

**Legislative Appropriations Request**

**For Fiscal Years 2016 and 2017**

Revised

Submitted to the  
Governor's Office of Budget, Planning and Policy  
and the Legislative Budget Board

by

**Texas Board of Podiatric Medical Examiners**

Submitted July 28, 2014

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512 Board of Podiatric Medical Examiners

BOARD MEMBER	TERM	HOMETOWN-TX
Travis Motley, DPM, President	2007-2017	Colleyville, TX
Harold Ashley Ledger, DPM, Vice President	2009-2015	Nolanville, TX
Charles J. Hubbard, DPM, Secretary	2009-2015	Austin, TX
J. Michael Lunsford, DPM	2008-2019	Katy, TX
Joe. E. Martin, Jr., DPM	2008-2019	College Station, TX
Mr. James M. Miller	2008-2019	Aledo, TX
Brian Carpenter, DPM	2011-2017	Bridgeport, TX
Mr. Fred E. Davis, JD	2011-2017	Austin, TX
Ms. Chakilla Robinson	2014-2015	Katy, TX

As stated in our FY 2015-2019 Strategic Plan, the TSBPME has been for 91 years the state agency entrusted with the responsibility of licensing Podiatric Physicians (DPM's; Podiatrists) and regulating Podiatric Medicine in Texas (TOC 202; 22 TAC 18). We are a small state agency, headed by an Executive Director, who reports to a 9 member Board of 6 DPM's and 3 Public Members.

We have a present total of 4.0 FTE's: 1) Executive Director (exempt), 2) Staff Services Officer V (classified), 3) Staff Services Officer I (classified) and 4) Administrative Assistant III (classified). Previously, the FTE level for FY 2012-2013 was less than 4.0 authorized for FY 2010-2011 due to the FY 2010-2011 5% Budget Reduction, FY 2011 2.5% Budget Reduction and FY 2012-2013 1 FTE Reduction (25% workforce reduction) ... a vacancy (i.e. Administrative Assistant II – classified - Investigations) was left open and then eliminated to meet State mandated Budget Reductions. However, since February 2010, this does not mean that we identified that our operations could continue with 3.0 FTE's; a 25% workforce reduction. The agency needed to be fully staffed at 4.0 FTE's, as that has historically been our required minimum staffing level. Therefore, for the present FY 2014-2015 biennium (83rd Session/2013), we requested funding for the 4th FTE position (i.e. Investigations position). Again, the prior State mandated Budget Reductions from 2010-2013 have had a negative impact on agency operations, as well as the October 2013 federal government shutdown. The 83rd Legislature/2013 restored our funding and 1 FTE (Investigations position) per contingent revenue for FY 2014-2015. The Board sent the requisite FY 2014-2015 (\$50.00 Annual DPM Renewal) Fee Increase letter to the Comptroller on 08/23/2013, began collecting increased fees on 09/01/2013 but the Comptroller did not release our contingent revenues until 12/06/2013. The 4th FTE (Investigations position) was hired on 02/01/2014.

Legal services are provided through the OAG. The AAG currently assigned to the Board has over 21 years of institutional knowledge of our functions and is a person of immense value.

The function of the Board is to: 1) Protect the citizens of Texas, 2) License DPM's, 3) Perform an annual renewal of all DPM's, 4) Register non-certified Podiatric Radiological Technicians, 5) Enforce Board laws, 6) Enforce Board rules; 7) Enforce other applicable statutes. Currently there are 1,020 "Active" licensed Podiatrists in Texas; the Board regulates and serves this population statewide with no geographical limitations.

Operations of the Board are supported entirely by annual license fees. We collect revenue at approximately 20% - 30% in excess of our appropriation authority and other costs (benefits & indirect costs; 6.E. Page 1 of 2 FY 2014-2015 LAR) per year to the State's GR Fund; over and above what we spend. For FY 2013, total collected revenue was \$505,000.00 and we returned \$191,986.00 to GR. Due to the small size of the agency & profession we remain weary of license fee increases; the DPM "Annual" license renewal fee is \$520.00. We are self-supporting; receiving no funds from GR, no tax revenues from the people of Texas nor federal funds. The agency's FY 2014 total budget is \$279,402.00. The agency's FY 2015 total budget is \$277,556.00. Our current operating budget is approximately \$77,199.00 for each year of the

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biennium.

Current significance:

In 2003, prior Budget Reductions reduced our staff from 5.0 to 4.0 FTE's.

2004 brought about our statutorily required Sunset review; the TSBPME "passed" Sunset (79th Session/2005) and was continued in existence for another 12 years to 2017.

Regarding the perennial "Foot" (rule) scope of practice contest, on 11/07/2002 the TOA/TMA filed a lawsuit against the TSBPME. The TPMA subsequently intervened. As of 06/18/2010 & 07/30/2010, final "Foot" litigation (formerly pending since 2008) before the Texas Supreme Court (Case No. 08-0485) resulted in a decision by the Court upholding the March/May 2008 Texas 3rd Court of Appeals (3rd COA) Opinions invalidating the Board's definition of "Foot." The well-financed medical (TMA/TOA) and podiatric (TPMA) trade associations continue to deliberate podiatry scope of practice before the Board; with the agency remaining hopeful for an ultimate/final legislative remedy during the 84th Session/2015 as directed by the Texas 3rd COA (i.e. "Footnote 7").

The overall challenges/contests with the "Foot" rule adopted 03/23/2001 eclipsed a decade mark. This matter remains of primary importance as scope of practice sets the parameters in which the profession and the agency functions/exists. As long as scope of practice remains unclear, there remains ambiguity on the agency's potential for clear regulation (Licensure/Enforcement) and to seek legislative resources (additional staff and funding) to ensure the agency can proactively remain strong for the future. For example, should the Legislature clearly deem that the "Ankle" is within podiatric scope of practice, the Board could then seek additional resources to clear its (standard of care) complaint investigation backlogs with direct focus on that endeavor. However, with pending uncertainty, agency staff faces unexpected challenges every time an authoritative body returns an action due to the fact that the Board then finds itself in a position to immediately address the judicial process with legal counsel (OAG) in response to meeting strict deadlines. This address involves agency staff (who worked through years & years of Budget Reductions) needing to focus only on the scope of practice matter at hand by preparing for, coordinating and scheduling an "Open Meeting" (to include post-meeting follow-through and document preparation/filing with authoritative bodies) which diverts staff's attention away from other agency day-to-day operations. Should the Legislature clearly deem that the "Ankle" is not within podiatric scope of practice, the Board would then need to seek the resources/staff to enforce such a scope of practice limitation by restricting the current 1,020 "Active" DPM's from their existing "Foot/Ankle" practices. This would require a dedicated compliance/enforcement program (of multiple Investigators/Inspectors/Attorneys) to review license files, hospital credentialing records and local practice business processes to ensure that DPM's are then not practicing "Medicine" without a license (crime) which is the field of licensure for Medical Doctors and Doctors of Osteopathic Medicine (MD/DO) regulated by the Texas Medical Board (TMB). The TSBPME would also need to enter into an interagency agreement (whether by executive MOU or through Rule or other lawful provision) with the TMB to (criminally) co-investigate and (criminally) co-prosecute DPM's statutorily practicing "Medicine" without a license by treating the "Ankle." This scenario would mean the creation of a whole group/class of statutory "doctor-criminals". The possibility exists that the Legislature would also need to clearly link the TSBPME's and the TMB's investigations/enforcement programs by statute to clear certain "confidentiality" restrictions and to ensure dual agency jurisdiction in addition to the ability of sharing resources/funds, in the creation of a new statutory "crime/criminal act." Furthermore, in the event the Legislature deems that "Ankle" is not within the practice of Podiatric Medicine, we continue to hear DPM's saying that they will leave Texas to practice in other states within the full capacity of their education/training. Out of state practitioners continue to state they will not come to Texas if they cannot treat the "Ankle." Should a mass departure of DPM's occur and should the State not see any new licensees, then the Board would experience reduced revenue in fewer license fees. A mass departure would also result in a public burden as DPM's perform foot/ankle medical procedures at lower rates than those of comparable MD's/DO's. This podiatry vacuum could also result in increased costs and reduced services for Medicare/Medicaid beneficiaries, with an ever-aging and economically challenged US/Texas population.

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Podiatry scope of practice ultimately is a matter for final determination by the Texas Legislature. The 82nd Legislative Session began in January 2011. By the conclusion of the 82nd Texas Legislative Session in May 2011, HB1980/Laubenberg & SB 1264/Uresti died in Committee. As no action was taken by the 82nd Texas Legislature on those identical/companion bills, podiatry scope of practice determinations continue to be made in reference to and in accordance with the March/May 2008 Texas 3rd Court of Appeals Opinions (upheld by the Texas Supreme Court on July 30, 2010) and the statutory definition of "Podiatry" found in Texas Occupations Code §202.001(a)(4).

A "Podiatry Scope of Practice – Staff Resource Information" document has been published on the agency's website at: [www.tsbpme.texas.gov/qa.htm#q1](http://www.tsbpme.texas.gov/qa.htm#q1)

Please review that document (& supporting/hyperlink information) from our website CAREFULLY as this is the Board's response to the litigation outcome. That document also speaks to certain hospital credentialing scenarios (i.e. Texas Health & Safety Code provisions). The practice of podiatry in Texas is limited to treatment of the "Foot/Ankle;" no other portions of the human anatomy.

This scope of practice matter is discussed in greater detail throughout our FY 2015-2019 Strategic Plan.

While we have not identified specific economic variables affecting the podiatric profession, aside from rising managed healthcare costs and insurance reimbursement limitations (Medicare/Medicaid decreases) affecting the entire healthcare industry, the primary issue affecting Texas Podiatrists is the aforementioned scope of practice "Foot" contest.

In the course of executing investigations, the Board continues to interact with the FBI, DEA, OAG-MFCU, DPS and the USDHHS-OIG. Although the Board's principal enforcement statute is TOC 202, the Board also investigates and enforces, in part, provisions related to TOC 53, the Texas Penal Code, the TxHSC, the TGC and other provisions related to Federal Mandates (SSA; Medicare/Medicaid); other state statutes. Nevertheless, due to the FY 2010-2011 5% Budget Reduction, FY 2011 2.5% Budget Reduction and FY 2012-2013 1 FTE Reduction (25% workforce reduction), the Board witnessed the elimination of its Administrative Assistant II position who supported enforcement/investigations. As a result of the requisite agency reorganization (implemented on 02/16/2010), the burden of enforcement/investigations had fallen in a greater role to the Executive Director. To therefore assist the Board with certain investigations in a time of reduced staff/resources, the Board on 05/26/2010 enlisted TOC 202 – Subchapter J "Peer Review" assistance of the Texas Podiatric Medical Association in an effort previously begun in 2009.

Previously, it was noted that on 02/06/2006 after a lengthy five-year investigation, the Board was successful in ordering and collecting a \$75,000.00 fine by a Texarkana, TX DPM and assisting the FBI in securing a \$2 Million restitution to Medicare as part of the same investigation. We continued to build on the success/experience of that case in addressing similar "Major" investigations. On 11/06/2009, the Board made a successful Podiatry "Healthcare Fraud" presentation to the Dallas FBI's North Texas Healthcare Fraud Working Group identifying trends in Medicare/Medicaid/Insurance Fraud. In a more recent case, on 05/28/2010 the Board was successful in a follow-up of a 2007 "Cease/Desist Order" vs. 2 DPM's in McAllen, TX with the FBI, the USDHHS-OIG and the OAG-MFCU whereby the 2 DPM's were sentenced to up to 3 years in federal prison and ordered to pay restitution to Medicare/Medicaid in the amount of the \$691,128.04 for conducting a major healthcare fraud scheme. In yet another case, on August 12, 2013 the Board was successful in taking action vs. a DPM in San Antonio, TX with the FBI, the USDHHS-OIG and the OAG-MFCU where that Podiatrist paid \$83,754.45 in Restitution to Medicare/Medicaid and was fined \$10,000.00. The Board has been recognized (2008, 2009, 2010) by the FBI for "Exceptional Service in the Public Interest" [TOC §202.509(e)]. We will continue to build on this rare accomplishment to suffice future investigations. All Board Disciplinary Actions can be viewed here from our website at: [www.tsbpme.texas.gov/verification.disciplinary\\_action.htm](http://www.tsbpme.texas.gov/verification.disciplinary_action.htm).

The Board's statutory authority to conduct Criminal Background Checks resides within TGC Sections 411.087, 411.088, 411.122, 411.135, 411.1405 (HB 660; 78th Regular Legislative Session); CCP Article 60.061 and, 28 CFR 16.34 & 50.12. Board Rule §376.27 and the TSBPME "Use of Technology Policy" identify agency

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practices/procedures regarding background checks. Further detail of these practices/procedures were provided to the State Auditor's Office in their "SAO Report #08-024."

The Board is a member of the Health Professions Council (TOC 101). A shining example of HPC's success is the shared Information Technology Support Services program. In March 2008, the Board and HPC representatives began a database study, in part, to attend to certain "legacy" issues. A "new and improved" database could also enhance and automate 25% of the Executive Director's, Staff Services Officers V's/I's & Enforcement Coordinator's workload; much of which is done manually. This Shared Regulatory Database endeavor which was approved by the 81st Legislature for 6 HPC/Article VIII agencies as a vanguard, would also have been responsive to satisfying certain Information Technology findings contained within SAO Report #09-038 (our primary impetus for migration). While we hoped to migrate to this system beginning in FY 2012, a previously proposed Exceptional Item (82nd Session/2011) had been vacated due to cost estimates from Irondata (authorized vendor) ranging from \$123,585.00 to \$210,790.00 for us to launch. We could not in good faith request that item as those amounts are essentially our GR contributions and/or would require a fee increase ranging from \$129.00 - \$220.00 on our licensees. Although a future request is pending should other HPC agencies be willing to join at that time to lower costs, in July 2012 the Board was able to make significant upgrades to its existing databases en route to compliance with SAO Report #09-038 at minimal cost.

For FY 2014, this agency transferred funds through interagency contract in the amount of \$6,820.00 to HPC for our prorated share of HPC's operating budget. For FY 2015 that amount is \$6,773.00 to HPC. We further estimate for FY 2016-2017 a (rider) transfer of additional funds for a shared HPC Systems Analyst position to further enhance collaborative IT efforts.

This agency also continues to participate in the Texas.gov project in accordance with TGC §2054.252. The fees for this service (\$5.00 per licensee) are collected from renewing licensees and transferred to the contracted vendor.

We are still mandated to collect Office of Patient Protection (OPP) fees (\$5.00 initial; \$1.00 renewal ... per licensee) that are transferred to GR (House Bill 2985; 78th Legislative Session) although by acts of the 79th Legislature/2005, the OPP was abolished.

In response to the FY 2010-2011 5% Budget Reduction, FY 2011 2.5% Budget Reduction and FY 2012-2013 1 FTE Reduction (25% workforce reduction), effective 02/16/2010, we reduced our budget by \$23,421.00 and conducted a complete reorganization of the agency. This reduction was accomplished from FY 2010 funds primarily by utilizing the Administrative Assistant II salary which resulted in a "Hiring Freeze" and subsequent elimination of that position through FY 2012-2013 (25% workforce reduction). For FY 2010, \$20,000.00 of the \$26,000.00 Administrative Assistant II (classified) salary, \$3,000.00 of Board Member Travel and \$909.99 of Postage were applied to fulfill the initial 5% reduction amount of \$23,909.99. By LBB letter dated 05/17/2010 the initial reduction amount was adjusted to a GR/OR-Dedicated reduction target of \$23,421.00 for the FY 2010-2011 biennium.

With regard to the FY 2016-2017 10% General Revenue-Related Base Reduction exercise, this reduction (\$55,056.00 Biennium; \$27,528.00 Annual) would paradoxically require us to eliminate the very recently hired/recovered FY 2014-2015 4th FTE (Administrative Assistant III; Investigations position) which the 83rd Legislature/2013 restored via a required (\$50.00 Annual DPM Renewal) Fee increase. This yet again amounts to a 25% workforce reduction. The Administrative Assistant III (Investigations position) is essential/critical to the proper functioning of the agency. The effect on revenue would be a reduction in the number of enforcement cases investigated and resolved in a timely manner, and would impact the efficiency of our overall investigations capabilities. [As aforementioned: Previously, the FTE level for FY 2012-2013 was less than 4.0 authorized for FY 2010-2011 due to the FY 2010-2011 5% Budget Reduction, FY 2011 2.5% Budget Reduction and FY 2012-2013 1 FTE Reduction (25% workforce reduction) ... a vacancy (i.e. Administrative Assistant II - classified - Investigations) was left open and then eliminated to meet those prior State mandated Budget Reductions. However, since February 2010, this does not mean that we identified that our operations could

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continue with 3.0 FTE's; a 25% workforce reduction. The agency needed (& needs) to be fully staffed at 4.0 FTE's, as that has historically been our required minimum staffing level. Therefore, for the present FY 2014-2015 biennium (83rd Session/2013), we requested funding for the 4th FTE position (i.e. Investigations position). Again, the prior State mandated Budget Reductions from 2010-2013 have had a negative impact on agency operations, as well as the October 2013 federal government shutdown. The 83rd Legislature/2013 restored our funding and 1 FTE (Investigations position) per contingent revenue for FY 2014-2015. The Board sent the requisite FY 2014-2015 (\$50.00 Annual DPM Renewal) Fee Increase letter to the Comptroller on 08/23/2013, began collecting increased fees on 09/01/2013 but the Comptroller did not release our contingent revenues until 12/06/2013. The 4th FTE (Investigations position) was hired on 02/01/2014.]

We believe we have shown dedicated management of the use of allocated funds and respectfully point out that any reduction could disproportionately and greatly impair the continued efficiency of this small agency by forcing (yet again) a 25% staffing reduction in base administration. We are requesting to be exempted from further reductions. The opportunity exists to strengthen our agency by exempting us from further Budget Reductions as our budget is already frugal/minimal.

Current staff have an invaluable combined 68 years of institutional knowledge of the States's functions. It's noted that "People" are any organizations' most valuable asset.

While state agencies have realized budget/resource/staffing reductions to respond to the former/present state/national economic downturn, it appears that population growth along with the public's expectations and needs for state agency service delivery have not decreased. We are attempting to reconcile the public's service delivery needs/expectations with the reality of our present staffing/budgetary limitations.

Since the Board was required by the 83rd Texas Legislature/2013 (i.e. for FY 2014-2015 & beyond) to raise DPM Annual Renewal Fees by \$50.00 (the DPM "Annual" license renewal fee is \$520.00) to recover from the prior State mandated Budget Reductions ... we are not requesting any Exceptional Items (84th Texas Legislature/2015) for FY 2016-2017. Texas Podiatrists already pay a high Annual License Renewal Fee and we do not feel it would be fair to them to further increase their licensing costs. [It should be noted that the prior State mandated Budget Reductions were a reduction of agency appropriations and not a reduction of (excess) revenues, revenues of which reside in licensing fees to GR. Therefore, while our agency appropriations had been previously reduced (with a 25% workforce reduction), license fee increases compounded for each prior State mandated Budget Reduction as the State must meet a certain revenue schedule for GR, for funding of the State's entire budget. Every time there was a Stated mandated Budget Reduction (of appropriations and not excess revenues), we were forced to raise Podiatry license fees to recover from funds taken away by the State so that there was no impact to GR.]

As a result, to reiterate, the opportunity exists to strengthen our agency by exempting us from further Budget Reductions as our budget is already frugal/minimal.

ADDITIONAL RIDER EXPLANATION: A Rider Revision and Addition Statement (Article VIII Special Provisions) has been included to request additional appropriation authority to cover the continued costs of the: 1) Health Professions Council Funding mandated by TOC Chapter 101 [The TSBPME is a member of the Health Professions Council and transfers funds through appropriations made to the TSBPME, through interagency contract to HPC for a prorated share of HPC's operating budget. Please refer to the HPC LAR for an exceptional item funding request necessary for Information Technology improvements as well as any other increases to the TSBPME prorated share shown in the Rider Special Provisions Relating to All Regulatory Agencies. The TSBPME supports the HPC request assuming additional appropriations are made to the TSBPME for any increases.], 2) Texas.gov Authority Re-Appropriation and 3) DPS & FBI Criminal Background Checks. For the Texas.gov program and DPS/FBI checks we are asking for the continued authority to retain these fees collected as they are pass-through strategies and no funds stay with the agency. Therefore if these appropriations are decreased or limited, we may not be able to provide background checks and online licensing for all licensees as we could not afford to pay the cost out of our current appropriation without the use of these fees.

**Administrator's Statement**  
84th Regular Session, Agency Submission, Version 1  
Automated Budget and Evaluation System of Texas (ABEST)

7/28/2014 9:20:48AM

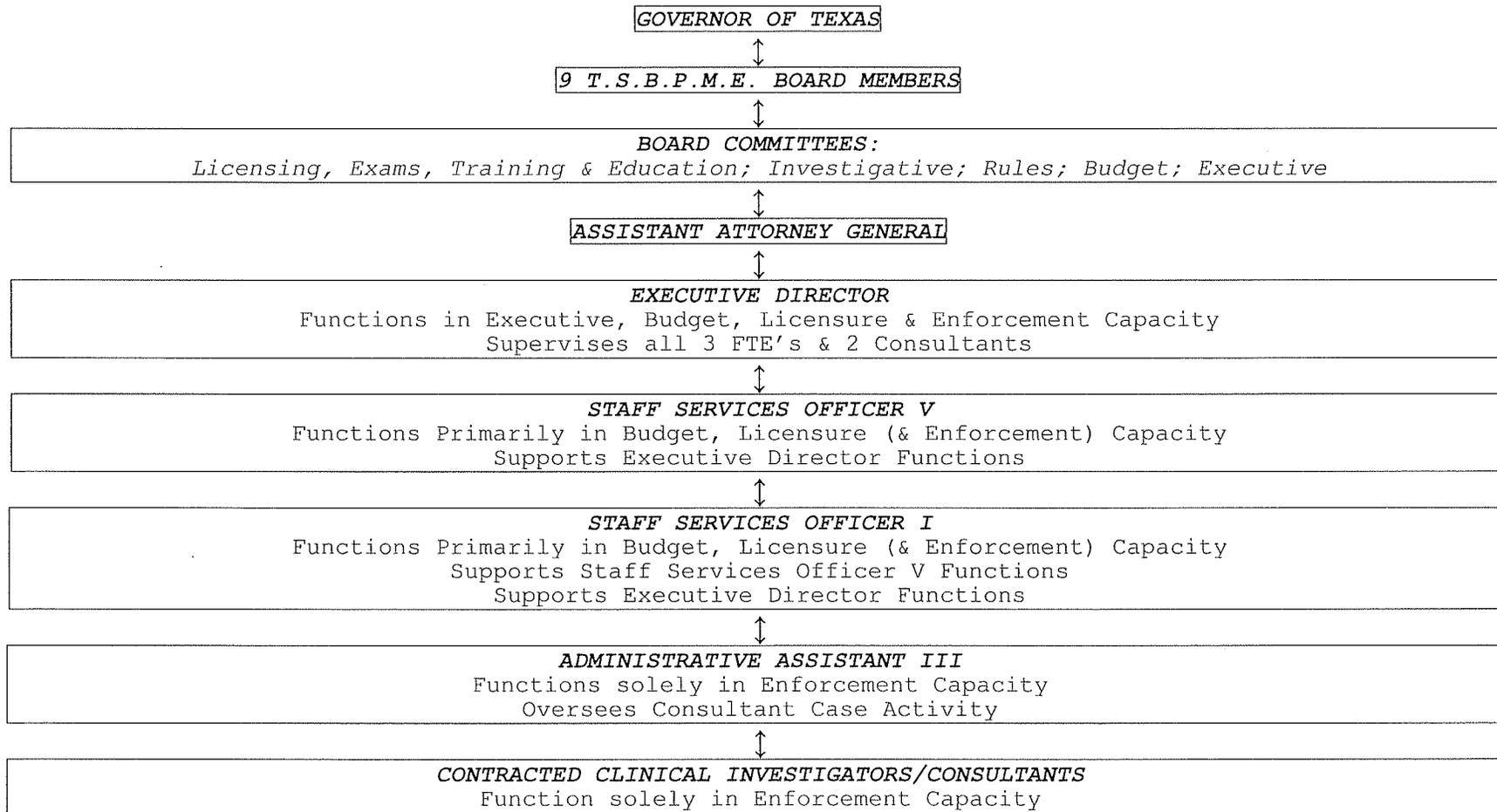
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Respectfully submitted.

**"AGENCY ORGANIZATION" CHART**  
(On/After 02/01/2014)



**CURRENT BOARD STAFF HAVE AN INVALUABLE COMBINED 24 YEARS OF  
INSTITUTIONAL KNOWLEDGE OF THE BOARD'S FUNCTIONS & COMBINED 68 YEARS OF THE STATE'S FUNCTIONS**

2.A. Summary of Base Request by Strategy  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

7/28/2014 9:20:48AM

512 Board of Podiatric Medical Examiners

Goal / Objective / STRATEGY	Exp 2013	Est 2014	Bud 2015	Req 2016	Req 2017
<u>1</u> Protect Citizens of Texas from Incompetent and Unethical Podiatrists					
<u>1</u> Ensure 100 Percent Compliance Standards for Licensure and Practice					
1 LICENSURE AND ENFORCEMENT	204,845	234,184	223,987	226,717	221,957
2 TEXAS.GOV	5,125	4,428	4,427	5,000	5,000
3 INDIRECT ADMINISTRATION	44,368	47,685	51,668	51,668	51,668
TOTAL, GOAL           1	<u>\$254,338</u>	<u>\$286,297</u>	<u>\$280,082</u>	<u>\$283,385</u>	<u>\$278,625</u>
TOTAL, AGENCY STRATEGY REQUEST	\$254,338	\$286,297	\$280,082	\$283,385	\$278,625
TOTAL, AGENCY RIDER APPROPRIATIONS REQUEST*				\$0	\$0
GRAND TOTAL, AGENCY REQUEST	<u>\$254,338</u>	<u>\$286,297</u>	<u>\$280,082</u>	<u>\$283,385</u>	<u>\$278,625</u>

2.A. Summary of Base Request by Strategy

7/28/2014 9:20:48AM

84th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

512 Board of Podiatric Medical Examiners

Goal / Objective / STRATEGY	Exp 2013	Est 2014	Bud 2015	Req 2016	Req 2017
<u>METHOD OF FINANCING:</u>					
<b>General Revenue Funds:</b>					
1 General Revenue Fund	242,083	278,002	276,882	280,185	275,425
SUBTOTAL	\$242,083	\$278,002	\$276,882	\$280,185	\$275,425
<b>Other Funds:</b>					
666 Appropriated Receipts	12,255	8,295	3,200	3,200	3,200
SUBTOTAL	\$12,255	\$8,295	\$3,200	\$3,200	\$3,200
TOTAL, METHOD OF FINANCING	\$254,338	\$286,297	\$280,082	\$283,385	\$278,625

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

2.B. Summary of Base Request by Method of Finance  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

7/28/2014 9:20:49AM

Agency code: 512 Agency name: Board of Podiatric Medical Examiners

METHOD OF FINANCING	Exp 2013	Est 2014	Bud 2015	Req 2016	Req 2017
<b><u>GENERAL REVENUE</u></b>					
<u>1</u> General Revenue Fund					
<i>REGULAR APPROPRIATIONS</i>					
Regular Appropriations from MOF Table (2012-13 GAA)	\$241,556	\$0	\$0	\$0	\$0
Regular Appropriations from MOF Table (2014-15 GAA)	\$0	\$276,202	\$274,356	\$280,185	\$275,425
<i>RIDER APPROPRIATION</i>					
Art IX, Sec 9.05, TexasOnline: Occupational Licenses (2012-13 GAA)	\$698	\$0	\$0	\$0	\$0
<i>TRANSFERS</i>					
Art IX, Sec 17.06 Salary Increase for General State Employees (2014-15 GAA)	\$0	\$1,800	\$2,526	\$0	\$0
<i>LAPSED APPROPRIATIONS</i>					
Regular Appropriations from MOF Table (2012-13 GAA)	\$(171)	\$0	\$0	\$0	\$0

2.B. Summary of Base Request by Method of Finance  
 84th Regular Session, Agency Submission, Version I  
 Automated Budget and Evaluation System of Texas (ABEST)

7/28/2014 9:20:49AM

Agency code: 512 Agency name: Board of Podiatric Medical Examiners

METHOD OF FINANCING	Exp 2013	Est 2014	Bud 2015	Req 2016	Req 2017
<u>GENERAL REVENUE</u>					
TOTAL, General Revenue Fund	\$242,083	\$278,002	\$276,882	\$280,185	\$275,425
TOTAL, ALL GENERAL REVENUE	\$242,083	\$278,002	\$276,882	\$280,185	\$275,425

OTHER FUNDS

666 Appropriated Receipts

*REGULAR APPROPRIATIONS*

Regular Appropriations from MOF Table (2012-13 GAA)

\$3,200 \$0 \$0 \$0 \$0

Regular Appropriations from MOF Table (2014-15 GAA)

\$0 \$3,200 \$3,200 \$3,200 \$3,200

*RIDER APPROPRIATION*

Art IX, Sec 12.02, Publications or Sales of Records (2012-13 GAA)

\$9,055 \$0 \$0 \$0 \$0

Comments: Addl repts collected. Increase is due to higher sales of lists, labels, laws and rules

Art IX, Sec 12.02, Publications or Sales of Records (2014-15 GAA)

2.B. Summary of Base Request by Method of Finance  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

7/28/2014 9:20:49AM

Agency code: 512 Agency name: Board of Podiatric Medical Examiners

METHOD OF FINANCING	Exp 2013	Est 2014	Bud 2015	Req 2016	Req 2017
<u>OTHER FUNDS</u>	\$0	\$5,095	\$0	\$0	\$0
Comments: Addl rcpts collected Increase is due to higher sales of lists, labels and laws and rules					
TOTAL, Appropriated Receipts	\$12,255	\$8,295	\$3,200	\$3,200	\$3,200
TOTAL, ALL OTHER FUNDS	\$12,255	\$8,295	\$3,200	\$3,200	\$3,200
GRAND TOTAL	\$254,338	\$286,297	\$280,082	\$283,385	\$278,625

FULL-TIME-EQUIVALENT POSITIONS

REGULAR APPROPRIATIONS

Regular Appropriations from MOF Table (2012-13 GAA)	3.0	0.0	0.0	0.0	0.0
Regular Appropriations from MOF Table (2014-15 GAA)	0.0	4.0	4.0	4.0	4.0
TOTAL, ADJUSTED FTES	3.0	4.0	4.0	4.0	4.0

NUMBER OF 100% FEDERALLY FUNDED FTEs

2.C. Summary of Base Request by Object of Expense  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

7/28/2014 9:20:49AM

512 Board of Podiatric Medical Examiners

OBJECT OF EXPENSE	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
1001 SALARIES AND WAGES	\$167,453	\$187,070	\$203,106	\$203,106	\$203,106
1002 OTHER PERSONNEL COSTS	\$24,597	\$13,882	\$7,680	\$8,400	\$8,640
2001 PROFESSIONAL FEES AND SERVICES	\$14,356	\$31,576	\$22,247	\$23,310	\$18,310
2003 CONSUMABLE SUPPLIES	\$3,318	\$3,145	\$3,200	\$3,200	\$3,200
2004 UTILITIES	\$472	\$2,455	\$2,500	\$2,500	\$2,500
2005 TRAVEL	\$8,360	\$7,491	\$11,000	\$12,000	\$12,000
2009 OTHER OPERATING EXPENSE	\$35,782	\$40,678	\$30,349	\$30,869	\$30,869
<b>OOE Total (Excluding Riders)</b>	<b>\$254,338</b>	<b>\$286,297</b>	<b>\$280,082</b>	<b>\$283,385</b>	<b>\$278,625</b>
<b>OOE Total (Riders)</b>					
<b>Grand Total</b>	<b>\$254,338</b>	<b>\$286,297</b>	<b>\$280,082</b>	<b>\$283,385</b>	<b>\$278,625</b>

**2.D. Summary of Base Request Objective Outcomes**  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation system of Texas (ABEST)

7/28/2014 9:20:49AM

**512 Board of Podiatric Medical Examiners**

Goal/ Objective / Outcome	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
1 Protect Citizens of Texas from Incompetent and Unethical Podiatrists <i>1 Ensure 100 Percent Compliance Standards for Licensure and Practice</i>					
<b>KEY</b> 1    Percent of Licensees with No Recent Violations	99.67%	96.00%	96.00%	96.00%	96.00%
2    Percent of Complaints Resulting in Disciplinary Action	25.00%	25.00%	6.00%	6.00%	6.00%
3    Recidivism Rate for those Receiving Disciplinary Action	0.00	0.00	5.00	5.00	5.00
<b>KEY</b> 4    Percent of Documented Complaints Resolved within Six Months	53.13%	53.00%	75.50%	75.50%	75.50%
<b>KEY</b> 5    Percent of Licensees Who Renew Online	61.23%	61.00%	65.00%	65.00%	65.00%
6    Percent of New Individual Licenses Issued Online	0.00	0.00	0.00	0.00	0.00

**2.F. Summary of Total Request by Strategy**  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

DATE : 7/28/2014  
 TIME : 9:20:50AM

Agency code: 512		Agency name: Board of Podiatric Medical Examiners				
<i>Goal/Objective/STRATEGY</i>	Base 2016	Base 2017	Exceptional 2016	Exceptional 2017	Total Request 2016	Total Request 2017
1 Protect Citizens of Texas from Incompetent and Unethical Podiatrists						
1 <i>Ensure 100 Percent Compliance Standards for Licensure and Practic</i>						
1 LICENSURE AND ENFORCEMENT	\$226,717	\$221,957	\$0	\$0	\$226,717	\$221,957
2 TEXAS.GOV	5,000	5,000	0	0	5,000	5,000
3 INDIRECT ADMINISTRATION	51,668	51,668	0	0	51,668	51,668
<b>TOTAL, GOAL 1</b>	<b>\$283,385</b>	<b>\$278,625</b>	<b>\$0</b>	<b>\$0</b>	<b>\$283,385</b>	<b>\$278,625</b>
<b>TOTAL, AGENCY STRATEGY REQUEST</b>	<b>\$283,385</b>	<b>\$278,625</b>	<b>\$0</b>	<b>\$0</b>	<b>\$283,385</b>	<b>\$278,625</b>
<b>TOTAL, AGENCY RIDER APPROPRIATIONS REQUEST</b>						
<b>GRAND TOTAL, AGENCY REQUEST</b>	<b>\$283,385</b>	<b>\$278,625</b>	<b>\$0</b>	<b>\$0</b>	<b>\$283,385</b>	<b>\$278,625</b>

2.F. Summary of Total Request by Strategy  
 84th Regular Session, Agency Submission, Version 1  
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DATE : 7/28/2014  
 TIME : 9:20:50AM

Agency code: 512                      Agency name: Board of Podiatric Medical Examiners							
<i>Goal/Objective/STRATEGY</i>		Base 2016	Base 2017	Exceptional 2016	Exceptional 2017	Total Request 2016	Total Request 2017
<b>General Revenue Funds:</b>							
1	General Revenue Fund	\$280,185	\$275,425	\$0	\$0	\$280,185	\$275,425
		<b>\$280,185</b>	<b>\$275,425</b>	<b>\$0</b>	<b>\$0</b>	<b>\$280,185</b>	<b>\$275,425</b>
<b>Other Funds:</b>							
666	Appropriated Receipts	3,200	3,200	0	0	3,200	3,200
		<b>\$3,200</b>	<b>\$3,200</b>	<b>\$0</b>	<b>\$0</b>	<b>\$3,200</b>	<b>\$3,200</b>
<b>TOTAL, METHOD OF FINANCING</b>		<b>\$283,385</b>	<b>\$278,625</b>	<b>\$0</b>	<b>\$0</b>	<b>\$283,385</b>	<b>\$278,625</b>
<b>FULL TIME EQUIVALENT POSITIONS</b>							
		<b>4.0</b>	<b>4.0</b>	<b>0.0</b>	<b>0.0</b>	<b>4.0</b>	<b>4.0</b>



**3.A. Strategy Request**  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

7/28/2014 9:20:50AM

**512 Board of Podiatric Medical Examiners**

GOAL:	1	Protect Citizens of Texas from Incompetent and Unethical Podiatrists	Statewide Goal/Benchmark:	7	2
OBJECTIVE:	1	Ensure 100 Percent Compliance Standards for Licensure and Practice	Service Categories:		
STRATEGY:	1	Provide Exams and Continuing Education & Investigate Violations of Act	Service:	16	Income: A.2      Age: B.3

CODE	DESCRIPTION	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
<b>Output Measures:</b>						
KEY 1	Number of New Licenses Issued to Individuals	48.00	53.00	50.00	50.00	50.00
2	Number of Radiologic Technicians Certified	437.00	442.00	440.00	440.00	440.00
3	Number of Licenses Renewed (Individuals)	1,065.00	1,081.00	1,073.00	1,073.00	1,073.00
4	Individuals Examined	34.00	55.00	45.00	45.00	45.00
KEY 5	Complaints Resolved	32.00	78.00	92.00	92.00	92.00
<b>Efficiency Measures:</b>						
KEY 1	Average Time for Complaint Resolution	384.58	567.55	300.00	300.00	300.00
2	Percentage New Indiv Licences within 10 Days	100.00 %	100.00 %	100.00 %	100.00 %	100.00 %
3	% Indiv License Renewals within 7 Days	96.88 %	100.00 %	100.00 %	100.00 %	100.00 %
<b>Explanatory/Input Measures:</b>						
KEY 1	Total Number of Individuals Licensed	1,527.00	1,563.00	1,545.00	1,545.00	1,545.00
2	Jurisdictional Complaints Received	87.00	67.00	92.00	92.00	92.00
<b>Objects of Expense:</b>						
1001	SALARIES AND WAGES	\$127,425	\$140,539	\$152,445	\$152,445	\$152,445
1002	OTHER PERSONNEL COSTS	\$24,597	\$13,662	\$7,680	\$8,400	\$8,640
2001	PROFESSIONAL FEES AND SERVICES	\$10,882	\$31,576	\$22,247	\$23,310	\$18,310
2003	CONSUMABLE SUPPLIES	\$3,318	\$3,145	\$3,200	\$3,200	\$3,200

**3.A. Strategy Request**  
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**512 Board of Podiatric Medical Examiners**

GOAL: 1 Protect Citizens of Texas from Incompetent and Unethical Podiatrists Statewide Goal/Benchmark: 7 2  
 OBJECTIVE: 1 Ensure 100 Percent Compliance Standards for Licensure and Practice Service Categories:  
 STRATEGY: 1 Provide Exams and Continuing Education & Investigate Violations of Act Service: 16 Income: A.2 Age: B.3

CODE	DESCRIPTION	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
2004	UTILITIES	\$472	\$2,455	\$2,500	\$2,500	\$2,500
2005	TRAVEL	\$8,360	\$7,491	\$11,000	\$12,000	\$12,000
2009	OTHER OPERATING EXPENSE	\$29,791	\$35,316	\$24,915	\$24,862	\$24,862
<b>TOTAL, OBJECT OF EXPENSE</b>		<b>\$204,845</b>	<b>\$234,184</b>	<b>\$223,987</b>	<b>\$226,717</b>	<b>\$221,957</b>
<b>Method of Financing:</b>						
1	General Revenue Fund	\$192,590	\$225,889	\$220,787	\$223,517	\$218,757
<b>SUBTOTAL, MOF (GENERAL REVENUE FUNDS)</b>		<b>\$192,590</b>	<b>\$225,889</b>	<b>\$220,787</b>	<b>\$223,517</b>	<b>\$218,757</b>
<b>Method of Financing:</b>						
666	Appropriated Receipts	\$12,255	\$8,295	\$3,200	\$3,200	\$3,200
<b>SUBTOTAL, MOF (OTHER FUNDS)</b>		<b>\$12,255</b>	<b>\$8,295</b>	<b>\$3,200</b>	<b>\$3,200</b>	<b>\$3,200</b>
<b>TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)</b>					<b>\$226,717</b>	<b>\$221,957</b>
<b>TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)</b>		<b>\$204,845</b>	<b>\$234,184</b>	<b>\$223,987</b>	<b>\$226,717</b>	<b>\$221,957</b>
<b>FULL TIME EQUIVALENT POSITIONS:</b>		<b>2.2</b>	<b>3.0</b>	<b>3.0</b>	<b>3.0</b>	<b>3.0</b>

**3.A. Strategy Request**  
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**512 Board of Podiatric Medical Examiners**

GOAL:	1	Protect Citizens of Texas from Incompetent and Unethical Podiatrists	Statewide Goal/Benchmark:	7	2
OBJECTIVE:	1	Ensure 100 Percent Compliance Standards for Licensure and Practice	Service Categories:		
STRATEGY:	1	Provide Exams and Continuing Education & Investigate Violations of Act	Service:	16	Income: A.2      Age: B.3

CODE	DESCRIPTION	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
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**STRATEGY DESCRIPTION AND JUSTIFICATION:**

The Texas State Board of Podiatric Medical Examiners (TSBPME) operates under §202 of the Tex. Occup. Code Ann. (Vernon 2000) and pursuant to its promulgated TSBPME Rules of Conduct. Licensing fees generate all of the agency's funds, which are deposited in General Revenue Consolidated Fund #001.

The goal of our agency is to protect the citizens of Texas against unethical or incompetent podiatric medical practitioners. This is done by (1) examination of all license applicants, (2) annual renewal and registration of all licensed podiatrists and their employed radiological technologists, (3) investigation and prosecution of all complaints of violations of law by licensees, (4) monitoring of each licensee's required podiatric medical education credits and (5) maintenance of pertinent record data and correspondence with other medical and regulatory entities regarding the status of every licensee. We are attempting to meet our goal under the current fiscal structure, but have found that in order to continue to be effective in doing so, we will require several new items that are enumerated in our Exceptional Item Requests.

**EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:**

From its inception ninety-one years ago, it has been and remains this Board's goal to succeed in its mission to assure quality and safe podiatric medicine practice by the licensees in the state of Texas. In order to accomplish this mission, we must have the support of our legislature by approving the funds for our Exceptional Items Request.

**3.A. Strategy Request**  
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**512 Board of Podiatric Medical Examiners**

GOAL: 1 Protect Citizens of Texas from Incompetent and Unethical Podiatrists Statewide Goal/Benchmark: 7 0  
 OBJECTIVE: 1 Ensure 100 Percent Compliance Standards for Licensure and Practice Service Categories:  
 STRATEGY: 2 Texas.gov. Estimated and Nontransferable Service: 16 Income: A.2 Age: B.3

CODE	DESCRIPTION	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
<b>Objects of Expense:</b>						
2009	OTHER OPERATING EXPENSE	\$5,125	\$4,428	\$4,427	\$5,000	\$5,000
<b>TOTAL, OBJECT OF EXPENSE</b>		<b>\$5,125</b>	<b>\$4,428</b>	<b>\$4,427</b>	<b>\$5,000</b>	<b>\$5,000</b>
<b>Method of Financing:</b>						
1	General Revenue Fund	\$5,125	\$4,428	\$4,427	\$5,000	\$5,000
<b>SUBTOTAL, MOF (GENERAL REVENUE FUNDS)</b>		<b>\$5,125</b>	<b>\$4,428</b>	<b>\$4,427</b>	<b>\$5,000</b>	<b>\$5,000</b>
<b>TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)</b>					<b>\$5,000</b>	<b>\$5,000</b>
<b>TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)</b>		<b>\$5,125</b>	<b>\$4,428</b>	<b>\$4,427</b>	<b>\$5,000</b>	<b>\$5,000</b>

**FULL TIME EQUIVALENT POSITIONS:**

**STRATEGY DESCRIPTION AND JUSTIFICATION:**

This is a pass-through strategy, fees collected for Texas Online are passed through the agency and paid to the service provider. The agency does not retain any funds from the fees collected.

**3.A. Strategy Request**  
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**512 Board of Podiatric Medical Examiners**

GOAL:	1	Protect Citizens of Texas from Incompetent and Unethical Podiatrists	Statewide Goal/Benchmark:	7	0
OBJECTIVE:	1	Ensure 100 Percent Compliance Standards for Licensure and Practice	Service Categories:		
STRATEGY:	2	Texas.gov. Estimated and Nontransferable	Service: 16	Income: A.2	Age: B.3

CODE	DESCRIPTION	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
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**EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:**

A rider request has been included to give reappropriation authority to the agency for the Texas Online fees collected. If this authority is not granted, the agency will not have sufficient funds available to pay the vendor that provides the Texas Online service and licensees will therefore not be able to register or renew online as mandated.

**512 Board of Podiatric Medical Examiners**

GOAL:	1	Protect Citizens of Texas from Incompetent and Unethical Podiatrists	Statewide Goal/Benchmark:	7	0
OBJECTIVE:	1	Ensure 100 Percent Compliance Standards for Licensure and Practice	Service Categories:		
STRATEGY:	3	Indirect Administration	Service: 09	Income: A.2	Age: B.3

CODE	DESCRIPTION	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
<b>Objects of Expense:</b>						
1001	SALARIES AND WAGES	\$40,028	\$46,531	\$50,661	\$50,661	\$50,661
1002	OTHER PERSONNEL COSTS	\$0	\$220	\$0	\$0	\$0
2001	PROFESSIONAL FEES AND SERVICES	\$3,474	\$0	\$0	\$0	\$0
2009	OTHER OPERATING EXPENSE	\$866	\$934	\$1,007	\$1,007	\$1,007
<b>TOTAL, OBJECT OF EXPENSE</b>		<b>\$44,368</b>	<b>\$47,685</b>	<b>\$51,668</b>	<b>\$51,668</b>	<b>\$51,668</b>
<b>Method of Financing:</b>						
1	General Revenue Fund	\$44,368	\$47,685	\$51,668	\$51,668	\$51,668
<b>SUBTOTAL, MOF (GENERAL REVENUE FUNDS)</b>		<b>\$44,368</b>	<b>\$47,685</b>	<b>\$51,668</b>	<b>\$51,668</b>	<b>\$51,668</b>
<b>TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)</b>					<b>\$51,668</b>	<b>\$51,668</b>
<b>TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)</b>		<b>\$44,368</b>	<b>\$47,685</b>	<b>\$51,668</b>	<b>\$51,668</b>	<b>\$51,668</b>
<b>FULL TIME EQUIVALENT POSITIONS:</b>		<b>0.8</b>	<b>1.0</b>	<b>1.0</b>	<b>1.0</b>	<b>1.0</b>

**STRATEGY DESCRIPTION AND JUSTIFICATION:**

These indirect administration costs are the costs incurred to support the licensure strategy.

**3.A. Strategy Request**  
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**512 Board of Podiatric Medical Examiners**

GOAL:	1	Protect Citizens of Texas from Incompetent and Unethical Podiatrists	Statewide Goal/Benchmark:	7	0
OBJECTIVE:	1	Ensure 100 Percent Compliance Standards for Licensure and Practice	Service Categories:		
STRATEGY:	3	Indirect Administration	Service: 09	Income: A.2	Age: B.3

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CODE	DESCRIPTION	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
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**EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:**

The indirect administrative costs are not impacted by external factors as these costs will be present irrespective of any activity impacting the licensure strategy.

3.A. Strategy Request  
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Automated Budget and Evaluation System of Texas (ABEST)

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SUMMARY TOTALS:

OBJECTS OF EXPENSE:	\$254,338	\$286,297	\$280,082	\$283,385	\$278,625
METHODS OF FINANCE (INCLUDING RIDERS):				\$283,385	\$278,625
METHODS OF FINANCE (EXCLUDING RIDERS):	\$254,338	\$286,297	\$280,082	\$283,385	\$278,625
FULL TIME EQUIVALENT POSITIONS:	3.0	4.0	4.0	4.0	4.0

### 3.B. Rider Revisions and Additions Request

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 7/28/2014	Request Level: Base
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Current Rider Number	Page Number in 2014-15 GAA	Proposed Rider Language
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3                      VIII-70

**Funding for Health Professions Council.** An agency participating in the Health Professions Council or the Health Professions Council Shared Regulatory Database shall transfer funds through interagency contract to the Health Professions Council from appropriations made to the agency elsewhere in this Act in order to carry out the functions required under Chapter 101, Occupations Code, and to maintain and update functions of the database. Included in the amounts appropriated above to the Health Professions Council, are funds transferred by the following participating agencies in the amounts noted below for each year of the 2014-15 biennium: year of the 2016-17 biennium:

	Fiscal Year	Fiscal Year
	2014	2015
	<u>2016</u>	<u>2017</u>
.....		
Board of Podiatric Medical Examiners	\$6,820	\$6,773
	<u>\$10,331</u>	<u>\$9,345</u>

.....  
*This rider needs to continue with the above noted changes.*

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

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 7/28/2014	Request Level: Base
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Current Rider Number	Page Number in 2014-15 GAA	Proposed Rider Language
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4

VIII-71

**Texas.gov Appropriation**

a. Each Article VIII licensing agency participating in the Texas.gov is authorized in accordance with § 2054.252 of the Government Code to increase the occupational license, permit, and registration fees imposed on the licensees by an amount sufficient to cover the cost of the subscription fee charged by the Texas.gov.

b. The following is an informational listing for each Article VIII licensing agency participating in Texas.gov of appropriated fee revenue for the purpose of paying Texas.gov Authority subscription fees.

	Fiscal Year	Fiscal Year
	2014	2015
	<u>2016</u>	<u>2017</u>
.....		
Board of Podiatric Medical Examiners	\$4,428	\$4,427
	<u>\$5,000</u>	<u>\$5,000</u>

.....

Total

c. In the event that actual and/or projected revenue collections for fee increases to cover the cost of Texas.gov subscription fees are insufficient to offset the costs identified above, the Comptroller is hereby directed to reduce the appropriation authority provided by this Act to agencies participating in Texas.gov to be within the amount of fee revenue expected to be available.

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

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 8/2/2012	Request Level: Base
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Current Rider Number	Page Number in 2012-13 GAA	Proposed Rider Language
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d. For new licensing applications, the Article VIII licensing agencies participating in Texas.gov are hereby appropriated the additional revenue generated from occupational license, permit, or registration fees in excess of the Comptroller's biennial revenue estimate ~~2014-15~~ 2016-17 for the sole purpose of payment to the Texas.gov contractor of subscription fees for implementing and maintaining electronic services for the licensing agencies. Each agency, upon completion of necessary actions to access or increase fees, shall furnish copies of board meeting minutes, an annual schedule of the number of license issuances or renewals and associated annual fee total, and any other supporting documentation to the Comptroller. If the Comptroller finds the information sufficient to support the projection of the increased revenues, a notification letter will be issued and the contingent appropriation made available for the intended purposes.

e. Each Article VIII licensing agency participating in Texas.gov shall notify the Legislative Budget Board and the Comptroller of Public Accounts in writing upon receiving an exemption from participating in Texas.gov. Within 45 days of receiving an exemption, an agency shall provide the Legislative Budget Board and the Comptroller with a report of the effective date, the reason for the exemption, and all estimated expenditures for Texas.gov costs in the fiscal year in which the exemption is made.

*This rider needs to continue with the above noted changes. The agency needs the authority to appropriate the additional revenue collected since this is a pass-through appropriation and any fees collected will be paid out to the vendor providing the service, no amounts will be retained by the agency.*

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

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 7/28/2014	Request Level: Base
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Current Rider Number	Page Number in 2014-15 GAA	Proposed Rider Language
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6

VIII-72

**Contingency Appropriation for Criminal History Record Information**

a. For each Article VIII licensing agency conduction criminal history background checks that is authorized in accordance with the Government Code to increase the occupational license, permit and/or registration fee imposed on the licensees by an amount sufficient to cover the cost of the fee charged by the Department of Public Safety (DPS), Federal Bureau of Investigation (FBI), and/or any other entity authorized to conduct criminal history background checks, in the event that actual and/or projected revenue collections from fee increases to cover the cost of criminal history background checks are insufficient to offset the costs included in the agency's appropriations that is budgeted for criminal history background checks, the Comptroller is hereby directed to reduce the appropriation authority provided by this Act to agencies conducting criminal history background checks to be within the amount of revenue expected to be available.

b. Each Article VIII licensing agency conducting criminal history background checks is hereby appropriated the additional revenue generated from occupations license, permit, and/or registration fees in excess of the Comptroller's biennial revenue estimate for 2014-15 2016-17 for the sole purpose of conducting criminal history background checks. Each agency, upon completion of necessary actions to assess or increase fees, shall furnish copies of board meeting minutes, an annual schedule of the number of license issuances or renewals and associated annual fee total and any other supporting documentation to the Comptroller. If the Comptroller finds the information sufficient to support the projection of increased revenues, a notification letter will be issued and the contingent appropriation made available for the intended purpose.

c. The following is an informational listing of agency appropriations included for each Article VIII licensing agency conducting criminal history background checks.

	Fiscal Year	Fiscal Year
	2014	2015
	<u>2016</u>	<u>2017</u>
.....		
Board of Podiatric Medical Examiners	\$3,000	\$3,000
	<u>\$3,000</u>	<u>\$3,000</u>

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

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 7/28/2014	Request Level: Base
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Current Rider Number	Page Number in 2014-15 GAA	Proposed Rider Language
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d. Appropriations made elsewhere to Article VIII licensing agencies, including amounts listed above and any new amounts that may be appropriated during the ~~2014-15~~ 2016-17 biennium for the purpose of conducting criminal history background checks, may be used only for the purpose of paying for the cost of the fee charged by the entities listed in subsection (a) and may not be used for any other purpose.

*This rider needs to continue with the above noted changes.*

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

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 7/28/2014	Request Level: Base
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Current Rider Number	Page Number in 2014-15 GAA	Proposed Rider Language
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2                      VIII-51

~~**Contingent Revenue.** Out of the amounts appropriated above to the Board of Podiatric Medical Examiners in Strategy A.1.1, Licensure and Enforcement, the amounts of \$36,969 in fiscal year 2014 and \$36,969 in fiscal year 2015 in General Revenue are contingent upon the Board of Podiatric Medical Examiners assessing or increasing fees sufficient to generate, during the 2014-15 biennium, \$93,942 in excess of \$1,010,000 (Object Code 3562), contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for fiscal years 2014 and 2015. Also, the "Number of Full Time Equivalent (FTE)" figure above includes 1.0 FTE in each fiscal year contingent upon the Comptroller's certification of increased revenue indicated above. The Board of Podiatric Medical Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Podiatric Medical Examiners' minutes and other information supporting the estimated revenues to be generated for the 2014-15 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projections of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes. For informational purposes, the amount of increased revenue identified above reflects amounts sufficient to cover direct appropriations of \$73,938 and other direct and indirect costs (estimated to be \$20,004 for the 2014-15 biennium).~~

*This rider needs to be deleted as fees have been increased.*

6.A. Historically Underutilized Business Supporting Schedule  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

Date: 7/28/2014  
 Time: 9:20:51AM

Agency Code: 512 Agency: Board of Podiatric Medical Examiners

COMPARISON TO STATEWIDE HUB PROCUREMENT GOALS

A. Fiscal Year 2012 - 2013 HUB Expenditure Information

Statewide HUB Goals	Procurement Category	% Goal	HUB Expenditures FY 2012			Total Expenditures FY 2012		HUB Expenditures FY 2013			Total Expenditures FY 2013	
			% Actual	Diff	Actual \$	% Goal	% Actual	Diff	Actual \$	FY 2013		
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	
32.7%	Special Trade Construction	0.0 %	0.0%	0.0%	\$0	\$0	0.0 %	0.0%	0.0%	\$0	\$0	
23.6%	Professional Services	23.6 %	100.0%	76.4%	\$7,767	\$7,767	23.6 %	100.0%	76.4%	\$4,406	\$4,406	
24.6%	Other Services	24.6 %	0.0%	-24.6%	\$0	\$8,473	24.6 %	0.0%	-24.6%	\$0	\$5,934	
21.0%	Commodities	21.0 %	73.5%	52.5%	\$8,795	\$11,967	21.0 %	78.6%	57.6%	\$3,360	\$4,274	
	<b>Total Expenditures</b>		<b>58.7%</b>		<b>\$16,562</b>	<b>\$28,207</b>		<b>53.1%</b>		<b>\$7,766</b>	<b>\$14,614</b>	

B. Assessment of Fiscal Year 2012 - 2013 Efforts to Meet HUB Procurement Goals

**Attainment:**

The Board has exceeded the state-wide goals for the two of the three categories where expenses were incurred.

**Applicability:**

The categories of Heavy Construction, Building Construction and Special Trade do not apply to the Board.

**Factors Affecting Attainment:**

It is virtually impossible to meet the goal for the category of Other Services as there are no vendors available to provide the required service.

**"Good-Faith" Efforts:**

The Board utilizes the services of HUB vendors whenever possible. In the category of Professional Services, 100% of expenditures were with HUB vendors.

**6.E. Estimated Revenue Collections Supporting Schedule**  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

Agency Code: 512 Agency name: Board of Podiatric Medical Examiners

FUND/ACCOUNT	Act 2013	Exp 2014	Exp 2015	Bud 2016	Est 2017
<b>1 General Revenue Fund</b>					
Beginning Balance (Unencumbered):	\$0	\$0	\$0	\$0	\$0
Estimated Revenue:					
3562 Health Related Profession Fees	521,562	583,632	583,632	583,632	583,632
Subtotal: Actual/Estimated Revenue	521,562	583,632	583,632	583,632	583,632
<b>Total Available</b>	<b>\$521,562</b>	<b>\$583,632</b>	<b>\$583,632</b>	<b>\$583,632</b>	<b>\$583,632</b>
<b>DEDUCTIONS:</b>					
Expended/Budgeted/Requested	(242,084)	(278,002)	(276,882)	(280,185)	(275,425)
Transfer EE Benefits	(49,977)	(52,631)	(53,627)	(53,627)	(53,627)
Other Costs (Indir Costs, Hobby bldg)	(25,508)	(25,635)	(25,939)	(25,939)	(25,939)
<b>Total, Deductions</b>	<b>\$(317,569)</b>	<b>\$(356,268)</b>	<b>\$(356,448)</b>	<b>\$(359,751)</b>	<b>\$(354,991)</b>
<b>Ending Fund/Account Balance</b>	<b>\$203,993</b>	<b>\$227,364</b>	<b>\$227,184</b>	<b>\$223,881</b>	<b>\$228,641</b>

**REVENUE ASSUMPTIONS:**

No significant changes are expected in the revenue stream over the biennium.

**CONTACT PERSON:**

Diane Fulmer

**6.E. Estimated Revenue Collections Supporting Schedule**  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

Agency Code: 512 Agency name: Board of Podiatric Medical Examiners

FUND/ACCOUNT	Act 2013	Exp 2014	Exp 2015	Bud 2016	Est 2017
<u>666</u> Appropriated Receipts					
Beginning Balance (Unencumbered):	\$0	\$0	\$0	\$0	\$0
Estimated Revenue:					
<b>DEDUCTIONS:</b>					
Expended/Budgeted/Requested	(12,255)	(8,295)	(3,200)	(3,200)	(3,200)
<b>Total, Deductions</b>	<b>\$(12,255)</b>	<b>\$(8,295)</b>	<b>\$(3,200)</b>	<b>\$(3,200)</b>	<b>\$(3,200)</b>
Ending Fund/Account Balance	<b>\$(12,255)</b>	<b>\$(8,295)</b>	<b>\$(3,200)</b>	<b>\$(3,200)</b>	<b>\$(3,200)</b>

**REVENUE ASSUMPTIONS:**

**CONTACT PERSON:**

Diane Fulmer

**6.I. Percent Biennial Base Reduction Options**  
**10 % REDUCTION**  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

Date: 7/28/2014  
 Time: 9:20:51AM

Agency code: 512 Agency name: Board of Podiatric Medical Examiners

Item Priority and Name/ Method of Financing	REVENUE LOSS			REDUCTION AMOUNT			TARGET
	2016	2017	Biennial Total	2016	2017	Biennial Total	
<b>1 Adm Asst III Elimination</b>							
<b>Category:</b> Programs - Service Reductions (Contracted)							
<p><b>Item Comment:</b> This reduction would require us to eliminate the very recently hired/recovered FY 2014-2015 4th FTE (Administrative Assistant III; Investigations position) which the 83rd Legislature/2013 restored via a required (\$50.00 Annual DPM Renewal) Fee increase. This yet again amounts to a 25% workforce reduction. The Administrative Assistant III position is essential/critical to the proper functioning of the agency. The effect on revenue would be a reduction in the number of enforcement cases investigated and resolved in a timely manner, and would impact the efficiency of our overall investigations capabilities. [As aforementioned: Previously, the FTE level for FY 2012-2013 was less than 4.0 authorized for FY 2010-2011 due to the FY 2010-2011 5% Budget Reduction, FY 2011 2.5% Budget Reduction and FY 2012-2013 1 FTE Reduction (25% workforce reduction) ... a vacancy (i.e. Administrative Assistant II – classified - Investigations) was left open and then eliminated to meet those prior State mandated Budget Reductions. However, since February 2010, this does not mean that we identified that our operations could continue with 3.0 FTE's; a 25% workforce reduction. The agency needed (&amp; needs) to be fully staffed at 4.0 FTE's, as that has historically been our required minimum staffing level. Therefore, for the present FY 2014-2015 biennium (83rd Session/2013), we requested funding for the 4th FTE position (i.e. Investigations position). Again, the prior State mandated Budget Reductions from 2010-2013 have had a negative impact on agency operations, as well as the October 2013 federal government shutdown. The 83rd Legislature/2013 restored our funding and 1 FTE (Investigations position) per contingent revenue for FY 2014-2015.</p>							
Strategy: 1-1-1 Provide Exams and Continuing Education & Investigate Violations of Act							
<u>General Revenue Funds</u>							
1 General Revenue Fund	\$0	\$0	\$0	\$22,022	\$22,022	\$44,044	
<b>General Revenue Funds Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$22,022</b>	<b>\$22,022</b>	<b>\$44,044</b>	
Strategy: 1-1-3 Indirect Administration							
<u>General Revenue Funds</u>							
1 General Revenue Fund	\$0	\$0	\$0	\$5,506	\$5,506	\$11,012	
<b>General Revenue Funds Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$5,506</b>	<b>\$5,506</b>	<b>\$11,012</b>	
<b>Item Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$27,528</b>	<b>\$27,528</b>	<b>\$55,056</b>	
<b>FTE Reductions (From FY 2016 and FY 2017 Base Request)</b>				<b>1.0</b>	<b>1.0</b>		

6.I. Percent Biennial Base Reduction Options

10 % REDUCTION

84th Regular Session, Agency Submission, Version 1  
Automated Budget and Evaluation System of Texas (ABEST)

Date: 7/28/2014  
Time: 9:20:51AM

Agency code: 512 Agency name: Board of Podiatric Medical Examiners

Item Priority and Name/ Method of Financing	REVENUE LOSS			REDUCTION AMOUNT			TARGET
	2016	2017	Biennial Total	2016	2017	Biennial Total	
<b>AGENCY TOTALS</b>							
General Revenue Total				\$27,528	\$27,528	\$55,056	\$55,056
Agency Grand Total	\$0	\$0	\$0	\$27,528	\$27,528	\$55,056	
<b>Difference, Options Total Less Target</b>							
Agency FTE Reductions (From FY 2016 and FY 2017 Base Request)				1.0	1.0		

7.A. Indirect Administrative and Support Costs  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

7/28/2014 9:20:52AM

512 Board of Podiatric Medical Examiners

Strategy	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
<b>I-1-1 Provide Exams and Continuing Education &amp; Investigate Violations of Act</b>					
<b>OBJECTS OF EXPENSE:</b>					
1001 SALARIES AND WAGES	\$40,028	\$ 46,531	\$ 50,661	\$ 50,661	\$ 50,661
1002 OTHER PERSONNEL COSTS	0	220	0	0	0
2001 PROFESSIONAL FEES AND SERVICES	3,474	0	0	0	0
2009 OTHER OPERATING EXPENSE	866	934	1,007	1,007	1,007
<b>Total, Objects of Expense</b>	<b>\$44,368</b>	<b>\$47,685</b>	<b>\$51,668</b>	<b>\$51,668</b>	<b>\$51,668</b>
<b>METHOD OF FINANCING:</b>					
1 General Revenue Fund	44,368	47,685	51,668	51,668	51,668
<b>Total, Method of Financing</b>	<b>\$44,368</b>	<b>\$47,685</b>	<b>\$51,668</b>	<b>\$51,668</b>	<b>\$51,668</b>
<b>FULL TIME EQUIVALENT POSITIONS</b>	<b>0.8</b>	<b>1.0</b>	<b>1.0</b>	<b>1.0</b>	<b>1.0</b>
<b>Method of Allocation</b>					

All the indirect administration costs support the Licensure and Enforcement strategy as the Texas.gov strategy is a pass-through appropriation. The only item in that strategy are the fees collected for Texas Online and passed through to the vendor administering the program.

7.A. Indirect Administrative and Support Costs  
 84th Regular Session, Agency Submission, Version 1  
 Automated Budget and Evaluation System of Texas (ABEST)

7/28/2014 9:20:52AM

512 Board of Podiatric Medical Examiners

	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
<b>GRAND TOTALS</b>					
<b>Objects of Expense</b>					
1001 SALARIES AND WAGES	\$40,028	\$46,531	\$50,661	\$50,661	\$50,661
1002 OTHER PERSONNEL COSTS	\$0	\$220	\$0	\$0	\$0
2001 PROFESSIONAL FEES AND SERVICES	\$3,474	\$0	\$0	\$0	\$0
2009 OTHER OPERATING EXPENSE	\$866	\$934	\$1,007	\$1,007	\$1,007
<b>Total, Objects of Expense</b>	<b>\$44,368</b>	<b>\$47,685</b>	<b>\$51,668</b>	<b>\$51,668</b>	<b>\$51,668</b>
<b>Method of Financing</b>					
1 General Revenue Fund	\$44,368	\$47,685	\$51,668	\$51,668	\$51,668
<b>Total, Method of Financing</b>	<b>\$44,368</b>	<b>\$47,685</b>	<b>\$51,668</b>	<b>\$51,668</b>	<b>\$51,668</b>
<b>Full-Time-Equivalent Positions (FTE)</b>	<b>0.8</b>	<b>1.0</b>	<b>1.0</b>	<b>1.0</b>	<b>1.0</b>

7.B. Direct Administrative and Support Costs  
84th Regular Session, Agency Submission, Version 1  
Automated Budget and Evaluation System of Texas (ABEST)

DATE: 7/28/2014  
TIME : 9:20:52AM

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Agency code: 512

Agency name: Board of Podiatric Medical Examiners

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Strategy	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
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1-1-1 Provide Exams and Continuing Education & Investigate Violations of Act

**DESCRIPTION**

The agency does not report any direct administration costs for this strategy because all administration and support costs are included in the Indirect Administration Goal.

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Agency code: 512

Agency name: Board of Podiatric Medical Examiners

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Strategy	Exp 2013	Est 2014	Bud 2015	BL 2016	BL 2017
1-1-2					

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Texas.gov. Estimated and Nontransferable

**DESCRIPTION**

The agency does not report any direct administration costs for this strategy because all administration and support costs are included in the Indirect Administration Goal.

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Agency code: 512

Agency name: Board of Podiatric Medical Examiners

Exp 2013

Est 2014

Bud 2015

BL 2016

BL 2017

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**DESCRIPTION**

The agency does not report any direct administration costs for this strategy because all administration and support costs are included in the Indirect Administration Goal.

7.B. Direct Administrative and Support Costs  
84th Regular Session, Agency Submission, Version 1  
Automated Budget and Evaluation System of Texas (ABEST)

DATE: 7/28/2014  
TIME : 9:20:52AM

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Agency code: 512

Agency name: Board of Podiatric Medical Examiners

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Exp 2013

Est 2014

Bud 2015

BL 2016

BL 2017

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GRAND TOTALS

Full-Time-Equivalent Positions (FTE)

### 3.B. Rider Revisions and Additions Request

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 7/28/2014	Request Level: Base
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Current Rider Number	Page Number in 2014-15 GAA	Proposed Rider Language
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3

VIII-70

**Funding for Health Professions Council.** An agency participating in the Health Professions Council or the Health Professions Council Shared Regulatory Database shall transfer funds through interagency contract to the Health Professions Council from appropriations made to the agency elsewhere in this Act in order to carry out the functions required under Chapter 101, Occupations Code, and to maintain and update functions of the database. Included in the amounts appropriated above to the Health Professions Council, are funds transferred by the following participating agencies in the amounts noted below for each year of the ~~2014-15 biennium:~~ year of the 2016-17 biennium:

	Fiscal Year	Fiscal Year
	2014	2015
	<u>2016</u>	<u>2017</u>
.....		
Board of Podiatric Medical Examiners	\$6,820	\$6,773
	<u>\$10,331</u>	<u>\$9,345</u>

.....

*This rider needs to continue with the above noted changes.*

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

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 7/28/2014	Request Level: Base
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Current Rider Number	Page Number in 2014-15 GAA	Proposed Rider Language
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4

VIII-71

**Texas.gov Appropriation**

a. Each Article VIII licensing agency participating in the Texas.gov is authorized in accordance with § 2054.252 of the Government Code to increase the occupational license, permit, and registration fees imposed on the licensees by an amount sufficient to cover the cost of the subscription fee charged by the Texas.gov.

b. The following is an informational listing for each Article VIII licensing agency participating in Texas.gov of appropriated fee revenue for the purpose of paying Texas.gov Authority subscription fees.

	Fiscal Year	Fiscal Year
	2014	2015
	<u>2016</u>	<u>2017</u>
.....		
Board of Podiatric Medical Examiners	\$4,428	\$4,427
	<u>\$5,000</u>	<u>\$5,000</u>

.....

Total

c. In the event that actual and/or projected revenue collections for fee increases to cover the cost of Texas.gov subscription fees are insufficient to offset the costs identified above, the Comptroller is hereby directed to reduce the appropriation authority provided by this Act to agencies participating in Texas.gov to be within the amount of fee revenue expected to be available.

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

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 8/2/2012	Request Level: Base
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Current Rider Number	Page Number in 2012-13 GAA	Proposed Rider Language
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d. For new licensing applications, the Article VIII licensing agencies participating in Texas.gov are hereby appropriated the additional revenue generated from occupational license, permit, or registration fees in excess of the Comptroller's biennial revenue estimate ~~2014-15~~ 2016-17 for the sole purpose of payment to the Texas.gov contractor of subscription fees for implementing and maintaining electronic services for the licensing agencies. Each agency, upon completion of necessary actions to access or increase fees, shall furnish copies of board meeting minutes, an annual schedule of the number of license issuances or renewals and associated annual fee total, and any other supporting documentation to the Comptroller. If the Comptroller finds the information sufficient to support the projection of the increased revenues, a notification letter will be issued and the contingent appropriation made available for the intended purposes.

e. Each Article VIII licensing agency participating in Texas.gov shall notify the Legislative Budget Board and the Comptroller of Public Accounts in writing upon receiving an exemption from participating in Texas.gov. Within 45 days of receiving an exemption, an agency shall provide the Legislative Budget Board and the Comptroller with a report of the effective date, the reason for the exemption, and all estimated expenditures for Texas.gov costs in the fiscal year in which the exemption is made.

*This rider needs to continue with the above noted changes. The agency needs the authority to appropriate the additional revenue collected since this is a pass-through appropriation and any fees collected will be paid out to the vendor providing the service, no amounts will be retained by the agency.*

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

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 7/28/2014	Request Level: Base
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Current Rider Number	Page Number in 2014-15 GAA	Proposed Rider Language
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6

VIII-72

**Contingency Appropriation for Criminal History Record Information**

a. For each Article VIII licensing agency conduction criminal history background checks that is authorized in accordance with the Government Code to increase the occupational license, permit and/or registration fee imposed on the licensees by an amount sufficient to cover the cost of the fee charged by the Department of Public Safety (DPS), Federal Bureau of Investigation (FBI), and/or any other entity authorized to conduct criminal history background checks, in the event that actual and/or projected revenue collections from fee increases to cover the cost of criminal history background checks are insufficient to offset the costs included in the agency's appropriations that is budgeted for criminal history background checks, the Comptroller is hereby directed to reduce the appropriation authority provided by this Act to agencies conducting criminal history background checks to be within the amount of revenue expected to be available.

b. Each Article VIII licensing agency conducting criminal history background checks is hereby appropriated the additional revenue generated from occupations license, permit, and/or registration fees in excess of the Comptroller's biennial revenue estimate for ~~2014-15~~ 2016-17 for the sole purpose of conducting criminal history background checks. Each agency, upon completion of necessary actions to assess or increase fees, shall furnish copies of board meeting minutes, an annual schedule of the number of license issuances or renewals and associated annual fee total and any other supporting documentation to the Comptroller. If the Comptroller finds the information sufficient to support the projection of increased revenues, a notification letter will be issued and the contingent appropriation made available for the intended purpose.

c. The following is an informational listing of agency appropriations included for each Article VIII licensing agency conducting criminal history background checks.

	Fiscal Year	Fiscal Year
	2014	2015
	<u>2016</u>	<u>2017</u>
.....		
Board of Podiatric Medical Examiners	\$3,000	\$3,000
	<u>\$3,000</u>	<u>\$3,000</u>

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

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 7/28/2014	Request Level: Base
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d. Appropriations made elsewhere to Article VIII licensing agencies, including amounts listed above and any new amounts that may be appropriated during the ~~2014-15~~ 2016-17 biennium for the purpose of conducting criminal history background checks, may be used only for the purpose of paying for the cost of the fee charged by the entities listed in subsection (a) and may not be used for any other purpose.

*This rider needs to continue with the above noted changes.*

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

Agency Code: 512	Agency Name: Texas State Board of Podiatric Medical Examiners	Prepared By: Diane Fulmer	Date: 7/28/2014	Request Level: Base
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Current Rider Number	Page Number in 2014-15 GAA	Proposed Rider Language
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2

VIII-51

~~**Contingent Revenue.**—Out of the amounts appropriated above to the Board of Podiatric Medical Examiners in Strategy A.1.1, Licensure and Enforcement, the amounts of \$36,969 in fiscal year 2014 and \$36,969 in fiscal year 2015 in General Revenue are contingent upon the Board of Podiatric Medical Examiners assessing or increasing fees sufficient to generate, during the 2014-15 biennium, \$93,942 in excess of \$1,010,000 (Object Code 3562), contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for fiscal years 2014 and 2015. Also, the "Number of Full-Time Equivalents (FTE)" figure above includes 1.0 FTE in each fiscal year contingent upon the Comptroller's certification of increased revenue indicated above. The Board of Podiatric Medical Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Podiatric Medical Examiners' minutes and other information supporting the estimated revenues to be generated for the 2014-15 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projections of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes. For informational purposes, the amount of increased revenue identified above reflects amounts sufficient to cover direct appropriations of \$73,938 and other direct and indirect costs (estimated to be \$20,004 for the 2014-15 biennium).~~

*This rider needs to be deleted as fees have been increased.*