

1-1 By: White of Tyler (Senate Sponsor - Burton) H.B. No. 307  
1-2 (In the Senate - Received from the House May 7, 2015;  
1-3 May 11, 2015, read first time and referred to Committee on Criminal  
1-4 Justice; May 21, 2015, reported favorably by the following vote:  
1-5 Yeas 7, Nays 0; May 21, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Whitmire	X		
1-9	Huffman	X		
1-10	Burton	X		
1-11	Creighton	X		
1-12	Hinojosa	X		
1-13	Menéndez	X		
1-14	Perry	X		

1-15 A BILL TO BE ENTITLED  
1-16 AN ACT

1-17 relating to a study on the feasibility and potential costs and  
1-18 benefits of implementing a pay-for-performance contract program  
1-19 for certain criminal justice programs and services.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. (a) In this section, "department" means the  
1-22 Texas Department of Criminal Justice.

1-23 (b) The department shall conduct a study to determine the  
1-24 feasibility and potential costs and benefits to this state of  
1-25 implementing a pay-for-performance contract program under which  
1-26 the department would:

1-27 (1) contract with an administrator for the operation  
1-28 of criminal justice programs or the provision of criminal justice  
1-29 services, the operation or provision of which would be funded using  
1-30 investor-provided financial capital; and

1-31 (2) make contract payments to the administrator using  
1-32 general obligation bond proceeds or other available money only if  
1-33 specified performance requirements for and outcomes from the  
1-34 programs and services are achieved and the return on investment to  
1-35 this state is positive, thereby rewarding successful results and  
1-36 shifting the financial risk from this state.

1-37 (c) The department may request assistance and information  
1-38 from the comptroller of public accounts, the Texas Public Finance  
1-39 Authority, or any other state agency as necessary to conduct the  
1-40 study required by this section.

1-41 (d) Not later than November 1, 2016, the department shall  
1-42 submit a report on the results of the study to the governor, the  
1-43 lieutenant governor, and the presiding officers of the standing  
1-44 committees of the senate and house of representatives having  
1-45 jurisdiction over criminal justice programs and services. The  
1-46 report must indicate whether and to what degree implementing a  
1-47 pay-for-performance program described by Subsection (b) of this  
1-48 section would be cost-effective and feasible, as determined by the  
1-49 department. If the department determines a pay-for-performance  
1-50 program would be cost-effective and feasible, the report must:

1-51 (1) make recommendations regarding the manner in which  
1-52 the department could effectively operate the program and the types  
1-53 of criminal justice programs and services that would be selected  
1-54 for the program; and

1-55 (2) identify any changes in law necessary for  
1-56 implementation of the program.

1-57 (e) This section expires January 1, 2017.

1-58 SECTION 2. This Act takes effect immediately if it receives  
1-59 a vote of two-thirds of all the members elected to each house, as  
1-60 provided by Section 39, Article III, Texas Constitution. If this  
1-61 Act does not receive the vote necessary for immediate effect, this

2-1 Act takes effect September 1, 2015.

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