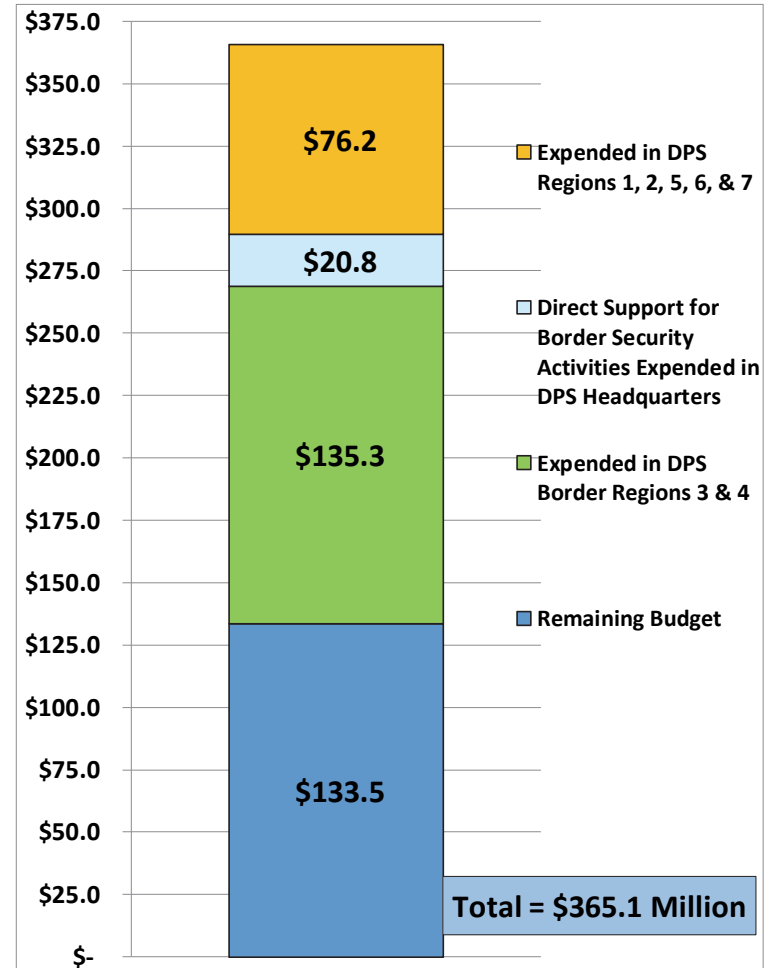
| | Appropriated for 2016 | Total Expended, All Regions | Expended in DPS Border Regions 3 & 4 | Direct Support - Activities Expended in DPS Headquarters | Expended in DPS Regions 1, 2, 5, 6, & 7 |
|-----------------------------|--------------------------|-----------------------------------|--|---|---|
| Department of Public Safety | \$ 365,111,435 | \$ 232,327,523 | \$ 135,323,622 | \$ 20,756,579 | \$ 76,247,322 |
| | | <i>Percent of Total Expended:</i> | 58.2% | 8.9% | 32.8% |

Border Security Expenditures by Region

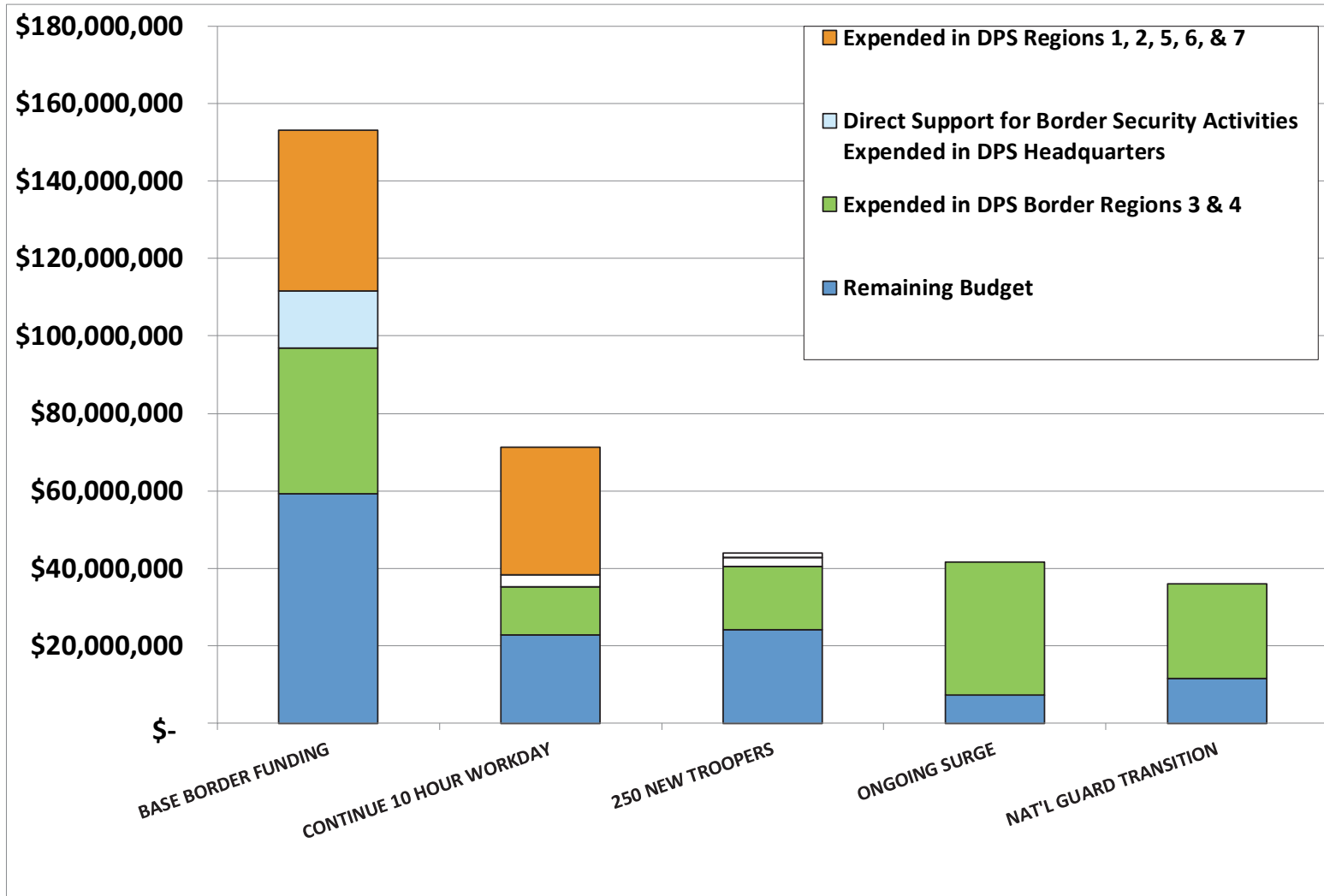
Agencies Using Art. IX, Sec. 7.11 Def. (2nd Q., In Millions)



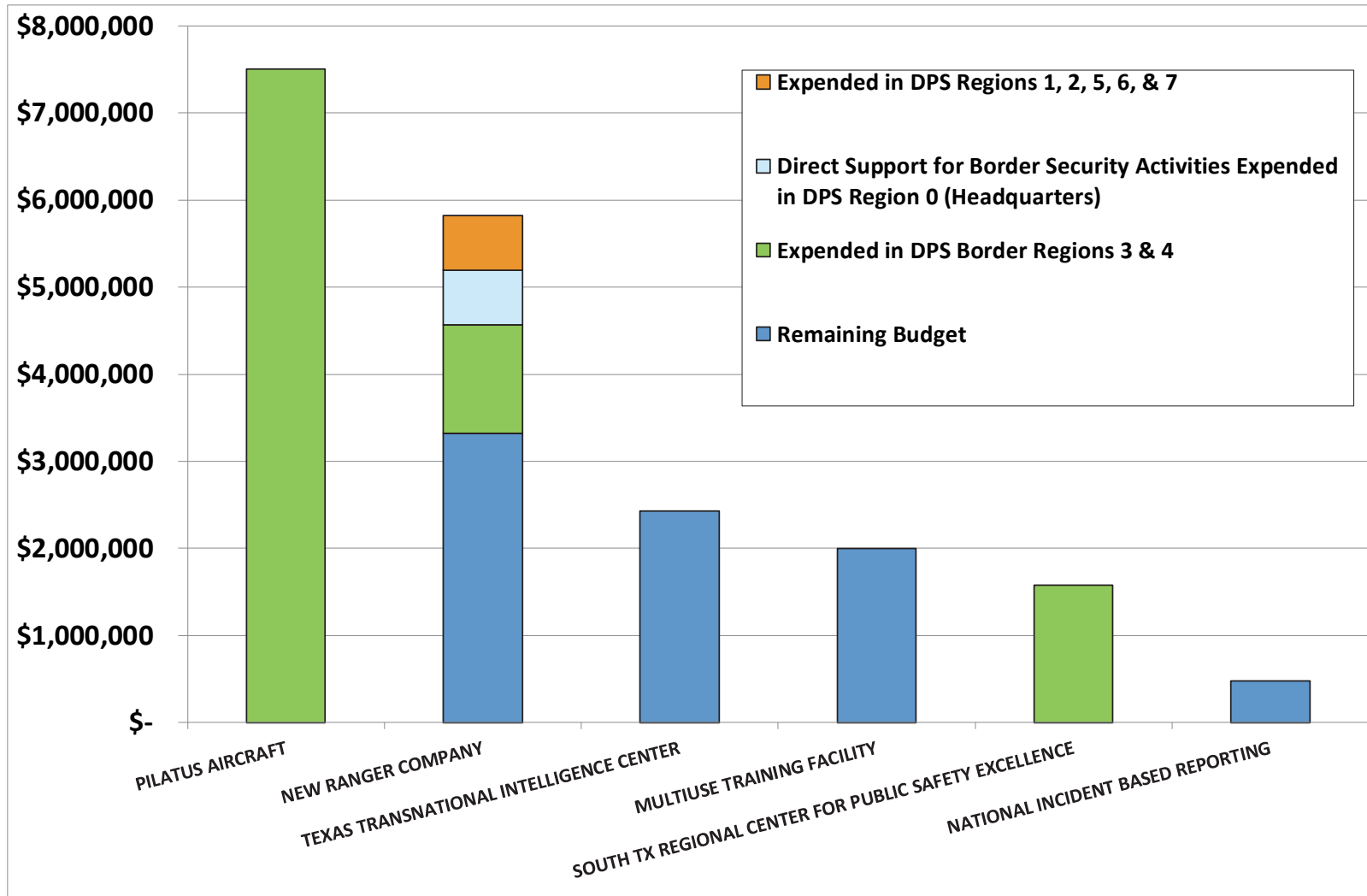
DPS Submission 3rd Q., In Millions



Detail – Department of Public Safety



Detail – Department of Public Safety



DPS Rider 58, 2016–17 GAA (Add 250 New Troopers)

| Fiscal Year (as of August 31) | Trooper Addition | | Commissioned Attrition | | | Commissioned Population | | |
|----------------------------------|-----------------------------|--------------------|------------------------|--------------------|-----------------|--------------------------------|-------------------------------|-----------------------------|
| | Recruits Starting | Recruits Graduated | Retirements | Other Terminations | Total Attrition | Other Adjustments ¹ | Net Change to Comm Population | Total Filled Comm Positions |
| | <i>Drawn from Section 2</i> | | | | | | | <i>Excl. Recruits</i> |
| 2000, est. | 171 | 139 | -70 | -22 | -92 | 0 | 47 | 3,108 |
| 2001, est. | 158 | 136 | -76 | -72 | -147 | 23 | 12 | 3,120 |
| 2002, est. | 487 | 203 | -76 | -72 | -148 | -50 | 5 | 3,125 |
| 2003 | 294 | 291 | -220 | -62 | -282 | 106 | 115 | 3,240 |
| 2004 | 269 | 360 | -83 | -92 | -175 | -147 | 38 | 3,278 |
| 2005 | 259 | 211 | -83 | -90 | -173 | -13 | 25 | 3,303 |
| 2006 | 129 | 0 | -39 | -102 | -141 | 126 | -15 | 3,288 |
| 2007 | 213 | 230 | -92 | -96 | -188 | -76 | -34 | 3,254 |
| 2008 | 338 | 234 | -164 | -100 | -264 | 305 | 275 | 3,529 |
| 2009 | 217 | 210 | -101 | -86 | -187 | -57 | -34 | 3,495 |
| 2010 | 263 | 189 | -109 | -61 | -170 | -44 | -25 | 3,470 |
| 2011 | 186 | 152 | -101 | -75 | -176 | 66 | 42 | 3,512 |
| 2012 | 161 | 108 | -101 | -76 | -177 | -5 | -74 | 3,438 |
| 2013 | 244 | 182 | -75 | -59 | -134 | 40 | 88 | 3,526 |
| 2014 | 260 | 209 | -80 | -80 | -160 | 20 | 69 | 3,595 |
| 2015 | 300 | 238 | -66 | -80 | -146 | -28 | 64 | 3,659 |
| 2016, DPS Est. ² | 392 | 322 | -74 | -73 | -147 | | 175 | 3,834 |
| 2017, DPS Est. ³ | 535 | 448 | -164 | -100 | -264 | | 184 | 4,018 |

¹Includes Reinstatements and Terminations as a result of timing differences in reporting.

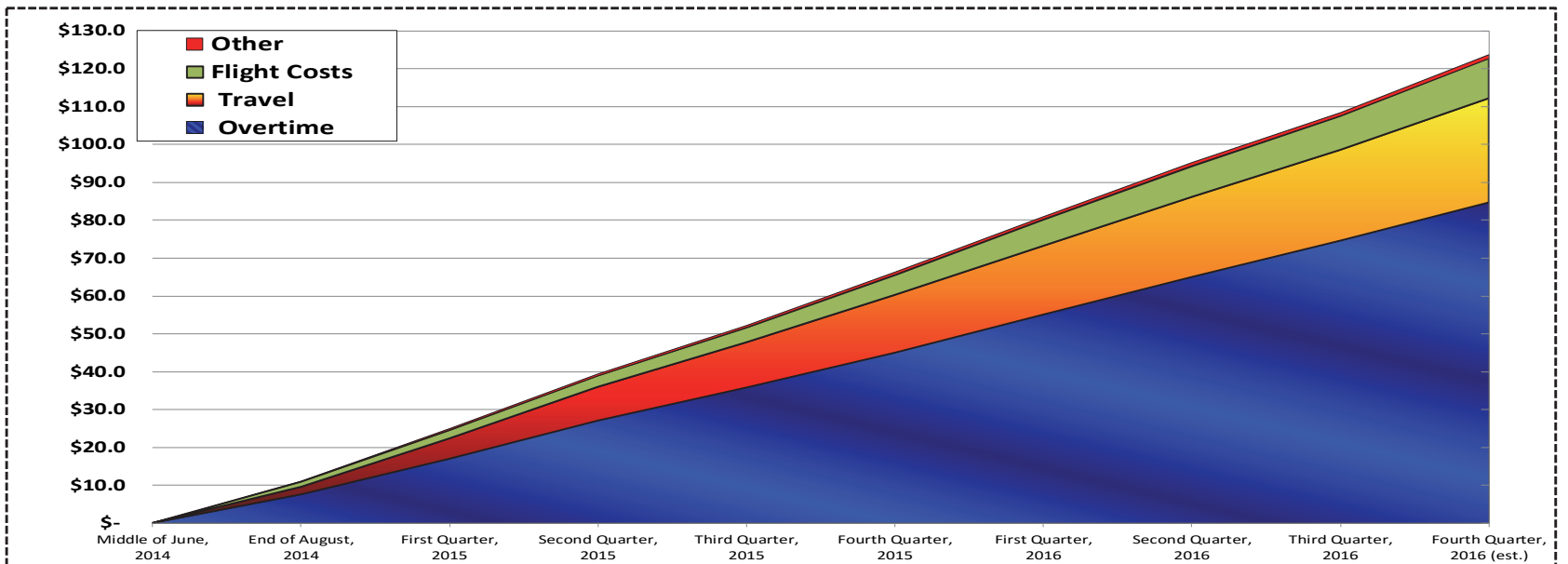
²Based on historical data, 2016 Retirements and Other Terminations equal the average of 2013, 2014, and 2015.

³Based on historical data, 2017 Retirements and Other Terminations equal 2008.

SOURCE: Department of Public Safety.

DPS – Operation Secure Texas

| | FY 2014 | | FY 2015 | | | | | FY 2016 | | | | |
|--------------------------|---------------------|-----------|------------------------------|----------------------|---------------------|------------------------------|---------------------|----------------------|---------------------|-----------------------------|--|--|
| | End of August, 2014 | | First Quarter, 2015 | Second Quarter, 2015 | Third Quarter, 2015 | Fourth Quarter, 2015 | First Quarter, 2016 | Second Quarter, 2016 | Third Quarter, 2016 | Fourth Quarter, 2016 (est.) | | |
| Overtime | \$ 7.6 | \$ | \$ 17.1 | \$ 27.1 | \$ 35.8 | \$ 45.1 | \$ 55.2 | \$ 65.1 | \$ 74.7 | \$ 84.7 | | |
| Travel | 2.1 | | 5.4 | 9.0 | 11.9 | 15.2 | 18.1 | 21.1 | 23.9 | 27.5 | | |
| Flight Costs | 1.2 | | 2.2 | 2.9 | 3.9 | 5.3 | 6.9 | 8.1 | 9.0 | 10.5 | | |
| Other | 0.2 | | 0.4 | 0.5 | 0.6 | 0.7 | 0.7 | 0.8 | 0.9 | 1.0 | | |
| Cumulative Total: | \$ 11.1 | \$ | \$ 25.0 | \$ 39.4 | \$ 52.2 | \$ 66.3 | \$ 80.9 | \$ 95.1 | \$ 108.4 | \$ 123.8 | | |
| | | | FY 2015 Only: \$ 55.2 | | | FY 2016 Only: \$ 57.4 | | | | | | |



SOURCE: Department of Public Safety.

Resources

For more information about this topic:

1. Overview of Texas Border Security Funding and Activities, 2015
www.lbb.state.tx.us/Documents/Publications/GEER/Government_Effectiveness_and_Efficiency_Report_2015.pdf
2. Improve Transparency, Coordination, and Oversight of State Border Security Activities, 2015
www.lbb.state.tx.us/Documents/Publications/GEER/Government_Effectiveness_and_Efficiency_Report_2015.pdf
3. Texas Homeland Security Funding Primer, 2008: www.lbb.state.tx.us/FederalFunds.aspx?Team=FedFunds
4. Texas Homeland Security Strategic Plan, 2010–15:
governor.state.tx.us/files/homeland/HmLndSecurity_StratPlan2015.pdf
5. Border Security, Office of the Governor: governor.state.tx.us/initiatives/border/
6. Border Security, Department of Public Safety: www.txdps.state.tx.us/PublicInformation/borderSecStats.htm
7. Unaccompanied Children (UAC) Sponsor Data Info Graphic:
public.tableau.com/profile/state.of.texas.lbb#!/vizhome/UnaccompaniedChildrenReleasedtoSponsors/UnaccompaniedMinorswoNoCountData



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