# Legislative Appropriations Request for Fiscal Years 2018 and 2019

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

by the

**State Securities Board** 

August 5, 2016

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#### 312 Securities Board

#### ADMINISTRATOR'S STATEMENT

August 5, 2016

#### I. Background

Pursuant to the requirements of The Securities Act, Tex. Rev. Civ. Stat. Ann. arts. 581-1 to 581-44, the mission of the State Securities Board is to protect investors. Consistent with that mission, the agency seeks to encourage capital formation, job formation, free and competitive securities markets and to minimize burdens on issuers and persons subject to the Act, especially small businesses.

To implement the requirements of the Securities Act, the State Securities Board maintains strategies for: 1) Law enforcement; 2) Registration of securities; 3) Registration of securities dealers, agents, investment advisers, and investment advisers representatives; and 4) Inspections of registered dealers and investment advisers.

Texas is an exceptionally large and growing capital market. In the last fiscal year the State Securities Board processed and analyzed 310,807 applications and renewals of registration for securities dealers, agents, investment advisers and investment adviser representatives and 61,865 filings to authorize securities to be sold in the state. Changes in federal law that shifted responsibility to the agency for oversight and inspection of certain investment advisers in Texas have increased the population of these firms to more than 1,350. These firms are located in every region of the state and collectively manage more than \$23 billion in investor funds.

Unfortunately, Texas also represents a large target for promoters of fraudulent investment schemes. Because these schemes divert capital that would otherwise be available for legitimate economic development and adversely affect investor confidence, the State Securities Board's law enforcement strategy places significant emphasis on proactively identifying fraudulent offerings and coordinating work with other state and federal law enforcement and regulatory agencies to effectively leverage limited investigative resources and ensure that appropriate administrative, civil, or criminal law enforcement actions are taken.

Through the agency's registration strategies, applications for registration of securities are analyzed and notice filings for offerings in Texas are reviewed for compliance with the Act and Board Rules. The agency also evaluates applications filed with the agency for registration of dealers, agents, investment advisers, and investment adviser representatives to ensure that only qualified firms and individuals are authorized to deal with the investing public in Texas.

Through the inspections and compliance strategy, the agency inspects the records of registered dealers and investment advisers, ensures that these registrants are conducting business in compliance with the Act and Board Rules, and requires implementation of corrective measures when necessary.

Long-term customer demands for the State Securities Board's services are expected to continue to increase, driven by the growth of the Texas economy and population and the increasing public participation in the securities markets to help meet personal savings, retirement, or other financial goals.

In every region of Texas, the State Securities Board provides services to investors, applicants, registrants, and issuers seeking to raise capital to expand their businesses. To effectively meet the service requirements of these customers and to help facilitate the law enforcement and inspections strategies of the agency, the State Securities Board maintains branch offices in Austin, Dallas, Houston, San Antonio, Corpus Christi, and Lubbock.

Nearly 80% of the staff of the State Securities Board are attorneys, financial examiners, accountants, information technology specialists, and other professionals. In order to effectively protect Texas investors without unduly inhibiting the ability of legitimate issuers and dealers to raise capital, agency employees must be well-educated, knowledgeable, and adequately trained to make prompt and accurate assessments and recommendations concerning complex plans of business, illegal sales practices, and compliance with regulatory requirements. The agency expends significant resources to ensure that employees receive adequate training and have the necessary ongoing support to effectively perform the agency's work.

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Securities regulation in the United States is comprised of federal, state and self-regulatory entities employing legal, analytical, inspection and investigation professionals. This regulatory structure lends itself to movement of staff to positions in the industry and between regulators based on compensation packages. Although salaries for professional positions at the State Securities Board are not competitive with those of individuals performing related work in the private sector, the agency seeks to maintain a salary structure that is at least competitive with similar positions for other state and federal regulators. However, the agency loses qualified, experienced staff to other regulators based on salary levels. This is directly attributable to deficiencies in the agency's appropriations, making it impossible for it to compete with the salaries offered by other regulators.

Continued growth in the workload of the State Securities Board and the increasing complexity of investment schemes offered to the public will require the agency to continue to improve its methods of processing and evaluating information. Because much of the information received by the State Securities Board, including evidence obtained in connection with investigations and inspections, is in electronic format, the agency must maintain modern equipment, software, and methodologies to effectively process and analyze this information. The State Securities Board continuously seeks to take advantage of new technologies to enhance workplace productivity and collaboration, reduce technology operating costs, and improve redundancy of critical information.

#### II. Governing Board

The governing board of the agency is composed of five members appointed by the Governor, with concurrence of the Senate, for six-year overlapping terms.

#### The members of the Board are:

NAME	DATES OF TERM	HOMETOWN
Beth Ann Blackwood, Chair	4/2013 - 1/2019	Dallas
E. Wally Kinney, Member	3/2013 - 1/2019	<b>Dripping Springs</b>
David A. Appleby, Member	5/2011 - 1/2017	El Paso
Alan Waldrop, Member	6/2011 - 1/2017	Austin
Miguel Romano, Jr.	9/2015 - 1/2021	Austin

The Board members review, approve, and periodically update rules to ensure that investors remain adequately protected and that unreasonable burdens on registrants and legitimate capital-raising activities are avoided.

#### III. Issues Fundamental to the Budget Request

Section 35.A of the Securities Act requires the State Securities Board to set fees in amounts sufficient to cover the costs of administering and enforcing the Securities Act. Section 35.C of the Act requires that the fees set by the Board must be reasonable and necessary to defray the agency's costs. The agency is also required by the Government Code, Section 316.045, to reduce its fees on a biennial basis if those fees produce revenue that exceeds the agency's costs.

Compliance with these provisions requires that a reduction must be made in the fees set, collected, and deposited to the General Revenue Fund by the State Securities Board to correspond with reductions in appropriations made to the agency.

The directive to limit the 2018-2019 baseline request to 96 percent of the 2016-2017 General Revenue Funds and General Revenue-Dedicated Funds expenditures will result in a funding cut to the State Securities Board of \$292,466.00 in each year of the biennium and, pursuant to statutory requirements, a corresponding loss of revenue

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#### 312 Securities Board

to the State in the fees set, collected, and deposited by the agency to the General Revenue Fund.

To achieve these funding cuts, the State Securities Board will reduce spending for the Law Enforcement strategy by \$172,555.00 in FY 2018 and \$172,555.00 in FY 2019 and will reduce spending for the Inspections strategy by \$119,911.00 in FY 2018 and \$119,911.00 in FY 2019.

The 10 percent funding cut referenced in the instructions for the Legislative Appropriations Request, will result in a reduction to the State Securities Board of \$701,920.00 in each year of the biennium and, pursuant to statutory requirements, a corresponding loss of revenue to the State in the fees set, collected, and deposited by the agency to the General Revenue Fund.

To achieve a 10 percent funding cut, the State Securities Board will reduce spending for the Law Enforcement strategy by \$414,133.00 in FY 2018 and \$414,133.00 in FY 2019 and will reduce spending for the Inspections strategy by \$287,787.00 in FY 2018 and \$287,787.00 in FY 2019.

The Law Enforcement and Inspections strategies account for nearly 67% of the State Securities Board's cost of operations. Unlike other strategies of the agency, the Law Enforcement and Inspections strategies employ a range of methodologies and incur case-dependent variable expenses as part of the complex work necessary to accomplish their objectives -- providing somewhat greater management flexibility in reducing costs. For these strategies, a reduction in force of mission-critical professionals and administrative support personnel can be balanced with proportional measures to narrow investor protection and inspection priorities, reduce amounts expended for travel for investigations and inspections, reduce assistance provided to prosecutors for trials of securities fraud cases, and limit resources available to obtain evidentiary information.

The impact on the agency's performance in each year of the biennium is estimated to include the following:

#### 4% Reduction

Decrease of 76 investigations during the biennium;

Decrease of 4 administrative, civil and criminal enforcement actions during the biennium;

Decrease of 57 inspections of investment advisers during biennium;

Decrease from 50% to 36% of registered investment advisers that are inspected during the biennium.

#### 10% Reduction

Decrease of 190 investigations during the biennium;

Decrease of 18 administrative, civil and criminal enforcement actions during the biennium;

Decrease of 170 inspections of investment advisers during biennium;

Decrease from 50% to 14% of registered investment advisers that are inspected during the biennium.

The negative cumulative effect of the stated budgetary cuts on investors, investor confidence generally, or on customers of investment advisers regulated by the State Securities Board is unknown.

#### IV. RECENT SIGNIFICANT DEVELOPMENTS

Recent changes in federal law have preempted state securities registration requirements for certain offerings and enabled securities issuers to make unregistered sales to the public through general solicitation. A result is that the agency is required to expend additional resources to promptly identify fraudulent offerings made to the public.

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Federal budget requests continue to seek authorization for the U.S. Securities and Exchange Commission to hire additional examiners to inspect investment advisers subject to federal oversight (firms having more than \$100 million of investor funds under management). When such authorization is approved, the State Securities Board's most experienced and capable financial examiners are likely to be recruited by the federal regulator -- an agency that is currently able to pay salaries much higher than those paid by the State Securities Board for the same work.

#### V. REDUCTION IN AGENCY FEES

The review required by Government Code Section 316.045 of amounts charged as fees by the State Securities Board indicates that a reduction in fees set by the agency's Board under Section 35.A of the Securities Act may be appropriate to more closely align fee revenue with the costs of administering and enforcing the Securities Act. Because such a large percentage of fee revenue is received at the beginning of the calendar year as part of the registration renewal process for securities dealers, agents, investment advisers and investment adviser representatives, more specific information on the amount of reduction in agency fees is expected to be available shortly after the beginning of the legislative session.

#### VI. NEW FUNDING REQUESTED

In this Legislative Appropriations Request the State Securities Board is requesting additional funding for certain targeted salary increases for key front-line professional positions in the agency – particularly in enforcement, inspections, and registration. These targeted increases seek to address continuous challenges in hiring and retaining qualified professional staff and to help create a viable career ladder going forward for these key positions based on increasing responsibility, training, and experience. The increased funding will be for salaries for existing positions set at a midpoint of the salary range for existing financial examiner and attorney job classifications in the General Appropriations Act.

#### VII. EXEMPT POSITION

The only exempt position allocated to the State Securities Board is that of Securities Commissioner. The maximum salary for this position should be increased to correspond with the findings of the State Auditor's Office in its report on executive compensation required by Article IX, Section 3.08 of the General Appropriations Act (84th Legislature.) An appropriate salary increase for this position will provide flexibility to the governing board of the agency to address pay compression issues within the State Securities Board and to improve the Board's ability to select the best candidate for the position of the Securities Commissioner when that position becomes vacant in the future. The Board of the agency currently does not have an ability to increase the salary for this position because of the not-to-exceed rate set for the position in the General Appropriations Act.

#### VIII. BACKGROUND CHECKS

Pursuant to the authority of the Texas Government Code, Section 411.139, the State Securities Board obtains criminal history record information to evaluate the qualifications of applicants for registration under the Texas Securities Act, evaluate the conduct of persons registered pursuant to the Texas Securities Act, and evaluate the qualifications of applicants for employment.

The agency obtains such information directly from the Texas Department of Public Safety (DPS) through a secure DPS website using user names and passwords allocated by DPS. Access is restricted to certain employees within the agency having specific job duties related to the evaluation of application and registration information. Information obtained pursuant to this procedure is fully protected from disclosure to unauthorized personnel or to the public in accordance with state law.

#### IX. STATEWIDE ERP (CAPPS) SYSTEM

The Comptroller of Public Accounts has identified the State Securities Board as an agency that will transition to the Centralized Accounting and Payroll/Personnel

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System (CAPPS) and the agency anticipates doing so during the upcoming biennium. There is no indication that additional appropriations will be required to convert to this system.

## State Securities Board Organizational Chart

#### **BOARD**

Beth Ann Blackwood – Chair E. Wally Kinney – Member David A. Appleby – Member Alan Waldrop – Member Miguel Romano Jr. – Member

### COMMISSIONER'S OFFICE

John Morgan, Securities Commissioner Ronak V. Patel, Deputy Securities Commissioner

6 FTEs

## REGISTRATION

Clint Edgar Director

14 FTEs

Analyzes applications for registration of securities and conducts reviews and background investigations for applications for registration of securities dealers, agents, investment adviser representatives.

### INSPECTIONS AND COMPLIANCE

Tommy Green Director

33 FTEs

Inspects the records of registered dealers and investment advisers and investigates complaints relating to registered firms and individuals to ensure that these registrants are acting in compliance with the Act and Board Rules.

## **ENFORCEMENT**

Joe Rotunda Director

37.75 FTEs

Investigates suspected violations of the Securities Act and pursues administrative, civil, or criminal actions to enforce the Act.

## STAFF SERVICES

Derek Lauterjung Director

10.25 FTEs

Performs all duties related to budget, accounting, payments, purchasing, information technology, human resources, and property accounting.

## OFFICE OF GENERAL COUNSEL

Marlene Sparkman General Counsel

3 FTEs

Provides formal legal guidance in response to existing laws and regulations.



## CERTIFICATE

Agency Name State Securities Board

This is to certify that the information contained in the age the Legislative Budget Board (LBB) and the Office of the best of my knowledge and that the electronic submission Evaluation System of Texas (ABEST) and the PDF file stapplication are identical.	Governor, Budget Division, is accurate to the
Additionally, should it become likely at any time that u the LBB and the Governor's office will be notified in wr (2016–17 GAA).	nexpended balances will accrue for any account, iting in accordance with Article IX, Section 7.01
Chief Executive Officer or Presiding Judge	Board or Commission Chair
the Morgan	in I
Signature	Signature
John Magael	2.17
Printed Name	Printed Name
SECURITIES COMMISSIONER	Cha,
Title	Title
8-3-2016	8/3/2016
Date	Date
Chief Financial Officer	
Den Com	
Signature	
DEREL LAWTERT	
Printed Name	
DIRECTOR OF STAFFSERVICES	
8(3/16	
Date	

## **Budget Overview - Biennial Amounts**

## 85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

				312 Securiti	es Board						
			,	Appropriation Ye	ears: 2018-19						EXCEPTIONAL
	GENERAL REVI	ENUE FUNDS	GR DEI	DICATED	FEDERA	L FUNDS	OTHER I	FUNDS	ALL FU		ITEM FUNDS
	2016-17	2018-19	2016-17	2018-19	2016-17	2018-19	2016-17	2018-19	2016-17	2018-19	2018-19
Goal: 1. Protect Investors and Assure											
Access to Capital for Business											
1.1.1. Law Enforcement	5,721,090	5,379,519					3		5,721,093	5,379,519	2,219,726
1.2.1. Securities Registration	816,667	813,356					1,226		817,893	813,356	70,974
1.3.1. Dealer Registration	917,091	914,492							917,091	914,492	54,708
1.4.1. Inspect Records	3,949,210	3,713,022							3,949,210	3,713,022	1,165,262
Total, Go	al 11,404,058	10,820,389					1,229		11,405,287	10,820,389	3,510,670
Goal: 2. Indirect Administration											
2.1.1. Central Administration	2,728,947	2,742,402					46		2,728,993	2,742,402	51,510
2.1.2. Information Technology	490,329	475,610							490,329	475,610	
Total, Go	al 3,219,276	3,218,012					46		3,219,322	3,218,012	51,510
Total, Agen	cy 14,623,334	14,038,401					1,275		14,624,609	14,038,401	3,562,180
Total FT	Es								104.0	104.0	0.0

## 2.A. Summary of Base Request by Strategy

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Goal / Objective / STRATEGY	Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
1 Protect Investors and Assure Access to Capital for Business					
1 Bring Law Enforcement Actions Against Violators					
1 LAW ENFORCEMENT	2,858,925	2,864,473	2,856,620	2,689,760	2,689,759
2 Guarantee Registered Securities Offerings Are Fair to Investors					
1 SECURITIES REGISTRATION	385,533	411,216	406,677	406,677	406,679
3 Guarantee That Persons Registered or Authorized are Qualified					
1 DEALER REGISTRATION	420,606	459,845	457,246	457,246	457,246
4 Inspect Registered Dealers and Investment Advisers					
1 INSPECT RECORDS	1,918,293	1,976,745	1,972,465	1,856,511	1,856,511
TOTAL, GOAL 1	\$5,583,357	\$5,712,279	\$5,693,008	\$5,410,194	\$5,410,195
2 Indirect Administration					
1 Indirect Administration					
1 CENTRAL ADMINISTRATION	1,342,811	1,357,792	1,371,201	1,371,201	1,371,201

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## 2.A. Summary of Base Request by Strategy

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Goal / Objective / STRATEGY	Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
2 INFORMATION TECHNOLOGY	230,184	252,524	237,805	237,805	237,805
TOTAL, GOAL 2	\$1,572,995	\$1,610,316	\$1,609,006	\$1,609,006	\$1,609,006
TOTAL, AGENCY STRATEGY REQUEST	\$7,156,352	\$7,322,595	\$7,302,014	\$7,019,200	\$7,019,201
TOTAL, AGENCY RIDER APPROPRIATIONS REQUEST*				<b>\$0</b>	\$0
GRAND TOTAL, AGENCY REQUEST	\$7,156,352	\$7,322,595	\$7,302,014	\$7,019,200	\$7,019,201
METHOD OF FINANCING:					
General Revenue Funds:					
1 General Revenue Fund	7,155,234	7,321,320	7,302,014	7,019,200	7,019,201
SUBTOTAL	\$7,155,234	\$7,321,320	\$7,302,014	\$7,019,200	\$7,019,201
Other Funds:					
666 Appropriated Receipts	1,118	1,275	0	0	0
SUBTOTAL	\$1,118	\$1,275	\$0	\$0	\$0
TOTAL, METHOD OF FINANCING	\$7,156,352	\$7,322,595	\$7,302,014	\$7,019,200	\$7,019,201

<sup>\*</sup>Rider appropriations for the historical years are included in the strategy amounts.

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Agency code: Agency name: 312 **Securities Board** METHOD OF FINANCING Req 2018 Req 2019 Exp 2015 Est 2016 **Bud 2017 GENERAL REVENUE** 1 General Revenue Fund REGULAR APPROPRIATIONS Regular Appropriations from MOF Table (2014-2015 GAA) \$0 \$0 \$0 \$0 \$6,986,591 Regular Appropriations from MOF Table (2016-2017 GAA) \$0 \$7,739,912 \$7,819,249 \$0 \$0 Regular Appropriations from MOF Table (2018-19 GAA) \$0 \$0 \$0 \$7,019,200 \$7,019,201 RIDER APPROPRIATION UB Rider 3-GAA 2014-2015 Agency Bill Pattern-Regular \$266,128 \$0 \$0 \$0 \$0 **TRANSFERS** Art IX, Sec 18.02, Salary Increase for General State Employees (2016-2017 GAA) \$0 \$138,760 \$119,453 \$0 \$0

Art IX, Sec 17.06, Salary Increases for General State Employees (2014-2015 GAA)

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Agency code: 312	Agency name:	Securities Bo	oard			
METHOD OF FINANCING		Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
GENERAL REVENUE						
		\$167,305	\$0	\$0	\$0	\$0
SUPPLEMENTAL, SPECIAL OR EMERGI	ENCY APPROPRIATIONS					
Governor's Veto (2016-17 GAA)		\$0	\$(557,352)	\$(636,688)	\$0	\$0
LAPSED APPROPRIATIONS						
Regular Appropriations from MOF Table	e (2014-2015 GAA)					
		\$(264,790)	\$0	\$0	\$0	\$0
Comments: Additional appropriation	ns were lapsed post operating	g budget.				
TOTAL, General Revenue Fund		\$7,155,234	¢7 221 220	\$7 202 014	\$7,010,200	¢7 010 201
		\$7,155,254	\$7,321,320	\$7,302,014	\$7,019,200	\$7,019,201
TOTAL, ALL GENERAL REVENUE		\$7,155,234	\$7,321,320	\$7,302,014	\$7,019,200	\$7,019,201
OTHER FUNDS						
Appropriated Receipts  RIDER APPROPRIATION						
Art IX, Sec 12.02, Publications or Sales	of Records (2014-2015 GAA)		¢0	¢0	¢o.	ФО.
		\$1,118	\$0	\$0	\$0	\$0

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Agency code: 312	Agency name:	Securities Bo	ard			
METHOD OF FINANCING		Exp 2015	Est 2016	Bud 2017	Req 2018	Req 2019
OTHER FUNDS						
Art IX, Sec 12.02, Publications or S	Sales of Records (2016-2017 GAA)		<b>#1.25</b> 5	φo	40	40
		\$0	\$1,275	\$0	\$0	\$0
TOTAL, Appropriated Receipts						
		\$1,118	\$1,275	\$0	\$0	\$0
TOTAL, ALL OTHER FUNDS		\$1,118	\$1,275	\$0	\$0	\$0
GRAND TOTAL		\$7,156,352	\$7,322,595	\$7,302,014	\$7,019,200	\$7,019,201
GRAND TOTAL		\$7,130,332	\$1,322,393	\$7,302,014	\$7,019,200	\$7,019,201
FULL-TIME-EQUIVALENT POSITIONS						
REGULAR APPROPRIATIONS						
Regular Appropriations from MOF Table		104.0	0.0	0.0	0.0	0.0
(2014-2015 GAA)						
Regular Appropriations from MOF Table (2016-2017 GAA)		0.0	104.0	104.0	0.0	0.0
Regular Appropriations from MOF Table (2018-19 GAA)		0.0	0.0	0.0	104.0	104.0
LAPSED APPROPRIATIONS						
Regular Appropriations from MOF Table (2014-2015 GAA)		(6.6)	0.0	0.0	0.0	0.0
TOTAL, ADJUSTED FTES		97.4	104.0	104.0	104.0	104.0

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Agency code: 312 Agency name: Securities Board

METHOD OF FINANCING Exp 2015 Est 2016 Bud 2017 Req 2018 Req 2019

NUMBER OF 100% FEDERALLY FUNDED FTEs

8/5/2016 11:20:27AM

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

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## 312 Securities Board

OBJECT OF EXPENSE	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
1001 SALARIES AND WAGES	\$5,854,492	\$5,810,466	\$5,993,475	\$5,755,671	\$5,755,668
1002 OTHER PERSONNEL COSTS	\$354,535	\$500,518	\$438,286	\$436,329	\$436,329
2001 PROFESSIONAL FEES AND SERVICES	\$27,566	\$32,262	\$37,528	\$37,528	\$37,528
2003 CONSUMABLE SUPPLIES	\$38,394	\$39,757	\$38,800	\$38,800	\$38,800
2004 UTILITIES	\$36,766	\$58,328	\$94,444	\$92,284	\$92,284
2005 TRAVEL	\$166,999	\$188,908	\$179,200	\$168,686	\$168,686
2006 RENT - BUILDING	\$154,520	\$168,030	\$172,886	\$150,516	\$150,516
2007 RENT - MACHINE AND OTHER	\$23,321	\$25,449	\$25,390	\$22,540	\$22,541
2009 OTHER OPERATING EXPENSE	\$358,831	\$428,877	\$252,005	\$316,846	\$316,849
5000 CAPITAL EXPENDITURES	\$140,928	\$70,000	\$70,000	\$0	\$0
OOE Total (Excluding Riders)	\$7,156,352	\$7,322,595	\$7,302,014	\$7,019,200	\$7,019,201
OOE Total (Riders) Grand Total	\$7,156,352	\$7,322,595	\$7,302,014	\$7,019,200	\$7,019,201

## 2.D. Summary of Base Request Objective Outcomes

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation system of Texas (ABEST)

## 312 Securities Board

		<del>-</del>			
Goal/ Objective / Outcome	Exp 2015	Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
1 Protect Investors and Assure Access to Capital for Business					
1 Bring Law Enforcement Actions Against Violators					
1 Number of Law Enforcement Actions Taken					
	996.00	1,238.00	1,238.00	1,145.00	1,145.00
2 Dollar Amount Involved in Law Enforcement	Actions				
	1,715,234.00	110,764,320.00	110,764,320.00	102,427,221.00	102,427,221.00
3 Percentage of Law Enforcement Actions Succe	essful				
	100.00%	100.00%	100.00%	100.00%	100.00%
2 Guarantee Registered Securities Offerings Are Fair to Inve	estors				
1 Average Time (Days) for Deficiency Letters Is	suance on Securities Apps	S			
	5.63	7.00	7.00	7.00	7.00
3 Guarantee That Persons Registered or Authorized are Qua	lified				
1 Average Time (Days) for Def. Letters on Deale	er & Invest. Adviser Apps				
	2.78	14.00	14.00	14.00	14.00
4 Inspect Registered Dealers and Investment Advisers					
KEY 1 Percentage of Texas Dealers and Investment A	Advisers Inspected				
	19.20%	25.00%	25.00%	18.00%	18.00%
KEY 2 % of Inspected Dealers/Investment Advisers F	Requiring Corrective Action	on			
	82.75%	80.00%	80.00%	80.00%	80.00%

## 2.E. Summary of Exceptional Items Request

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/5/2016** TIME: **11:20:28AM** 

Agency code: 312 Agency name: Securities Board

		2018			2019		Bien	nium
Priority Item	GR and GR/GR Dedicated	All Funds	FTEs	GR and GR Dedicated	All Funds	FTEs	GR and GR Dedicated	All Funds
1 Return 4% Reduction	\$292,466	\$292,466		\$292,466	\$292,466		\$584,932	\$584,932
2 Targeted Salary Increases	\$1,488,624	\$1,488,624		\$1,488,624	\$1,488,624		\$2,977,248	\$2,977,248
Total, Exceptional Items Request	\$1,781,090	\$1,781,090		\$1,781,090	\$1,781,090		\$3,562,180	\$3,562,180
Method of Financing								
General Revenue	\$1,781,090	\$1,781,090		\$1,781,090	\$1,781,090		\$3,562,180	\$3,562,180
General Revenue - Dedicated								
Federal Funds								
Other Funds								
	\$1,781,090	\$1,781,090		\$1,781,090	\$1,781,090		\$3,562,180	\$3,562,180

**Full Time Equivalent Positions** 

**Number of 100% Federally Funded FTEs** 

## 2.F. Summary of Total Request by Strategy

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: 8/5/2016

TIME: 11:20:29AM

Agency code: 312 Agency name: Securities I	Board					
Goal/Objective/STRATEGY	Base 2018	Base <b>2019</b>	Exceptional 2018	Exceptional 2019	Total Request 2018	Total Request 2019
1 Protect Investors and Assure Access to Capital for Business						
1 Bring Law Enforcement Actions Against Violators						
1 LAW ENFORCEMENT	\$2,689,760	\$2,689,759	\$1,109,863	\$1,109,863	\$3,799,623	\$3,799,622
2 Guarantee Registered Securities Offerings Are Fair to Investors						
1 SECURITIES REGISTRATION	406,677	406,679	35,487	35,487	442,164	442,166
3 Guarantee That Persons Registered or Authorized are Qualified						
1 DEALER REGISTRATION	457,246	457,246	27,354	27,354	484,600	484,600
4 Inspect Registered Dealers and Investment Advisers						
1 INSPECT RECORDS	1,856,511	1,856,511	582,631	582,631	2,439,142	2,439,142
TOTAL, GOAL 1	\$5,410,194	\$5,410,195	\$1,755,335	\$1,755,335	\$7,165,529	\$7,165,530

## 2.F. Summary of Total Request by Strategy

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE : TIME :

8/5/2016 11:20:29AM

Agency code: 312	Agency name:	Securities Board					
Goal/Objective/STRATEGY		Base 2018	Base 2019	Exceptional 2018	Exceptional 2019	Total Request 2018	Total Request 2019
2 Indirect Administration							
1 Indirect Administration							
1 CENTRAL ADMINISTRATION		\$1,371,201	\$1,371,201	\$25,755	\$25,755	\$1,396,956	\$1,396,956
2 INFORMATION TECHNOLOGY		237,805	237,805	0	0	237,805	237,805
TOTAL, GOAL 2		\$1,609,006	\$1,609,006	\$25,755	\$25,755	\$1,634,761	\$1,634,761
TOTAL, AGENCY STRATEGY REQUEST		\$7,019,200	\$7,019,201	\$1,781,090	\$1,781,090	\$8,800,290	\$8,800,291
TOTAL, AGENCY RIDER APPROPRIATIONS REQUEST							
GRAND TOTAL, AGENCY REQUEST	r	\$7,019,200	\$7,019,201	\$1,781,090	\$1,781,090	\$8,800,290	\$8,800,291

## 2.F. Summary of Total Request by Strategy

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: TIME: 1

8/5/2016 11:20:29AM

Agency code: 312 Agency name:	Securities Board					
Goal/Objective/STRATEGY	Base 2018	Base 2019	Exceptional 2018	Exceptional 2019	Total Request 2018	Total Request 2019
General Revenue Funds:						
1 General Revenue Fund	\$7,019,200	\$7,019,201	\$1,781,090	\$1,781,090	\$8,800,290	\$8,800,291
	\$7,019,200	\$7,019,201	\$1,781,090	\$1,781,090	\$8,800,290	\$8,800,291
Other Funds:						
666 Appropriated Receipts	0	0	0	0	0	0
	\$0	\$0	\$0	\$0	\$0	\$0
TOTAL, METHOD OF FINANCING	\$7,019,200	\$7,019,201	\$1,781,090	\$1,781,090	\$8,800,290	\$8,800,291
FULL TIME EQUIVALENT POSITIONS	104.0	104.0	0.0	0.0	104.0	104.0

## 2.G. Summary of Total Request Objective Outcomes

Date: 8/5/2016
Time: 11:20:30AM

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation system of Texas (ABEST)

Agency co	de: <b>312</b> Ag	gency name: Securities Board				
Goal/ Obje	ective / Outcome				Total	Total
	BL 2018	BL 2019	Excp 2018	Excp 2019	Request 2018	Request 2019
1 1	Protect Investors and Assure According Law Enforcement Actions A	•				
	1 Number of Law Enforcement	ent Actions Taken				
	1,145.00	1,145.00	1,238.00	1,238.00	1,238.00	1,238.00
	2 Dollar Amount Involved in	Law Enforcement Actions				
	102,427,221.00	102,427,221.00	110,764,320.00	110,764,320.00	110,764,320.00	110,764,320.00
	3 Percentage of Law Enforce	ment Actions Successful				
	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%
2	Guarantee Registered Securities (	Offerings Are Fair to Investors				
	1 Average Time (Days) for D	eficiency Letters Issuance on So	ecurities Apps			
	7.00	7.00	7.00	7.00	7.00	7.00
3	Guarantee That Persons Register	ed or Authorized are Qualified				
	1 Average Time (Days) for D	ef. Letters on Dealer & Invest.	Adviser Apps			
	14.00	14.00	14.00	14.00	14.00	14.00
4	Inspect Registered Dealers and In	vestment Advisers				
KEY	1 Percentage of Texas Dealer	s and Investment Advisers Insp	pected			
	18.00%	18.00%	25.00%	25.00%	25.00%	25.00%
KEY	2 % of Inspected Dealers/Inv	estment Advisers Requiring Co	orrective Action			
	80.00%	80.00%	80.00%	80.00%	80.00%	80.00%

Age: B.3

## 3.A. Strategy Request

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

## 312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 1 Bring Law Enforcement Actions Against Violators

STRATEGY:

1 Investigate Violations, Coordinate Appropriate Action by Authorities

Service Categories:

Service: 16

Income: A.2

CODE DESCRIPTION	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
Output Measures:					
KEY 1 Number of Investigations Opened	444.00	414.00	414.00	376.00	376.00
2 Number of Criminal and Civil Referrals	17.00	14.00	14.00	12.00	12.00
Objects of Expense:					
1001 SALARIES AND WAGES	\$2,264,032	\$2,261,728	\$2,244,389	\$2,110,412	\$2,110,411
1002 OTHER PERSONNEL COSTS	\$138,761	\$142,002	\$168,932	\$167,514	\$167,514
2001 PROFESSIONAL FEES AND SERVICES	\$3,522	\$12,441	\$15,097	\$15,097	\$15,097
2003 CONSUMABLE SUPPLIES	\$17,760	\$13,835	\$18,000	\$18,000	\$18,000
2004 UTILITIES	\$24,517	\$36,025	\$49,130	\$46,970	\$46,970
2005 TRAVEL	\$81,452	\$87,189	\$83,000	\$83,000	\$83,000
2006 RENT - BUILDING	\$89,341	\$101,484	\$101,942	\$79,572	\$79,572
2007 RENT - MACHINE AND OTHER	\$12,551	\$12,871	\$13,500	\$10,649	\$10,649
2009 OTHER OPERATING EXPENSE	\$169,360	\$167,827	\$133,559	\$158,546	\$158,546
5000 CAPITAL EXPENDITURES	\$57,629	\$29,071	\$29,071	\$0	\$0
TOTAL, OBJECT OF EXPENSE	\$2,858,925	\$2,864,473	\$2,856,620	\$2,689,760	\$2,689,759
Method of Financing:					
1 General Revenue Fund	\$2,858,925	\$2,864,470	\$2,856,620	\$2,689,760	\$2,689,759

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

1 Investigate Violations, Coordinate Appropriate Action by Authorities

OBJECTIVE: 1 Bring Law Enforcement Actions Against Violators

Service Categories:

0

Income: A.2

Service: 16

Age: B.3

CODE DESCRIPTION	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
SUBTOTAL, MOF (GENERAL REVENUE FUNDS)	\$2,858,925	\$2,864,470	\$2,856,620	\$2,689,760	\$2,689,759
Method of Financing: 666 Appropriated Receipts	\$0	\$3	\$0	\$0	\$0
SUBTOTAL, MOF (OTHER FUNDS)	<b>\$0</b>	\$3	\$0	\$0	\$0
TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)				\$2,689,760	\$2,689,759
TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)	\$2,858,925	\$2,864,473	\$2,856,620	\$2,689,760	\$2,689,759
FULL TIME EQUIVALENT POSITIONS:	36.5	37.8	37.8	37.8	37.8

#### STRATEGY DESCRIPTION AND JUSTIFICATION:

STRATEGY:

The Securities Commissioner is required by Tex. Rev. Civ. Stat. Ann. art. 581-3 to ensure that the provisions of the Securities Act are at all times obeyed and to take such measures and to make such investigations as will prevent or detect any violation of the Act. The Agency seeks to maximize its effectiveness by maintaining information-sharing procedures and close coordination of activities between enforcement investigators, securities analysts, registration examiners, and inspections and compliance personnel within the Agency as well as with other local, state, and federal regulatory and law enforcement agencies. The Agency aggressively investigates suspected violations of the Act and promptly pursues appropriate civil, criminal, or administrative action against business entities or individuals found to have violated any provision of the Act. Coordinated, efficient and effective enforcement of the Act is an integral part of a system that protects Texas investors, promotes investor confidence in the securities markets and Texas businesses, and encourages capital formation.

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 1 Bring Law Enforcement Actions Against Violators

STRATEGY: 1 Investigate Violations, Coordinate Appropriate Action by Authorities

investigate violations, coordinate Appropriate Action by Authorities

Service Categories:

Service: 16

Income: A.2

Age: B.3

CODE DESCRIPTION Exp 2015 Est 2016 Bud 2017 BL 2018 BL 2019

#### EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:

The public continues to be solicited to invest in securities offerings through the Internet. The instant and world-wide reach of this medium, with few barriers to entry, has led to its common use by promoters of fraudulent investment schemes. These developments have required the Agency to become proficient in monitoring public solicitation in order to act quickly to stop offerings made in violation of the Act. Because much of the evidence in modern white collar crimes resides on computers and other electronic storage devices, the Agency has also been required to maintain up-to-date equipment, software, and methodologies to effectively obtain and analyze this information. Recent federal legislative changes have lowered the regulatory standards associated with what has traditionally been referred to as "private offerings", and new laws and regulations may further reduce the regulatory standards associated with offerings made to the public. Unscrupulous parties that typically ignore securities statutes and regulations are able to use boiler rooms, telemarketing firms, free lunch seminars, and other means of public solicitation to broadly recruit greater numbers of victims under the color of law. Funding and other limitations that impair the ability of the Agency to hire, support, and retain qualified employees present potential obstacles to achieving the strategy's objective.

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

314	BUUL	ai iucs	Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 1 Bring Law Enforcement Actions Against Violators

Service Categories:

Service: 16

STRATEGY: 1 Investigate Violations, Coordinate Appropriate Action by Authorities

· ·

Income: A.2 Age: B.3

 CODE
 DESCRIPTION
 Exp 2015
 Est 2016
 Bud 2017
 BL 2018
 BL 2019

## **EXPLANATION OF BIENNIAL CHANGE (includes Rider amounts):**

STRATEGY BIENNIA Base Spending (Est 2016 + Bud 2017)	L TOTAL - ALL FUNDS  Baseline Request (BL 2018 + BL 2019)	BIENNIAL CHANGE		ATION OF BIENNIAL CHANGE Explanation(s) of Amount (must specify MOFs and FTEs)
\$5,721,093	\$5,379,519	\$(341,574)	\$(345,110)	Contribute to 4% reduction in baseline.
			\$5,216	Salary increase funds from staff members that left in FY16. Received from Sec, Dlr, & Admin.
			\$(1,680)	FY17 was allocated \$1,680 less than FY16. This \$1,680 was continued in both FY18 and FY19.
			\$(341,574)	Total of Explanation of Biennial Change

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

## 312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 2 Guarantee Registered Securities Offerings Are Fair to Investors

STRATEGY: 1 Review Security Documentation for Conformity

Service Categories:

Service: 16

Income: A.2 Age: B.3

CODE DESCRIPTION	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
Output Measures:					
KEY 1 Number of Securities Filings and Submissions Processed	61,865.00	52,200.00	52,200.00	52,200.00	52,200.00
Explanatory/Input Measures:					
KEY 1 Revenues Deposited to the State Treasury from Securities Applications	142,269,821.00	102,000,000.00	102,000,000.00	102,000,000.00	102,000,000.00
•					
Objects of Expense:	****	****	****	**	****
1001 SALARIES AND WAGES	\$332,523	\$326,715	\$348,376	\$348,375	\$348,376
1002 OTHER PERSONNEL COSTS	\$24,204	\$50,065	\$26,222	\$26,222	\$26,222
2001 PROFESSIONAL FEES AND SERVICES	\$157	\$1,879	\$3,180	\$3,180	\$3,180
2003 CONSUMABLE SUPPLIES	\$1,773	\$1,014	\$2,000	\$2,000	\$2,000
2004 UTILITIES	\$26	\$1,440	\$2,300	\$2,300	\$2,300
2005 TRAVEL	\$3,162	\$6,265	\$6,000	\$6,000	\$6,000
2006 RENT - BUILDING	\$2,391	\$2,581	\$3,000	\$3,000	\$3,000
2007 RENT - MACHINE AND OTHER	\$497	\$829	\$660	\$660	\$660
2009 OTHER OPERATING EXPENSE	\$14,015	\$16,633	\$11,144	\$14,940	\$14,941
5000 CAPITAL EXPENDITURES	\$6,785	\$3,795	\$3,795	\$0	\$0
TOTAL, OBJECT OF EXPENSE	\$385,533	\$411,216	\$406,677	\$406,677	\$406,679

## 85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

### 312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 2 Guarantee Registered Securities Offerings Are Fair to Investors

STRATEGY: 1 Review Security Documentation for Conformity

STRATEGY DESCRIPTION AND JUSTIFICATION:

Service Categories:

Service: 16

Income: A.2

Age: B.3

CODE	DESCRIPTION	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
16 (1 1 65)						
Method of Fin	nancing:					
1 Ge	eneral Revenue Fund	\$384,656	\$409,990	\$406,677	\$406,677	\$406,679
SUBTOTAL,	, MOF (GENERAL REVENUE FUNDS)	\$384,656	\$409,990	\$406,677	\$406,677	\$406,679
Method of Fi	nancing:					
666 Ap	ppropriated Receipts	\$877	\$1,226	\$0	\$0	\$0
SUBTOTAL,	, MOF (OTHER FUNDS)	\$877	\$1,226	<b>\$0</b>	\$0	\$0
TOTAL, ME	THOD OF FINANCE (INCLUDING RIDERS)				\$406,677	\$406,679
TOTAL, ME	THOD OF FINANCE (EXCLUDING RIDERS)	\$385,533	\$411,216	\$406,677	\$406,677	\$406,679
FULL TIME	EQUIVALENT POSITIONS:	5.5	5.5	7.0	7.0	7.0

Age: B.3

Service Categories:

## 3.A. Strategy Request

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 2 Guarantee Registered Securities Offerings Are Fair to Investors

STRATEGY: 1 Review Security Documentation for Conformity Service: 16 Income: A.2

CODE DESCRIPTION Exp 2015 Est 2016 Bud 2017 BL 2018 BL 2019

The Securities Act, Tex. Rev. Civ. Stat. Ann. art 581-1 et seq. requires prior approval by the Securities Commissioner of all non-exempt securities offerings. In addition to registering appropriate offerings and preventing fraudulent offerings from being registered, notice filings for securities offerings in Texas are reviewed to ensure that they are made in compliance with the Securities Act and Board Rules. Financial Examiners assigned to this strategy also support the maintenance of investor confidence and the capital formation process by providing information to small business owners regarding exemptions, private placements, public offerings, and the securities registration requirements. The maintenance of investor confidence through analysis, review, and screening of securities offerings is a primary concern of the Agency and is critical to a healthy capital market in Texas.

#### EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:

The volume of applications and filings processed by the Agency's securities registration strategy is affected year-to-year by prevailing economic conditions and strengths or weaknesses in the capital markets. Over time, individual participation in the securities markets has grown as the prevalence of defined benefit retirement plans for workers has declined and the need for persons to provide for their own retirement has increased.

Continued growth in the workload of the Agency and the increasing complexity of investment schemes offered to the public will require that the Agency continue to improve its methods of processing and evaluating information. The Agency seeks new opportunities to develop and use technologies to achieve the efficiencies that are necessary to effectively carry out its mission. Funding and other limitations that impair the ability of the Agency to hire, support, and retain qualified employees present potential obstacles to achieving the strategy's objective.

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

		312	2 Securities Board				
GOAL:	1 Protect Investors	and Assure Access to Capital for Business					
OBJECTIVE:	2 Guarantee Registe	ered Securities Offerings Are Fair to Investor	rs		Service Categori	es:	
STRATEGY:	1 Review Security	Documentation for Conformity			Service: 16	Income: A.2	Age: B.3
CODE	DESCRIPTION	1	Exp 2015	Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
EXPLANATIO	ON OF BIENNIAL CHANG	E (includes Rider amounts):					
Base Sper	STRATEGY BIENNL ading (Est 2016 + Bud 2017)	AL TOTAL - ALL FUNDS  Baseline Request (BL 2018 + BL 2019)	BIENNIAL CHANGE		ATION OF BIENN Explanation(s) of A	IAL CHANGE mount (must specify M	IOFs and FTEs)
-		• • •	*/* -*->		•		,
	\$817,893	\$813,356	\$(4,537)	\$(1,226)	Appropriated rece planned for FY18-	ipts received in FY16 t ·19.	hat are not

\$(4,537)

**Total of Explanation of Biennial Change** 

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

## 312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 3 Guarantee That Persons Registered or Authorized are Qualified

STRATEGY: 1 Perform Extensive Review of Applications and Submissions

Service Categories:

Service: 16 Income: A.2 Age: B.3

CODE DESCRIPTION	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019		
Output Measures: KEY 1 Number of Dealers, Agents, IA, & IAR Applications and	389,614.00	342,000.00	342,000.00	342,000.00	342,000.00		
Submissions Proc							
Explanatory/Input Measures:							
KEY 1 # of Dealers, Agents, Invest Advisers & Reps Licensed or Authorized	389,614.00	320,000.00	320,000.00	320,000.00	320,000.00		
2 Revenues Deposited to State Treasury from Applications and Submissions	83,426,692.00	80,600,000.00	80,600,000.00	80,600,000.00	80,600,000.00		
Objects of Expense:							
1001 SALARIES AND WAGES	\$371,864	\$368,310	\$397,584	\$397,583	\$397,582		
1002 OTHER PERSONNEL COSTS	\$24,708	\$50,805	\$29,926	\$29,926	\$29,926		
2001 PROFESSIONAL FEES AND SERVICES	\$287	\$1,904	\$3,180	\$3,180	\$3,180		
2003 CONSUMABLE SUPPLIES	\$1,658	\$1,360	\$2,000	\$2,000	\$2,000		
2004 UTILITIES	\$62	\$338	\$2,520	\$2,520	\$2,520		
2005 TRAVEL	\$1,515	\$7,882	\$4,000	\$4,000	\$4,000		
2006 RENT - BUILDING	\$2,390	\$2,596	\$3,000	\$3,000	\$3,000		
2007 RENT - MACHINE AND OTHER	\$607	\$885	\$660	\$660	\$660		
2009 OTHER OPERATING EXPENSE	\$11,435	\$21,533	\$10,144	\$14,377	\$14,378		

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

### 312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 3 Guarantee That Persons Registered or Authorized are Qualified

Service Categories:

STRATEGY: 1 Perform Extensive Review of Applications and Submissions

Service: 16

Income: A.2

Age: B.3

CODE DESCRIPTION	Exp 2015	Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
5000 CAPITAL EXPENDITURES	\$6,080	\$4,232	\$4,232	\$0	\$0
TOTAL, OBJECT OF EXPENSE	\$420,606	\$459,845	\$457,246	\$457,246	\$457,246
Method of Financing:					
1 General Revenue Fund	\$420,606	\$459,845	\$457,246	\$457,246	\$457,246
SUBTOTAL, MOF (GENERAL REVENUE FUNDS)	\$420,606	\$459,845	\$457,246	\$457,246	\$457,246
TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)				\$457,246	\$457,246
TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)	\$420,606	\$459,845	\$457,246	\$457,246	\$457,246
FULL TIME EQUIVALENT POSITIONS:	8.5	0.5	7.0	7.0	7.0
FULL TIME EQUIVALENT FUSITIONS:	0.5	8.5	7.0	7.0	7.0

### STRATEGY DESCRIPTION AND JUSTIFICATION:

The Securities Act, Tex. Rev. Civ. Stat. Ann. art. 581-1 et seq., requires individuals and firms to register with the Securities Commissioner in order to deal in securities and/or render investment advice in the State. Review of applications for such registration, including relevant criminal and disciplinary history, is necessary in order to ensure that qualified individuals and firms are authorized to deal with the investing public. The strategy supports the market infrastructure by promoting investor confidence in market participants and in the markets themselves.

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 3 Guarantee That Persons Registered or Authorized are Qualified

1 Perform Extensive Review of Applications and Submissions

Service Categories:

Income: A.2

Age: B.3

CODE DESCRIPTION

STRATEGY:

Exp 2015

Est 2016

**Bud 2017** 

Service: 16

BL 2018

BL 2019

#### EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:

Over time, individual participation in the securities markets has grown as the prevalence of defined benefit retirement plans for workers has declined and the need for persons to provide for their own retirement has increased. This trend has resulted in an increase in the number of market professionals who advise individual investors.

Continued growth in the workload of the Agency and the increasing complexity of investment schemes offered to the public will require that the Agency continue to improve its methods of processing and evaluating information. The Agency seeks new opportunities to develop and use technologies to achieve the efficiencies that are necessary to effectively carry out its mission. Funding and other limitations that impair the ability of the Agency to hire, support, and retain qualified employees present potential obstacles to achieving the strategy's objective.

## **EXPLANATION OF BIENNIAL CHANGE (includes Rider amounts):**

 STRATEGY BIENNIAL TOTAL - ALL FUNDS  Base Spending (Est 2016 + Bud 2017) Baseline Request (BL 2018 + BL 2019)				NATION OF BIENNIAL CHANGE  Explanation(s) of Amount (must specify MOFs and FTEs)	
\$917,091	\$914,492	\$(2,599)	\$(2,599)	Salary increase funds from staff members that left in FY16. Applied to Enf and I&C.	
			\$(2,599)	Total of Explanation of Biennial Change	

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 4 Inspect Registered Dealers and Investment Advisers

STRATEGY: 1 Inspect Dealer & Investment Adviser Records for Regulatory Compliance

Service Categories:

Service: 16 Income: A.2 Age: B.3

CODE DESC	RIPTION	Exp 2015	Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
<b>Output Measures:</b>						
KEY 1 Number of Ins	spections Conducted	270.00	340.00	340.00	311.00	312.00
	ferrals for Administrative or Law	5.00	8.00	8.00	7.00	7.00
Enforcement Act						
	lministrative Actions Taken by Inspections	5.00	24.00	24.00	22.00	22.00
and Compliance						
Objects of Expense:						
1001 SALARIES	AND WAGES	\$1,511,256	\$1,480,067	\$1,577,033	\$1,473,208	\$1,473,206
1002 OTHER PER	SONNEL COSTS	\$89,255	\$147,920	\$118,702	\$118,163	\$118,163
2001 PROFESSIO	NAL FEES AND SERVICES	\$22,999	\$9,513	\$9,810	\$9,810	\$9,810
2003 CONSUMAI	BLE SUPPLIES	\$11,683	\$19,879	\$12,000	\$12,000	\$12,000
2004 UTILITIES		\$10,881	\$17,947	\$33,114	\$33,114	\$33,114
2005 TRAVEL		\$67,318	\$67,712	\$80,000	\$69,486	\$69,486
2006 RENT - BUI	LDING	\$50,109	\$59,288	\$64,208	\$64,208	\$64,208
2007 RENT - MA	CHINE AND OTHER	\$5,770	\$6,429	\$6,500	\$6,501	\$6,502
2009 OTHER OPE	ERATING EXPENSE	\$97,418	\$148,640	\$51,748	\$70,021	\$70,022
5000 CAPITAL E	XPENDITURES	\$51,604	\$19,350	\$19,350	\$0	\$0
TOTAL, OBJECT OF	EXPENSE	\$1,918,293	\$1,976,745	\$1,972,465	\$1,856,511	\$1,856,511

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 4 Inspect Registered Dealers and Investment Advisers

Service Categories:

STRATEGY: 1 Inspect Dealer & Investment Adviser Records for Regulatory Compliance

Service: 16 Income: A.2

Age: B.3

CODE	DESCRIPTION	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
N. (1 1 C.E.)						
Method of Fin	ancing:					
1 Ger	neral Revenue Fund	\$1,918,293	\$1,976,745	\$1,972,465	\$1,856,511	\$1,856,511
SUBTOTAL,	MOF (GENERAL REVENUE FUNDS)	\$1,918,293	\$1,976,745	\$1,972,465	\$1,856,511	\$1,856,511
TOTAL, MET	THOD OF FINANCE (INCLUDING RIDERS)				\$1,856,511	\$1,856,511
TOTAL, MET	HOD OF FINANCE (EXCLUDING RIDERS)	\$1,918,293	\$1,976,745	\$1,972,465	\$1,856,511	\$1,856,511
FULL TIME I	EQUIVALENT POSITIONS:	28.7	33.0	33.0	33.0	33.0

#### STRATEGY DESCRIPTION AND JUSTIFICATION:

The Securities Act, Tex. Rev. Civ. Stat. Ann. art. 581-13-1, authorizes the Securities Commissioner to inspect registered dealers and investment advisers as necessary to ensure compliance with the Securities Act and Board Rules. Inspections are generally conducted on firms not regularly inspected by other regulatory authorities. Inspections and compliance personnel conduct inspections, analyze records obtained in connection with the inspections, investigate complaints from investors filed against firms and/or their employees, and review disciplinary information filed with the Agency on a continuous basis. These duties are carried out to ensure that registered firms and their employees remain in compliance with the law and that investors are protected from fraud.

#### EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

312 Securities Board

GOAL: 1 Protect Investors and Assure Access to Capital for Business

1 Inspect Dealer & Investment Adviser Records for Regulatory Compliance

OBJECTIVE: 4 Inspect Registered Dealers and Investment Advisers

Service Categories:

inspect registered bearing and investment revisers

Service: 16

Income: A.2

Age: B.3

CODE DESCRIPTION

STRATEGY:

Exp 2015

Est 2016

**Bud 2017** 

BL 2018

BL 2019

Growth in the workload of the State Securities Board will require that the Agency continue to improve its methods of processing and evaluating information. The Agency seeks new opportunities to develop and use technologies to achieve the efficiencies that are necessary to effectively carry out its mission. Funding and other limitations that impair the ability of the Agency to hire, support, and retain qualified employees present obstacles to achieving this objective.

#### **EXPLANATION OF BIENNIAL CHANGE (includes Rider amounts):**

STRATEGY BIENNIA Base Spending (Est 2016 + Bud 2017)	L TOTAL - ALL FUNDS  Baseline Request (BL 2018 + BL 2019)	BIENNIAL CHANGE		ATION OF BIENNIAL CHANGE Explanation(s) of Amount (must specify MOFs and FTEs)
\$3,949,210	\$3,713,022	\$(236,188)	\$(239,823)	4% reduction in baseline.
			\$3,635	Salary increase funds from staff members that left in FY16. Received from Sec, Dlr, & Admin.
			\$(236,188)	Total of Explanation of Biennial Change

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

GOAL: 2 Indirect Administration

OBJECTIVE: 1 Indirect Administration

STRATEGY: 1 Central Administration

Service Categories:

Service: 09

Income: A.2 Age: B.3

CODE	DESCRIPTION	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
Objects of	of Expense:					
1001	SALARIES AND WAGES	\$1,164,860	\$1,142,697	\$1,195,144	\$1,195,144	\$1,195,144
1002	OTHER PERSONNEL COSTS	\$59,465	\$90,507	\$89,957	\$89,957	\$89,957
2001	PROFESSIONAL FEES AND SERVICES	\$601	\$6,525	\$6,261	\$6,261	\$6,261
2003	CONSUMABLE SUPPLIES	\$5,520	\$3,669	\$4,800	\$4,800	\$4,800
2004	UTILITIES	\$1,280	\$2,578	\$7,380	\$7,380	\$7,380
2005	TRAVEL	\$13,552	\$19,860	\$6,200	\$6,200	\$6,200
2006	RENT - BUILDING	\$10,289	\$2,081	\$736	\$736	\$736
2007	RENT - MACHINE AND OTHER	\$3,896	\$4,435	\$4,070	\$4,070	\$4,070
2009	OTHER OPERATING EXPENSE	\$64,518	\$71,888	\$43,101	\$56,653	\$56,653
5000	CAPITAL EXPENDITURES	\$18,830	\$13,552	\$13,552	\$0	\$0
TOTAL	OBJECT OF EXPENSE	\$1,342,811	\$1,357,792	\$1,371,201	\$1,371,201	\$1,371,201
Method	of Financing:					
1	General Revenue Fund	\$1,342,570	\$1,357,746	\$1,371,201	\$1,371,201	\$1,371,201
SUBTO	TAL, MOF (GENERAL REVENUE FUNDS)	\$1,342,570	\$1,357,746	\$1,371,201	\$1,371,201	\$1,371,201
Method 666	of Financing: Appropriated Receipts	\$241	\$46	\$0	\$0	\$0

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85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

314	BUUL	ai iucs	Board

GOAL: 2 Indirect Administration

OBJECTIVE: 1 Indirect Administration

STRATEGY: 1 Central Administration

Service Categories:

Service: 09

Income: A.2

Age: B.3

CODE DESCRIPTION	Exp 2015	Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
SUBTOTAL, MOF (OTHER FUNDS)	\$241	\$46	\$0	\$0	\$0
TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)				\$1,371,201	\$1,371,201
TOTAL, METHOD OF FINANCE (EXCLUDING RIDERS)	\$1,342,811	\$1,357,792	\$1,371,201	\$1,371,201	\$1,371,201
FULL TIME EQUIVALENT POSITIONS:	15.2	16.2	16.2	16.2	16.2

#### STRATEGY DESCRIPTION AND JUSTIFICATION:

The Securities Commissioner, directly and through delegation of authority to the Deputy Commissioner and Division Directors, oversees the enforcement of the Securities Act, registration of dealers, agents, investment advisers, and investment adviser representatives, registration of securities offerings sold in Texas; inspections of registered dealers and investment advisers; investor education initiatives; and management of the fiscal affairs, budgeting, purchasing and information technology functions of the Agency.

#### EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:

Long term customer demands for the Agency's services are predicted to continue to increase in the future. Projected growth in the economy and population of the state coupled with increased dependence by Texans on the securities markets to help meet personal financial goals, such as providing for a child's college education and ensuring that adequate funds are available for retirement, indicate an increase in the workload of the Agency in securities registration filings; dealer, agent, investment adviser, and investment adviser representative registration filings; required inspections of securities dealers and investment advisers; and matters requiring investigation and enforcement action by the Agency.

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

312 Securities Board

GOAL: 2 Indirect Administration

OBJECTIVE: 1 Indirect Administration

STRATEGY: 1 Central Administration

CODE DESCRIPTION

Service Categories:

Income: A.2

Age: B.3

Exp 2015 Est 2016 Bud 2017 BL 2018 BL 2019

Service: 09

#### **EXPLANATION OF BIENNIAL CHANGE (includes Rider amounts):**

STRATEGY BIENNIA Base Spending (Est 2016 + Bud 2017)	L TOTAL - ALL FUNDS  Baseline Request (BL 2018 + BL 2019)	BIENNIAL CHANGE	EXPLAN \$ Amount	NATION OF BIENNIAL CHANGE  Explanation(s) of Amount (must specify MOFs and FTEs)
\$2,728,993	\$2,742,402	\$13,409	\$14,000	Funds were transferred into Information Technology from Central Administration in FY16 in order to provide staff members with one-time merit bonuses.  Similar bonuses are not included in BL18-19.
			\$1,200	Funds were transferred into Information Technology from Central Administration in FY16 in order to cover an increase in longevity payments.
				FY17 was allocated \$1,200 more than FY16. This \$1,200 was continued in both FY18 and FY19.
			\$(47)	Appropriated receipts received in FY16 that are not planned for FY18-19.
			\$(2,944)	Salary increase funds from staff members that left in FY16. Applied to Enf and I&C.
			\$13,409	Total of Explanation of Biennial Change

#### 85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

312 Securities Board	312	Secu	rities	Board
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GOAL:	2	Indirect Administration
OBJECTIVE:	1	Indirect Administration

Service Categories:

STRATEGY: 2 Information Technology

STRATEGY DESCRIPTION AND JUSTIFICATION:

Service: 09 Income: A.2 Age: B.3

CODE	DESCRIPTION	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
Objects of	of Expense:					
1001	SALARIES AND WAGES	\$209,957	\$230,949	\$230,949	\$230,949	\$230,949
1002	OTHER PERSONNEL COSTS	\$18,142	\$19,219	\$4,547	\$4,547	\$4,547
2009	OTHER OPERATING EXPENSE	\$2,085	\$2,356	\$2,309	\$2,309	\$2,309
TOTAL,	OBJECT OF EXPENSE	\$230,184	\$252,524	\$237,805	\$237,805	\$237,805
Method o	of Financing:					
1 General Revenue Fund		\$230,184	\$252,524	\$237,805	\$237,805	\$237,805
SUBTO	TAL, MOF (GENERAL REVENUE FUNDS)	\$230,184	\$252,524	\$237,805	\$237,805	\$237,805
TOTAL, METHOD OF FINANCE (INCLUDING RIDERS)					\$237,805	\$237,805
TOTAL,	METHOD OF FINANCE (EXCLUDING RIDERS)	\$230,184	\$252,524	\$237,805	\$237,805	\$237,805
FULL TIME EQUIVALENT POSITIONS:		3.0	3.0	3.0	3.0	3.0

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

312 Securities Board

GOAL: 2 Indirect Administration

OBJECTIVE: 1 Indirect Administration Service Categories:

STRATEGY: 2 Information Technology Service: 09 Income: A.2 Age: B.3

CODE DESCRIPTION Exp 2015 Est 2016 Bud 2017 BL 2018 BL 2019

The Agency has databases, computer networks, and equipment that are critical to its law enforcement, inspections and compliance, and registration strategies. It is critical that the Agency be able to continue to maintain these technologies to regulate one of the most technologically advanced industries in the world. The Information Technology section of the Agency is directly responsible for the maintenance and security of all its computer hardware, software and electronic data. This section maintains compliance with all state purchasing statutes and rules related to the purchase of information technology. Also included in the responsibilities are the maintenance of existing in-house data programs, as well as the creation of new programs to migrate current programs onto newer and more efficient platforms.

#### EXTERNAL/INTERNAL FACTORS IMPACTING STRATEGY:

Continued growth in the workload of the Agency and the increasing complexity of investment schemes offered to the public will require the Agency to continue to improve its methods of processing and evaluating information. Information technology is key in those efforts. The Agency continually seeks new opportunities to develop and use technologies to achieve the efficiencies that are necessary to effectively carry out its mission. Funding and other limitations that impair the ability of the Agency to hire, support, and retain qualified employees present potential obstacles to achieving this objective.

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

312 Securities Board									
GOAL:	2 Indirect Administr	ration							
OBJECTIVE:	1 Indirect Administr	ration			Service Categor	ries:			
STRATEGY:	2 Information Techn	nology			Service: 09	Income: A.2	Age: B.3		
CODE	DESCRIPTION		Exp 2015	Est 2016 Bud 2017 BL 2018			BL 2019		
EXPLANATIO	N OF BIENNIAL CHANG	E (includes Rider amounts):							
		AL TOTAL - ALL FUNDS	BIENNIAL	EXPLAN	IATION OF BIENN	IIAL CHANGE			
Base Spen	ding (Est 2016 + Bud 2017)	Baseline Request (BL 2018 + BL 2019)	CHANGE	\$ Amount					
	from Central Adm staff members with		ferred into Information ninistration in FY16 in th one-time merit bonu- are not included in BL1	order to provide ses.					
				\$(1,200)		ferred into Information ninistration in FY16 in gevity payments.			
				\$481		ed \$481 more than FY1 a longevity. This \$481 FY19.			
			-	\$(14,719)	Total of Explana	tion of Biennial Chang	ge		

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

SUMMARY TOTALS:						
OBJECTS OF EXPENSE:	\$7,156,352	\$7,322,595	\$7,302,014	\$7,019,200	\$7,019,201	
METHODS OF FINANCE (INCLUDING RIDERS):				\$7,019,200	\$7,019,201	
METHODS OF FINANCE (EXCLUDING RIDERS):	\$7,156,352	\$7,322,595	\$7,302,014	\$7,019,200	\$7,019,201	
FULL TIME EQUIVALENT POSITIONS:	97.4	104.0	104.0	104.0	104.0	

#### 3.A.1. PROGRAM-LEVEL REQUEST SCHEDULE

85th Regular Session, Agency Submission, Version 1

Agency Code: 312	Agency:	Agency: State Securities Board			Agency: State Securities Board Prepared By: Derek Lauterjung								
Date: 8/5/2016	I					16-17	Requested	Requested	Biennial Total	Biennial Differ	rence		
Goal Name	Strategy	Strategy Name	Program	Program Name		Base	2018	2019	18-19	\$	%		
A Protect Investors	A.1.1.	Law Enforcement	A.1.1.1.	Law Enforcement		\$5,721,093	\$3,799,623	\$3,799,622	\$7,599,245	\$1,878,152	32.8%		
A Protect Investors	A.2.1.	Securities Registration	A.2.1.1.	Securities Registration		\$817,893	\$442,164	\$442,166	\$884,330	\$66,437	8.1%		
A Protect Investors	A.3.1.	Dealer Registration	A.3.1.1.	Dealer Registration		\$917,091	\$484,600	\$484,600	\$969,200	\$52,109	5.7%		
A Protect Investors	A.4.1.	Inspect Records	A.4.1.1.	Inspect Records		\$3,949,210	\$2,439,142	\$2,439,142	\$4,878,284	\$929,074	23.5%		
B Indirect Administration	B.1.1.	Central Administration	B.1.1.1.	Central Administration		\$2,728,993	\$1,396,956	\$1,396,956	\$2,793,912	\$64,919	2.4%		
B Indirect Administration	B.1.2.	Information Technology	B.1.2.1.	Information Technology		\$490,329	\$237,805	\$237,805	\$475,610	(\$14,719)	-3.0%		
						\$14 624 609	\$8,800,290	\$8,800,291	\$17 600 581				

<sup>\*\*</sup>Requested amounts shown for 2018-19 include exceptional item requests.

## 3.B. Rider Revisions and Additions Request

Agency Code: Agency Name:			Prepared By:	Date:	Request Level:
312	State Securities Board		Derek Lauterjung	8/5/16	
Current Rider Number	Page Number in 2016–17 GAA		Proposed Rider Lan	guage	
2	VIII-58	below. The amount expenditure for other appropriations either "(MLPP)" notations. Public Finance Author Legislative Burkesource Technology.	None of the funds appropriated may be expents shown below shall be expended only for her purposes. Amounts appropriated abovement for "Lease Payments to the Master Leasen shall be expended only for the purpose of athority pursuant to the provisions of Governdget Board, capital budgeted funds listed be ogies" may be used to lease information res	the purposes shown and identified in this Purchase Program" making lease purchase ment Code § 1232.1 Plow under "Acquisitiources hardware and/	or for items with a see payments to the Texas 03. Upon approval from on of Information
		determined by age	ency management to be in the best interest o	t the State of Texas.	
			ency management to be in the best interest o	the State of Texas.	<del>2017</del>
		a. Acquisition	n of Information Resource Technologies ase of Information Technologies		<del>2017</del> \$70,000
		a. Acquisitior	n of Information Resource Technologies	<del>2016</del>	<del></del>
		a. Acquisitior (1) Purch: Total, Cap	n of Information Resource Technologies ase of Information Technologies	<del>2016</del> \$70,000	<del></del> \$70,000
		a. Acquisitior (1) Purch: Total, Cap	n of Information Resource Technologies ase of Information Technologies oital Budget ng (Capital Budget):	<del>2016</del> \$70,000	<del></del> \$70,000
		a. Acquisition (1) Purch: Total, Cap Method of Financin	n of Information Resource Technologies ase of Information Technologies oital Budget ng (Capital Budget):	\$70,000 \$70,000	\$70,000 \$70,000

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/5/2016**TIME: **11:20:39AM** 

Agency code: 312 Agency name: **Securities Board** CODE DESCRIPTION Excp 2018 Excp 2019 Item Name: Return 4% Reduction **Item Priority:** 1 No **IT Component: Anticipated Out-year Costs:** Yes No **Involve Contracts > \$50,000: Includes Funding for the Following Strategy or Strategies:** 01-01-01 Investigate Violations, Coordinate Appropriate Action by Authorities 01-04-01 Inspect Dealer & Investment Adviser Records for Regulatory Compliance **OBJECTS OF EXPENSE:** SALARIES AND WAGES 247,452 247,452 1001 1002 1,957 1,957 OTHER PERSONNEL COSTS 2004 UTILITIES 2,160 2,160 TRAVEL 2005 10,513 10,513 2006 **RENT - BUILDING** 22,370 22,370 2007 RENT - MACHINE AND OTHER 2,851 2,851 2009 OTHER OPERATING EXPENSE 5,163 5,163 TOTAL, OBJECT OF EXPENSE \$292,466 \$292,466

## **METHOD OF FINANCING:** 1 General

1 General Revenue Fund

 292,400	292,400
\$292,466	\$292,466

202 466

202 466

#### **DESCRIPTION / JUSTIFICATION:**

TOTAL, METHOD OF FINANCING

This exceptional item request would permit the agency to retain its current level of funding and avoid a funding cut of \$292,466.00 in each year of the biennium that would have the effect of a reduction in force of mission-critical professionals and administrative support personnel, narrowed investor protection and inspection priorities, reduced ability to travel for investigations and inspections, reduced assistance provided to prosecutors for trials of securities fraud cases, and reduced resources available to obtain evidentiary information.

Funding of the exceptional item would have no net effect on the State's overall budget. Section 35.A of the Securities Act requires the State Securities Board to set fees in amounts sufficient to cover the costs of its operations. Section 35.C of the Act requires that the fees set by the Board must be reasonable and necessary to defray such costs. Government Code, Section 316.045, requires the agency to reduce its fees on a biennial basis if those fees produce revenue that exceeds the agency's costs. Compliance with these provisions requires that a reduction or increase must be made in the fees set, collected, and deposited to the General Revenue Fund by the State Securities Board to correspond with appropriations made to the agency.

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Agency code: 312 Agency name:

**Securities Board** 

CODE DESCRIPTION Excp 2018 Excp 2019

#### **EXTERNAL/INTERNAL FACTORS:**

The Agency is required by law to match a certain portion of its fee revenue to its appropriations.

#### **DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS:**

Out-year costs would be needed to continue the salaries of those that were not subject to layoffs.

#### ESTIMATED ANTICIPATED OUT-YEAR COSTS FOR ITEM:

2020	2021	2022	
\$292,466	\$292,466	\$292,466	

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/5/2016**TIME: **11:20:39AM** 

Agency code: 312 Agency name:			
Sec	urities Boar	d	
CODE DESCRIPTION		Excp 2018	Excp 2019
Item Name:	Targeted	l Salary Increases	
Item Priority:	2		
IT Component:	No		
Anticipated Out-year Costs:	Yes		
Involve Contracts > \$50,000:	No		
<b>Includes Funding for the Following Strategy or Strategies:</b>	01-01-01	Investigate Violations, Coordinate Appropriate Action by Authorities	
	01-02-01	Review Security Documentation for Conformity	
	01-03-01	Perform Extensive Review of Applications and Submissions	
	01-04-01	Inspect Dealer & Investment Adviser Records for Regulatory Compliance	
	02-01-01	Central Administration	
BJECTS OF EXPENSE:			
1001 SALARIES AND WAGES		1,466,623	1,466,623
1002 OTHER PERSONNEL COSTS		7,333	7,333
2009 OTHER OPERATING EXPENSE		14,668	14,668
TOTAL, OBJECT OF EXPENSE		\$1,488,624	\$1,488,62
ETHOD OF FINANCING:			
1 General Revenue Fund		1,488,624	1,488,62
TOTAL, METHOD OF FINANCING		\$1,488,624	\$1,488,624

#### **DESCRIPTION / JUSTIFICATION:**

This exceptional item will provide additional funding for targeted salary increases for key front-line professional positions in the agency – particularly in enforcement, inspections, and registration. These targeted increases seek to address continuous challenges in hiring and retaining qualified professional staff and to help create a viable career ladder going forward for these key positions based on increasing responsibility, training, and experience. The increased funding will be for salaries for existing positions set at a midpoint of the salary range for existing financial examiner and attorney job classifications in the General Appropriations Act.

Funding of the exceptional item would have no net effect on the State's overall budget. Section 35.A of the Securities Act requires the State Securities Board to set fees in amounts sufficient to cover the costs of its operations. Section 35.C of the Act requires that the fees set by the Board must be reasonable and necessary to defray such costs. Government Code, Section 316.045, requires the agency to reduce its fees on a biennial basis if those fees produce revenue that exceeds the agency's costs. Compliance with these provisions requires that a reduction or increase must be made in the fees set, collected, and deposited to the General Revenue Fund by the State Securities Board to correspond with appropriations made to the agency.

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/5/2016**TIME: **11:20:39AM** 

Agency code: 312 Agency name:

**Securities Board** 

CODE DESCRIPTION Excp 2018 Excp 2019

#### **EXTERNAL/INTERNAL FACTORS:**

The salaries for professional positions at the State Securities Board are not competitive with those performing the same or similar work in the private sector, or with other state and federal regulators in Texas.

Federal budget requests continue to seek authorization for the U.S. Securities and Exchange Commission to hire additional examiners to inspect investment advisers subject to federal oversight (firms having more than \$100 million of investor funds under management). When such authorization is approved, the State Securities Board's most experienced and capable financial examiners are likely to be recruited by the federal regulator -- an agency that is currently able to pay salaries much higher than those paid by the State Securities Board for the same work.

#### **DESCRIPTION OF ANTICIPATED OUT-YEAR COSTS:**

Out-year costs would be needed to continue the salary increases in future years.

#### ESTIMATED ANTICIPATED OUT-YEAR COSTS FOR ITEM:

2020	2021	2022
\$1,488,624	\$1.488.624	\$1.488.624

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

Agency code:

312

Agency name:

**Securities Board** 

DATE: 8/5/2016

TIME: 11:20:40AM

ode Description	Excp 2018	Excp 2019
tem Name: Return 4% Redu	action	
Allocation to Strategy: 1-1-1	Investigate Violations, Coordinate Appropriate Action by Authorities	
STRATEGY IMPACT ON OUTCOME MEASURES:		
1 Number of Law Enforcement Actions T	Taken 1,238.00	1,238.00
<u>2</u> Dollar Amount Involved in Law Enforce	ement Actions 110,764,320.00	110,764,320.00
<u>3</u> Percentage of Law Enforcement Actions	s Successful 100.00%	100.00%
OUTPUT MEASURES:		
<u>1</u> Number of Investigations Opened	38.00	38.00
2 Number of Criminal and Civil Referrals	2.00	2.00
DBJECTS OF EXPENSE:		
1001 SALARIES AND WAGES	139,671	139,671
1002 OTHER PERSONNEL COSTS	1,418	1,418
2004 UTILITIES	2,160	2,160
2006 RENT - BUILDING	22,370	22,370
2007 RENT - MACHINE AND OTH	ER 2,851	2,851
2009 OTHER OPERATING EXPENS	SE 4,085	4,085
OTAL, OBJECT OF EXPENSE	\$172,555	\$172,555
METHOD OF FINANCING:		
1 General Revenue Fund	172,555	172,555
TOTAL, METHOD OF FINANCING	\$172,555	\$172,555

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Agency code: 312 Agency name: **Securities Board** Code Description Excp 2018 Excp 2019 **Item Name:** Return 4% Reduction Allocation to Strategy: 1-4-1 Inspect Dealer & Investment Adviser Records for Regulatory Compliance STRATEGY IMPACT ON OUTCOME MEASURES: 25.00% 25.00% 1 Percentage of Texas Dealers and Investment Advisers Inspected 2 % of Inspected Dealers/Investment Advisers Requiring Corrective Action 80.00% 80.00% **OUTPUT MEASURES:** 1 Number of Inspections Conducted 28.00 29.00 2 Number of Referrals for Administrative or Law Enforcement Action 1.00 1.00 <u>3</u> Number of Administrative Actions Taken by Inspections and Compliance 2.00 2.00 **OBJECTS OF EXPENSE:** 107,781 1001 SALARIES AND WAGES 107,781 1002 OTHER PERSONNEL COSTS 539 539 2005 TRAVEL 10,513 10,513 2009 OTHER OPERATING EXPENSE 1,078 1,078 TOTAL, OBJECT OF EXPENSE \$119,911 \$119,911 **METHOD OF FINANCING:** 1 General Revenue Fund 119,911 119,911 TOTAL, METHOD OF FINANCING \$119,911 \$119,911

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/5/2016**TIME: **11:20:40AM** 

Agency code: Agency name: 312 **Securities Board** Code Description Excp 2018 Excp 2019 Targeted Salary Increases **Item Name:** Allocation to Strategy: 1-1-1 Investigate Violations, Coordinate Appropriate Action by Authorities **OBJECTS OF EXPENSE:** 923,456 923,456 1001 SALARIES AND WAGES 1002 OTHER PERSONNEL COSTS 4,617 4,617 9,235 9,235 2009 OTHER OPERATING EXPENSE TOTAL, OBJECT OF EXPENSE \$937,308 \$937,308 **METHOD OF FINANCING:** 1 General Revenue Fund 937,308 937,308 TOTAL, METHOD OF FINANCING \$937,308 \$937,308

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: 8/5/2016

TIME: 11:20:40AM

Agency code: 312	Agency name:	Securities Board		
Code Description			Excp 2018	Excp 2019
Item Name:	Targeted S	Salary Increases		
Allocation to Strate	gy: 1-2	2-1 Review Security Docu	mentation for Conformity	
OBJECTS OF EXPEN	E:			
100	1 SALARIES AND WAGE	SS	34,962	34,962
100	2 OTHER PERSONNEL C	OSTS	175	175
200	9 OTHER OPERATING E	XPENSE	350	350
TOTAL, OBJECT OF	EXPENSE		\$35,487	\$35,487
METHOD OF FINANC	ING:			
	1 General Revenue Fund		35,487	35,487
TOTAL, METHOD OF	FINANCING		\$35,487	\$35,487

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Agency code: 312	Agency name: Securi	ties Board	
Code Description		Excp 2018	Excp 2019
Item Name:	Targeted Salary Inc	reases	
Allocation to Strategy	1-3-1	Perform Extensive Review of Applications and Submissions	
OBJECTS OF EXPENSE	:		
1001	SALARIES AND WAGES	26,949	26,949
1002	OTHER PERSONNEL COSTS	135	135
2009	OTHER OPERATING EXPENSE	270	270
TOTAL, OBJECT OF EX	KPENSE	\$27,354	\$27,354
METHOD OF FINANCI	NG:		
1	General Revenue Fund	27,354	27,354
TOTAL, METHOD OF I	TINANCING	\$27,354	\$27,354

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/5/2016**TIME: **11:20:40AM** 

Agency code: Agency name: 312 **Securities Board** Code Description Excp 2018 Excp 2019 Targeted Salary Increases **Item Name:** Inspect Dealer & Investment Adviser Records for Regulatory Compliance Allocation to Strategy: 1-4-1 **OBJECTS OF EXPENSE:** 455,882 455,882 1001 SALARIES AND WAGES 1002 OTHER PERSONNEL COSTS 2,279 2,279 4,559 2009 OTHER OPERATING EXPENSE 4,559 TOTAL, OBJECT OF EXPENSE \$462,720 \$462,720 **METHOD OF FINANCING:** 1 General Revenue Fund 462,720 462,720 TOTAL, METHOD OF FINANCING \$462,720 \$462,720

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/5/2016** TIME: **11:20:40AM** 

Agency code: 312	Agency name: Sec	urities Board		
Code Description			Excp 2018	Excp 2019
Item Name:	Targeted Salary	Increases		
Allocation to Strategy	2-1-1	Central Administration		
OBJECTS OF EXPENSE	:			
1001	SALARIES AND WAGES		25,374	25,374
1002	OTHER PERSONNEL COSTS		127	127
2009	OTHER OPERATING EXPENS	SE	254	254
TOTAL, OBJECT OF EX	PENSE		\$25,755	\$25,755
METHOD OF FINANCIN	NG:			
1	General Revenue Fund		25,755	25,755
TOTAL, METHOD OF F	INANCING		\$25,755	\$25,755

85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

Agency name: **Securities Board** 

GOAL: 1 Protect Investors and Assure Access to Capital for Business

OBJECTIVE: 1 Bring Law Enforcement Actions Against Violators Service Categories:

Obsective. I Bring Edw Emoreoment rections riganist violators	service cutegories.			
STRATEGY: 1 Investigate Violations, Coordinate Appropriate Action by Authorities	Service: 16 Income: A.2	Age: B.3		
CODE DESCRIPTION	Excp 2018	Excp 2019		
STRATEGY IMPACT ON OUTCOME MEASURES:				
1 Number of Law Enforcement Actions Taken	1,238.00	1,238.00		
2 Dollar Amount Involved in Law Enforcement Actions	110,764,320.00	110,764,320.00		
<u>3</u> Percentage of Law Enforcement Actions Successful	100.00 %	100.00 %		
OUTPUT MEASURES:				
<u>1</u> Number of Investigations Opened	414.00	414.00		
2 Number of Criminal and Civil Referrals	14.00	14.00		
OBJECTS OF EXPENSE:				
1001 SALARIES AND WAGES	1,063,127	1,063,127		
1002 OTHER PERSONNEL COSTS	6,035	6,035		
2004 UTILITIES	2,160	2,160		
2006 RENT - BUILDING	22,370	22,370		
2007 RENT - MACHINE AND OTHER	2,851	2,851		
2009 OTHER OPERATING EXPENSE	13,320	13,320		
Total, Objects of Expense	\$1,109,863	\$1,109,863		
METHOD OF FINANCING:				
1 General Revenue Fund	1,109,863	1,109,863		
Total, Method of Finance	\$1,109,863	\$1,109,863		

#### **EXCEPTIONAL ITEM(S) INCLUDED IN STRATEGY:**

Return 4% Reduction

Agency Code:

312

Targeted Salary Increases

4.C. Page 1 of 5

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DATE:

TIME:

8/5/2016

11:20:40AM

85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

DATE: TIME:

8/5/2016 11:20:40AM

Agency Code:	Agency name: Securities Board		
GOAL:	1 Protect Investors and Assure Access to Capital for Business		
OBJECTIVE:	2 Guarantee Registered Securities Offerings Are Fair to Investors	Service Categories:	
STRATEGY:	1 Review Security Documentation for Conformity	Service: 16 Income: A.2	Age: B.3
CODE DESCRI	PTION	Ехер 2018	Excp 2019
STRATEGY IMP	PACT ON OUTCOME MEASURES:		
1 Average	e Time (Days) for Deficiency Letters Issuance on Securities Apps	7.00	7.00
OUTPUT MEAS	URES:		
1 Number	r of Securities Filings and Submissions Processed	52,200.00	52,200.00
EXPLANATORY	//INPUT MEASURES:		
1 Revenu	nes Deposited to the State Treasury from Securities Applications	102,000,000.00	102,000,000.00
OBJECTS OF EX	XPENSE:		
1001 SALAR	RIES AND WAGES	34,962	34,962
1002 OTHER	R PERSONNEL COSTS	175	175
2009 OTHER	R OPERATING EXPENSE	350	350
Total, 0	Objects of Expense	\$35,487	\$35,487
METHOD OF FI	NANCING:		
1 General	l Revenue Fund	35,487	35,487
Total, I	Method of Finance	\$35,487	\$35,487

Targeted Salary Increases

**EXCEPTIONAL ITEM(S) INCLUDED IN STRATEGY:** 

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: TIME: 8/5/2016 11:20:40AM

Agency Code:	Agency name: Securities Board		
GOAL:	1 Protect Investors and Assure Access to Capital for Business		
OBJECTIVE:	3 Guarantee That Persons Registered or Authorized are Qualified	Service Categories:	
STRATEGY:	1 Perform Extensive Review of Applications and Submissions	Service: 16 Income: A.2	Age: B.3
CODE DESCRI	IPTION	Excp 2018	Excp 2019
STRATEGY IMI	PACT ON OUTCOME MEASURES:		
1 Averag	ge Time (Days) for Def. Letters on Dealer & Invest. Adviser Apps	14.00	14.00
OUTPUT MEAS	SURES:		
1 Numbe	er of Dealers, Agents, IA, & IAR Applications and Submissions Proc	342,000.00	342,000.00
EXPLANATORY	Y/INPUT MEASURES:		
<u>1</u> # of De	ealers, Agents, Invest Advisers & Reps Licensed or Authorized	320,000.00	320,000.00
2 Revenu	ues Deposited to State Treasury from Applications and Submissions	80,600,000.00	80,600,000.00
OBJECTS OF EX	XPENSE:		
1001 SALAI	RIES AND WAGES	26,949	26,949
1002 OTHER	R PERSONNEL COSTS	135	135
2009 OTHE	R OPERATING EXPENSE	270	270
Total,	Objects of Expense	\$27,354	\$27,354
METHOD OF FI	INANCING:		
1 Genera	al Revenue Fund	27,354	27,354
Total,	Method of Finance	\$27,354	\$27,354

Targeted Salary Increases

**EXCEPTIONAL ITEM(S) INCLUDED IN STRATEGY:** 

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: TIME: 8/5/2016 11:20:40AM

Agency Code:	Agency name: Securities Board		
GOAL:	1 Protect Investors and Assure Access to Capital for Business		
OBJECTIVE:	4 Inspect Registered Dealers and Investment Advisers	Service Categories:	
STRATEGY:	1 Inspect Dealer & Investment Adviser Records for Regulatory Compliance	Service: 16 Income: A.2 Age	: B.3
CODE DESCRI	IPTION	Excp 2018	Excp 2019
STRATEGY IMI	PACT ON OUTCOME MEASURES:		
1 Percent	ntage of Texas Dealers and Investment Advisers Inspected	25.00 %	25.00 %
<u>2</u> % of Ir	nspected Dealers/Investment Advisers Requiring Corrective Action	80.00 %	80.00 %
OUTPUT MEAS	SURES:		
<u>1</u> Numbe	er of Inspections Conducted	340.00	340.00
2 Numbe	er of Referrals for Administrative or Law Enforcement Action	8.00	8.00
<u>3</u> Numbe	er of Administrative Actions Taken by Inspections and Compliance	24.00	24.00
OBJECTS OF EX	XPENSE:		
1001 SALAI	RIES AND WAGES	563,663	563,663
1002 OTHE	ER PERSONNEL COSTS	2,818	2,818
2005 TRAV	ÆL	10,513	10,513
2009 OTHE	ER OPERATING EXPENSE	5,637	5,637
Total,	Objects of Expense	\$582,631	\$582,631
METHOD OF FI	INANCING:		
1 Genera	al Revenue Fund	582,631	582,631
Total,	Method of Finance	\$582,631	\$582,631

Return 4% Reduction

Targeted Salary Increases

**EXCEPTIONAL ITEM(S) INCLUDED IN STRATEGY:** 

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: TIME:

\$25,755

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\$25,755

Agency Code:	312	Agency name:	<b>Securities Board</b>		
GOAL:	2 Indirect Administration				
OBJECTIVE:	1 Indirect Administration			Service Categories:	
STRATEGY:	1 Central Administration			Service: 09 Income: A.2	Age: B.3
CODE DESCRI	PTION			Excp 2018	Excp 2019
OBJECTS OF EX	KPENSE:				
1001 SALAR	RIES AND WAGES			25,374	25,374
1002 OTHER	R PERSONNEL COSTS			127	127
2009 OTHER	R OPERATING EXPENSE			254	254
Total, C	Objects of Expense			\$25,755	\$25,755
METHOD OF FI	NANCING:				
1 General	Revenue Fund			25,755	25,755

#### **EXCEPTIONAL ITEM(S) INCLUDED IN STRATEGY:**

**Total, Method of Finance** 

Targeted Salary Increases

**5.A. Capital Budget Project Schedule** 85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

DATE: **8/5/2016** 

TIME: 11:20:41AM

Agency o	code: 312		Agency name: Securities	Board		
Categor	y Code / Category Name Project Sequence/Project Id/ Name OOE / TOF / MOF CODE		Est 2016	Bud 2017	BL 2018	BL 2019
5005	Acquisition of Information Resource Techn	nologies				
	1/1 PC Replacement OBJECTS OF EXPENSE Capital					
General	2009 OTHER OPERATING EXPENSE		\$6,890	\$64,088	\$0	\$0
	Capital Subtotal OOE, Project	1	\$6,890	\$64,088	\$0	\$0
	Subtotal OOE, Project 1		\$6,890	\$64,088	\$0	\$0
	TYPE OF FINANCING <u>Capital</u>					
General	CA 1 General Revenue Fund		\$6,890	\$64,088	\$0	\$0
	Capital Subtotal TOF, Project	1	\$6,890	\$64,088	\$0	\$0
	Subtotal TOF, Project 1		\$6,890	\$64,088	\$0	\$0
	2/2 Purchase of Information Technologies OBJECTS OF EXPENSE Capital					
General	2009 OTHER OPERATING EXPENSE		\$47,810	\$5,912	\$0	\$0
General	5000 CAPITAL EXPENDITURES		\$15,300	\$0	\$0	\$0
	Capital Subtotal OOE, Project	2	\$63,110	\$5,912	\$0	\$0
	Subtotal OOE, Project 2		\$63,110	\$5,912	\$0	\$0
	TYPE OF FINANCING					
General	CA 1 General Revenue Fund		\$63,110	\$5,912	\$0	\$0

**5.A.** Capital Budget Project Schedule 85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

DATE: **8/5/2016** TIME: 11:20:41AM

Agency code: 312	Agency name: Securities	s Board		
Category Code / Category Name				
Project Sequence/Project Id/ Name	Est 2016	Bud 2017	BL 2018	BL 2019
OOE / TOF / MOF CODE	Est 2010	Duu 2017		BL 2019
Capital Subtotal TOF, Project 2	\$63,110	\$5,912	\$0	\$
Subtotal TOF, Project 2	\$63,110	\$5,912	\$0	\$
Capital Subtotal, Category 5005	\$70,000	\$70,000	\$0	\$0
Informational Subtotal, Category 5005	\$70,000	\$70,000	ΨΟ	
Total, Category 5005	\$70,000	\$70,000	\$0	\$
7000 Data Center Consolidation				
4/4 Microsoft Office 365 purchased using an interagency contract with the DIR Datacenter Services Program.  OBJECTS OF EXPENSE				
<u>Informational</u>				
General 2009 OTHER OPERATING EXPENSE	\$0	\$0	\$28,000	\$28,000
Informational Subtotal OOE, Project 4	\$0	\$0	\$28,000	\$28,00
Subtotal OOE, Project 4	<b>\$0</b>	\$0	\$28,000	\$28,000
TYPE OF FINANCING	•	•	<i>32000</i>	<b>W3 W</b> 3 <b>W</b> 3 <b>W</b> 3 <b>W</b> 3 <b>W</b> 3 <b>W</b> 3 <b>W</b>
<u>Informational</u>				
General CA 1 General Revenue Fund	\$0	\$0	\$28,000	\$28,000
	\$0	\$0	\$28,000	\$28,00
Informational Subtotal TOF, Project 4				
, ,	<b>\$0</b>	\$0	\$28,000	\$28,00
Subtotal TOF, Project 4	\$0	\$0		\$28,00
Subtotal TOF, Project 4  Capital Subtotal, Category 7000			\$0	\$
Subtotal TOF, Project 4	<b>\$0</b> \$0	\$0 \$0		\$28,00 \$6 \$28,00

#### 5.A. Capital Budget Project Schedule

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/5/2016**TIME: **11:20:41AM** 

Agency code: 312 Agency name: Securities Board Category Code / Category Name Project Sequence/Project Id/ Name BL 2018 Est 2016 **Bud 2017** BL 2019 OOE / TOF / MOF CODE 8000 Centralized Accounting and Payroll/Personnel System (CAPPS) 3/3 CAPPS Implementation Starting FY19 **OBJECTS OF EXPENSE** Informational \$0 \$40,000 General 1001 SALARIES AND WAGES \$0 \$0 Informational Subtotal OOE, Project 3 \$0 \$0 \$0 \$40,000 Subtotal OOE, Project 3 **\$0 \$0 \$0** \$40,000 TYPE OF FINANCING <u>Informational</u> \$0 \$40,000 General CA 1 General Revenue Fund \$0 \$0 Informational Subtotal TOF, Project \$0 \$0 \$0 3 \$40,000 \$0 \$0 \$0 \$40,000 Subtotal TOF, Project 3 \$0 Capital Subtotal, Category 8000 \$0 Informational Subtotal, Category 8000 \$0 \$0 \$0 \$40,000 **\$0 \$0** Total, Category 8000 **\$0** \$40,000 \$70,000 \$70,000 AGENCY TOTAL -CAPITAL \$0 \$28,000 \$68,000 **\$0** \$0 AGENCY TOTAL -INFORMATIONAL \$28,000 \$68,000 \$70,000 \$70,000 AGENCY TOTAL

**5.A.** Capital Budget Project Schedule 85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

DATE: **8/5/2016** 

TIME: 11:20:41AM

Agency code: 312	Agency name: Securities	s Board		
Category Code / Category Name  Project Sequence/Project Id/ Name  OOE / TOF / MOF CODE	Est 2016	Bud 2017	BL 2018	BL 2019
METHOD OF FINANCING:				
<u>Capital</u>				
General 1 General Revenue Fund	\$70,000	\$70,000	\$0	\$0
Total, Method of Financing-Capital	\$70,000	\$70,000	\$0	\$0
<u>Informational</u>				
General 1 General Revenue Fund	\$0	\$0	\$28,000	\$68,000
Total, Method of Financing-Informational	\$0	\$0	\$28,000	\$68,000
Total, Method of Financing	\$70,000	\$70,000	\$28,000	\$68,000
TYPE OF FINANCING:				
<u>Capital</u>				
General CA CURRENT APPROPRIATIONS	\$70,000	\$70,000	\$0	\$0
Total, Type of Financing-Capital	\$70,000	\$70,000	\$0	\$0
<u>Informational</u>				
General CA CURRENT APPROPRIATIONS	\$0	\$0	\$28,000	\$68,000
Total, Type of Financing-Informational	\$0	\$0	\$28,000	\$68,000
Total,Type of Financing	\$70,000	\$70,000	\$28,000	\$68,000

#### **5.C.** Capital Budget Allocation to Strategies (Baseline)

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) DATE: **8/5/2016**TIME: **11:20:41AM** 

Agency code: 312 Agency name: **Securities Board** Category Code/Name Project Sequence/Project Id/Name Goal/Obj/Str **Strategy Name** Est 2016 **Bud 2017** BL 2018 BL 2019 5005 Acquisition of Information Resource Technologies 1/1 PC Replacement **GENERAL BUDGET** 1-1-1 0 29,071 \$0 Capital LAW ENFORCEMENT \$0 1-2-1 SECURITIES REGISTRATION 0 1,252 0 1-3-1 DEALER REGISTRATION 0 1,252 0 1-4-1 INSPECT RECORDS 0 6,890 19,350 2-1-1 0 0 CENTRAL ADMINISTRATION 13,163 0 TOTAL, PROJECT \$6,890 \$64,088 \$0 \$0 2/2 Purchase of Information Technology **GENERAL BUDGET** 1-1-1 0 Capital 29,071 0 LAW ENFORCEMENT 1-2-1 3,795 0 2,543 SECURITIES REGISTRATION 1-3-1 DEALER REGISTRATION 4,232 2,980 0 1-4-1 INSPECT RECORDS 12,460 0 0 2-1-1 CENTRAL ADMINISTRATION 13,552 389 0 0 TOTAL, PROJECT \$5,912 \$63,110 \$0 \$0 7000 Data Center Consolidation 4/4 MS Office 365 Purch Thru DCS GENERAL BUDGET Informational 1-1-1 LAW ENFORCEMENT 0 0 11,106 11,106

**5.C. Capital Budget Allocation to Strategies (Baseline)** 85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

DATE: 8/5/2016 TIME: 11:20:41AM

Agency code: 312 Agency name: **Securities Board** 

#### Category Code/Name

Project Sequence/Project Id/Name

G	oal/Obj/Str	Strategy Name	Est 2016	Bud 2017	BL 2018	BL 2019
Informational	1-2-1	SECURITIES REGISTRATION	0	0	\$1,679	\$1,679
	1-3-1	DEALER REGISTRATION	0	0	1,888	1,888
	1-4-1	INSPECT RECORDS	0	0	7,665	7,665
	2-1-1	CENTRAL ADMINISTRATION	0	0	5,662	5,662
		TOTAL, PROJECT	\$0	\$0	\$28,000	\$28,000
3/3	lized Acco	unting and Payroll/Personnel System (CAPPS)				
3/3 GENERAL BI	<i>CAPPS</i> <u>UDGET</u>		0	0	0	40 000
3/3	CAPPS	unting and Payroll/Personnel System (CAPPS)  CENTRAL ADMINISTRATION  TOTAL, PROJECT	0	0 \$0	0 \$0	40,000
3/3 ENERAL BI	<i>CAPPS</i> <u>UDGET</u>	CENTRAL ADMINISTRATION				
<i>3/3</i> SENERAL BI	<i>CAPPS</i> <u>UDGET</u>	CENTRAL ADMINISTRATION				\$40,000
3/3 GENERAL BI	<i>CAPPS</i> <u>UDGET</u>	CENTRAL ADMINISTRATION  TOTAL, PROJECT	\$0	\$0	\$0	

# **5.E. Capital Budget Project-OOE and MOF Detail by Strategy** 85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

## 312 Securities Board

0 4	C I AT
Category	Code/Name

Project Sequence/Name

Goal/Obj/Str Strategy Name	Est 2016	Bud 2017	BL 2018	BL 2019
5 Acquisition of Information Resource Technologies				
PC Replacement				
OOE Capital 1-1-1 LAW ENFORCEMENT				
General Budget				
2009 OTHER OPERATING EXPENSE  1-2-1 SECURITIES REGISTRATION	0	29,071	0	0
General Budget				
2009 OTHER OPERATING EXPENSE	0	1,252	0	0
1-3-1 DEALER REGISTRATION				
General Budget				
2009 OTHER OPERATING EXPENSE	0	1,252	0	0
1-4-1 INSPECT RECORDS				
General Budget				
2009 OTHER OPERATING EXPENSE	6,890	19,350	0	0
2-1-1 CENTRAL ADMINISTRATION				
General Budget				
2009 OTHER OPERATING EXPENSE	0	13,163	0	0
TOTAL, OOEs	\$6,890	\$64,088	0	0

# **5.E. Capital Budget Project-OOE and MOF Detail by Strategy** 85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

#### Category Code/Name

Project Sequence/Name

Goal/Obj/Str Strategy Name	Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
PC Replacement				
Capital				
1-1-1 LAW ENFORCEMENT				
General Budget				
1 General Revenue Fund	0	29,071	0	0
1-2-1 SECURITIES REGISTRATION				
General Budget				
1 General Revenue Fund	0	1,252	0	0
1-3-1 DEALER REGISTRATION				
General Budget				
1 General Revenue Fund	0	1,252	0	0
1-4-1 INSPECT RECORDS				
General Budget				
1 General Revenue Fund	6,890	19,350	0	0
2-1-1 CENTRAL ADMINISTRATION				
General Budget				
1 General Revenue Fund	0	13,163	0	0
TOTAL, GENERAL REVENUE FUNDS	\$6,890	\$64,088	0	0
TOTAL, MOFs	\$6,890	\$64,088	0	0

# 5.E. Capital Budget Project-OOE and MOF Detail by Strategy 85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

### 312 Securities Board

Category Code/Name

Project Sequence/Name

	Strategy Name	Est 2016	Bud 2017	BL 2018	BL 2019
Purchase of Infor	mation Technology				
OOE Capital 1-1-1 LAW E	NFORCEMENT				
General 1	Budget				
2009	OTHER OPERATING EXPENSE	22,023	0	0	0
5000	CAPITAL EXPENDITURES	7,048	0	0	0
1-2-1 SECUR	ITIES REGISTRATION				
General 1	<u>Budget</u>				
2009	OTHER OPERATING EXPENSE	2,875	2,543	0	0
5000	CAPITAL EXPENDITURES	920	0	0	0
1-3-1 DEALE	R REGISTRATION				
<b>General</b> 1	<u>Budget</u>				
2009	OTHER OPERATING EXPENSE	3,206	2,980	0	0
5000	CAPITAL EXPENDITURES	1,026	0	0	0
1-4-1 INSPEC	CT RECORDS				
<b>General</b> 1	<u>Budget</u>				
2009	OTHER OPERATING EXPENSE	9,439	0	0	0
5000	CAPITAL EXPENDITURES	3,021	0	0	0
2-1-1 CENTR	AL ADMINISTRATION				
General 1	<u>Budget</u>				

# 5.E. Capital Budget Project-OOE and MOF Detail by Strategy 85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

### 312 Securities Board

#### Category Code/Name

Project Sequence/Name

Goal/Obj/Str Strategy Na	me	Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
2 Purchase of Information Techn	nology				
2009 OTHER OF	PERATING EXPENSE	10,267	389	0	0
5000 CAPITAL	EXPENDITURES	3,285	0	0	0
	TOTAL, OOEs	\$63,110	\$5,912	0	0
MOF GENERAL REVENUE FUN Capital 1-1-1 LAW ENFORCEMI					
General Budget					
l General Re 1-2-1 SECURITIES REGI		29,071	0	0	0
General Budget					
l General Re 1-3-1 DEALER REGISTR		3,795	2,543	0	0
General Budget					
1 General Re 1-4-1 INSPECT RECORD		4,232	2,980	0	0
General Budget					
1 General Re 2-1-1 CENTRAL ADMIN		12,460	0	0	0
General Budget					
1 General Re		13,552	389	0	0
	TOTAL, GENERAL REVENUE FUNDS	\$63,110	\$5,912	0	0
	TOTAL, MOFs	\$63,110	\$5,912	0	0

# **5.E. Capital Budget Project-OOE and MOF Detail by Strategy** 85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

312 Securities Board

Category Code/Name

Project Sequence/Name

Goal/Obj/Str Strategy Name Est 2016 Bud 2017 BL 2018 BL 2019

7000 Data Center Consolidation

# **5.E. Capital Budget Project-OOE and MOF Detail by Strategy** 85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

### 312 Securities Board

Category Code/Name

Project Sequence/Name

Goal/Obj/Str Strategy Name	Est 2016	Bud 2017	BL 2018	BL 2019
4 MS Office 365 Purch Thru DCS				
OOE				
Informational				
1-1-1 LAW ENFORCEMENT				
General Budget				
2009 OTHER OPERATING EXPENSE	0	0	11,106	11,106
1-2-1 SECURITIES REGISTRATION				
General Budget				
2009 OTHER OPERATING EXPENSE	0	0	1,679	1,679
1-3-1 DEALER REGISTRATION				
General Budget				
2009 OTHER OPERATING EXPENSE	0	0	1,888	1,888
1-4-1 INSPECT RECORDS				
General Budget				
2009 OTHER OPERATING EXPENSE	0	0	7,665	7,665
2-1-1 CENTRAL ADMINISTRATION				
General Budget				
2009 OTHER OPERATING EXPENSE	0	0	5,662	5,662
TOTAL, OOEs	\$0	\$0	28,000	28,000

MOF

GENERAL REVENUE FUNDS

Informational

# **5.E. Capital Budget Project-OOE and MOF Detail by Strategy** 85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

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### 312 Securities Board

Category Code/Name

Project Sequence/Name

Goal/Obj/Str Strategy Name	Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
4 MS Office 365 Purch Thru DCS				
1-1-1 LAW ENFORCEMENT				
General Budget				
1 General Revenue Fund	0	0	11,106	11,106
1-2-1 SECURITIES REGISTRATION				
General Budget				
1 General Revenue Fund	0	0	1,679	1,679
1-3-1 DEALER REGISTRATION				
General Budget				
1 General Revenue Fund	0	0	1,888	1,888
1-4-1 INSPECT RECORDS				
General Budget				
1 General Revenue Fund	0	0	7,665	7,665
2-1-1 CENTRAL ADMINISTRATION				
General Budget				
1 General Revenue Fund	0	0	5,662	5,662
TOTAL, GENERAL REVENUE FUNDS	\$0	\$0	28,000	28,000
TOTAL, MOFs	<b>\$0</b>	\$0	28,000	28,000

8000 Centralized Accounting and Payroll/Personnel System (CAPPS)

# **5.E. Capital Budget Project-OOE and MOF Detail by Strategy** 85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

### 312 Securities Board

### Category Code/Name

Project Sequence/Name

Goal/Obj/Str Strategy Name	Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
3 CAPPS				
OOE				
Informational				
2-1-1 CENTRAL ADMINISTRATION				
General Budget				
1001 SALARIES AND WAGES	0	0	0	40,000
TOTAL, OOEs	\$0	\$0	0	40,000
MOF				
GENERAL REVENUE FUNDS				
Informational				
2-1-1 CENTRAL ADMINISTRATION				
General Budget				
1 General Revenue Fund	0	0	0	40,000
TOTAL, GENERAL REVENUE FUNDS	\$0	\$0	0	40,000
TOTAL, MOFs	<b>\$0</b>	\$0	0	40,000

# **5.E. Capital Budget Project-OOE and MOF Detail by Strategy** 85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

# 312 Securities Board

		Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
G. DVIII.					
CAPITAL					
General Budget					
GENERAL REVENUE FUNDS		\$70,000	\$70,000	0	0
	TOTAL, GENERAL BUDGET	70,000	70,000	0	0
INFORMATIONAL					
General Budget					
GENERAL REVENUE FUNDS		\$0	\$0	28,000	68,000
	TOTAL, GENERAL BUDGET	0	0	28,000	68,000
	TOTAL, ALL PROJECTS	\$70,000	\$70,000	28,000	68,000

#### 6.A. Historically Underutilized Business Supporting Schedule

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

Agency Code: 312 Agency: Securities Board

#### COMPARISON TO STATEWIDE HUB PROCUREMENT GOALS

#### A. Fiscal Year 2014 - 2015 HUB Expenditure Information

					Total					Total
Procurement		HUB E	xpenditures	FY 2014	Expenditures	<b>;</b>	HUB Ex	penditures FY	Y 2015	Expenditures
Category	% Goal	% Actual	Diff	Actual \$	FY 2014	% Goal	% Actual	Diff	Actual \$	FY 2015
Heavy Construction	11.2 %	0.0%	-11.2%	\$0	\$0	11.2 %	0.0%	-11.2%	\$0	\$0
<b>Building Construction</b>	21.1 %	0.0%	-21.1%	\$0	\$0	21.1 %	0.0%	-21.1%	\$0	\$0
Special Trade	32.7 %	0.0%	-32.7%	\$0	\$0	32.9 %	0.0%	-32.9%	\$0	\$0
Professional Services	23.6 %	100.0%	76.4%	\$19,900	\$19,900	23.7 %	100.0%	76.3%	\$21,890	\$21,890
Other Services	24.6 %	22.9%	-1.7%	\$30,840	\$134,826	26.0 %	12.4%	-13.6%	\$19,729	\$158,900
Commodities	21.0 %	91.9%	70.9%	\$125,829	\$136,884	21.1 %	50.1%	29.0%	\$46,224	\$92,246
<b>Total Expenditures</b>		60.5%		\$176,569	\$291,610		32.2%		\$87,843	\$273,036
	Category  Heavy Construction Building Construction Special Trade Professional Services Other Services Commodities	Category% GoalHeavy Construction11.2 %Building Construction21.1 %Special Trade32.7 %Professional Services23.6 %Other Services24.6 %Commodities21.0 %	Category         % Goal         % Actual           Heavy Construction         11.2 %         0.0%           Building Construction         21.1 %         0.0%           Special Trade         32.7 %         0.0%           Professional Services         23.6 %         100.0%           Other Services         24.6 %         22.9%           Commodities         21.0 %         91.9%	Category         % Goal         % Actual         Diff           Heavy Construction         11.2 %         0.0%         -11.2%           Building Construction         21.1 %         0.0%         -21.1%           Special Trade         32.7 %         0.0%         -32.7%           Professional Services         23.6 %         100.0%         76.4%           Other Services         24.6 %         22.9%         -1.7%           Commodities         21.0 %         91.9%         70.9%	Category         % Goal         % Actual         Diff         Actual \$           Heavy Construction         11.2 %         0.0%         -11.2%         \$0           Building Construction         21.1 %         0.0%         -21.1%         \$0           Special Trade         32.7 %         0.0%         -32.7%         \$0           Professional Services         23.6 %         100.0%         76.4%         \$19,900           Other Services         24.6 %         22.9%         -1.7%         \$30,840           Commodities         21.0 %         91.9%         70.9%         \$125,829	Procurement Category         % Goal         % Actual % Actual         Diff         Actual \$         Expenditures FY 2014           Heavy Construction         11.2 %         0.0%         -11.2%         \$0         \$0           Building Construction         21.1 %         0.0%         -21.1%         \$0         \$0           Special Trade         32.7 %         0.0%         -32.7%         \$0         \$0           Professional Services         23.6 %         100.0%         76.4%         \$19,900         \$19,900           Other Services         24.6 %         22.9%         -1.7%         \$30,840         \$134,826           Commodities         21.0 %         91.9%         70.9%         \$125,829         \$136,884	Procurement Category         HUB Expenditures FY 2014         Expenditures           Heavy Construction         11.2 %         0.0%         -11.2%         \$0         \$0         \$1.2 %           Building Construction         21.1 %         0.0%         -21.1%         \$0         \$0         \$0         21.1 %           Special Trade         32.7 %         0.0%         -32.7%         \$0         \$0         \$0         32.9 %           Professional Services         23.6 %         100.0%         76.4%         \$19,900         \$19,900         23.7 %           Other Services         24.6 %         22.9%         -1.7%         \$30,840         \$134,826         26.0 %           Commodities         21.0 %         91.9%         70.9%         \$125,829         \$136,884         21.1 %	Procurement Category         HUB Expenditures FY 2014         Expenditures         Expenditures         HUB Expenditures         HUB Expenditures         Expenditures         HUB Expenditures         Expenditures         Expenditures         Mage Expenditures         Expenditures         Expenditures         Mage Expenditures         FY 2014         % Goal         % Actual         0.0%         Actuals         \$0.0%         0.0%         S0.0%         S0.0% <th< td=""><td>Procurement Category         HUB Expenditures FY 2014         Expenditures FY 2014         Expenditures FY 2014         HUB Expenditures FY 2014         HUB Expenditures FY 2014         Mode and Expenditures FY 2014         Characteristics FY 2014         Mode and Expenditures FY 2014         Expenditures FY 2014         % Goal         MUB Expenditures FY 2014         % Goal         MACTUAL STATE IN THE EXPENDITURE FY 2014         % Goal         MACTUAL STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014         § FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014         § FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014         § FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014         § FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014</td><td>Procurement Category         HUB Eyenditures FY 2014         Expenditures         HUB Eyenditures FY 2015           Heavy Construction         11.2 %         0.0%         -11.2%         \$0         \$0         \$0         \$11.2 %         0.0%         -11.2%         \$0           Building Construction         21.1 %         0.0%         -21.1%         \$0         \$0         \$0         \$11.2 %         0.0%         -21.1%         \$0           Special Trade         32.7 %         0.0%         -32.7%         \$0         \$0         \$0         \$0.29 %         0.0%         -21.1%         \$0           Professional Services         23.6 %         100.0%         76.4%         \$19,900         \$19,900         23.7 %         100.0%         76.3%         \$21,890           Other Services         24.6 %         22.9%         -1.7%         \$30,840         \$134,826         26.0 %         12.4%         -13.6%         \$19,729           Commodities         21.0 %         91.9%         70.9%         \$125,829         \$136,884         21.1 %         50.1%         29.0%         \$46,224</td></th<>	Procurement Category         HUB Expenditures FY 2014         Expenditures FY 2014         Expenditures FY 2014         HUB Expenditures FY 2014         HUB Expenditures FY 2014         Mode and Expenditures FY 2014         Characteristics FY 2014         Mode and Expenditures FY 2014         Expenditures FY 2014         % Goal         MUB Expenditures FY 2014         % Goal         MACTUAL STATE IN THE EXPENDITURE FY 2014         % Goal         MACTUAL STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal         % Actual STATE IN THE EXPENDITURE FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014         § FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014         § FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014         § FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014         § FY 2014         % Goal STATE IN THE EXPENDITURE FY 2014	Procurement Category         HUB Eyenditures FY 2014         Expenditures         HUB Eyenditures FY 2015           Heavy Construction         11.2 %         0.0%         -11.2%         \$0         \$0         \$0         \$11.2 %         0.0%         -11.2%         \$0           Building Construction         21.1 %         0.0%         -21.1%         \$0         \$0         \$0         \$11.2 %         0.0%         -21.1%         \$0           Special Trade         32.7 %         0.0%         -32.7%         \$0         \$0         \$0         \$0.29 %         0.0%         -21.1%         \$0           Professional Services         23.6 %         100.0%         76.4%         \$19,900         \$19,900         23.7 %         100.0%         76.3%         \$21,890           Other Services         24.6 %         22.9%         -1.7%         \$30,840         \$134,826         26.0 %         12.4%         -13.6%         \$19,729           Commodities         21.0 %         91.9%         70.9%         \$125,829         \$136,884         21.1 %         50.1%         29.0%         \$46,224

#### B. Assessment of Fiscal Year 2014 - 2015 Efforts to Meet HUB Procurement Goals

#### **Attainment:**

The Agency exceeded the HUB procurement goals in the areas of professional services and commodities for FY2014 and FY 2015. However, the Agency missed the other services goal. There was no purchasing activity within the heavy construction, building construction, or special trade categories.

#### Applicability:

The procurement categories that apply to the Agency are professional services, other services, and commodities. The various construction categories do not apply to the Agency.

#### **Factors Affecting Attainment:**

Most of the Agency's expenditures were under statewide contracts over which the Agency has no control. Commodities and professional services are the categories over which the Agency has the most control. Examples of items in the Other Services category for which the Agency does not have the ability to choose a HUB vendor are communication services, delivery services, and telecommunications.

#### "Good-Faith" Efforts:

The Agency has established and implemented policies for purchasing that call for meaningful and substantive inclusion of HUB vendors. When Agency staff has the ability within state purchasing rules to choose a HUB vendor, they do so.

Date:

8/5/2016

Time: 11:20:42AM

#### **6.E. Estimated Revenue Collections Supporting Schedule**

85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

Agency Code: 312 Agency name: Securities Board

FUN	ID/ACCOUNT	Act 2015	Exp 2016	Exp 2017	Bud 2018	Est 2019
1	General Revenue Fund Beginning Balance (Unencumbered):	\$0	\$0	\$0	\$0	\$0
	Estimated Revenue:					
	3001 Fed Receipts Matched-Transport Pgm	0	2	0	0	0
	3103 Limited Sales & Use Tax-State	17	4	0	0	0
	3171 Prof-Fees-HB11, GR Increase	59,953,700	103,200	0	0	0
	3175 Professional Fees	23,437,499	7,900,000	8,000,000	8,000,000	8,000,000
	3186 Securities Fees	142,211,302	120,000,000	120,000,000	120,000,000	120,000,000
	3719 Fees/Copies or Filing of Records	517	2,000	0	0	0
	3727 Fees - Administrative Services	300	200	0	0	0
	3770 Administratve Penalties	339,530	572,847	0	0	0
	Subtotal: Actual/Estimated Revenue	225,942,865	128,578,253	128,000,000	128,000,000	128,000,000
	Total Available	\$225,942,865	\$128,578,253	\$128,000,000	\$128,000,000	\$128,000,000
Endi	ing Fund/Account Balance	\$225,942,865	\$128,578,253	\$128,000,000	\$128,000,000	\$128,000,000

#### **REVENUE ASSUMPTIONS:**

\$103,200 in professional fees, Fund/Account 3171, were received in 2016. This fee type was discontinued by the Legislature in the 84th Session. These funds were submitted to the Agency, despite being discontinued, because they were late payments applicable to years prior to the 84th Legislative session.

#### **CONTACT PERSON:**

Derek Lauterjung

# **6.E. Estimated Revenue Collections Supporting Schedule**

85th Regular Session, Agency Submission, Version 1

Automated Budget and Evaluation System of Texas (ABEST)

Act 2015	Exp 2016	Exp 2017	Bud 2018	Est 2019
90	0.2	\$0	\$0	\$0
\$0	50	<b>\$0</b>	\$0	Ψ0
856	0	0	0	0
262	0	0	0	0
1,118	0	0	0	0
\$1,118	\$0	\$0	\$0	\$0
(1,118)	0	0	0	0
\$(1,118)	\$0	\$0	\$0	\$0
<b></b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	\$0
	\$0  856 262  1,118  \$1,118  (1,118)  \$(1,118)	\$0 \$0  856 0 262 0  1,118 0  \$1,118 \$0  (1,118) 0  \$(1,118) \$0	\$0 \$0 \$0 \$0  856 0 0 262 0 0  1,118 0 0  \$1,118 \$0 \$0  (1,118) 0 0  \$(1,118) \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$

CONTACT PERSON:		
Derek Lauterjung		

#### 6.I. Percent Biennial Base Reduction Options

#### 10 % REDUCTION

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) Date: 8/5/2016 Time: 11:20:42AM

Agency code: 312 Agency name: Securities Board

REVENUE LOSS REDUCTION AMOUNT TARGET

Item Priority and Name/ Method of Financing 2018 2019 Biennial Total 2018 2019 Biennial Total

#### 1 Staff Reduction (First 5% Increment)

**Category:** Programs - Service Reductions (FTEs-Layoffs)

Item Comment: This reduction would eliminate 6 full-time equivalent positions. It would reduce the number of new Enforcement investigations by approximately 76 during the biennium. It would reduce the number of criminal, civil and administrative actions for securities fraud and related offenses by approximately 7 during the biennium. The reduction would lower the number of inspections on registrants subject to the sole regulatory oversight of the Agency by approximately 85 during the biennium. Because the Agency is required by law to reduce fees if certain revenues exceed the Agency's costs, this reduction in appropriations would also cause the need to decrease fees for a similar amount. This equates to a loss in revenue equal to this reduction. There is no gain to the state as a result of this reduction.

Strategy: 1-1-1 Investigate Violations, Coordinate Appropriate Action by Authorities

General Revenue Funds						
1 General Revenue Fund	\$211,085	\$211,085	\$422,170	\$211,085	\$211,085	\$422,170
General Revenue Funds Total	\$211,085	\$211,085	\$422,170	\$211,085	\$211,085	\$422,170
Strategy: 1-4-1 Inspect Dealer & Investmen	t Adviser Records for R	egulatory Complia	ince			
General Revenue Funds						
1 General Revenue Fund	\$139,875	\$139,875	\$279,750	\$139,875	\$139,875	\$279,750
General Revenue Funds Total	\$139,875	\$139,875	\$279,750	\$139,875	\$139,875	\$279,750
Item Total	\$350,960	\$350,960	\$701,920	\$350,960	\$350,960	\$701,920
FTE Reductions (From FY 2018 and FY 2019	Base Request)			6.0	6.0	

#### 2 Staff Reduction (Second 5% Increment)

**Category:** Programs - Service Reductions (FTEs-Layoffs)

#### 6.I. Percent Biennial Base Reduction Options

#### 10 % REDUCTION

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST) Date: 8/5/2016 Time: 11:20:42AM

Agency code: 312 Agency name: Securities Board

	REVENUE LOSS			REDUCTION AMOUNT			TARGET
Item Priority and Name/ Method of Financing	2018	2019	Biennial Total	2018	2019	Biennial Total	

Item Comment: The reduction would eliminate 7 full-time equivalent positions. It would reduce the number of new Enforcement investigations by approximately 114 during the biennium. It would reduce the number of criminal, civil and administrative actions for securities fraud and related offenses by approximately 11 during the biennium. The reduction would lower the number of inspections on registrants subject to the sole regulatory oversight of the Agency by approximately 85 during the biennium. Because the Agency is required by law to reduce fees if certain revenues exceed the Agency's costs, this reduction in appropriations would also cause the need to decrease fees for a similar amount. This equates to a loss in revenue equal to this reduction. There is no gain to the state as a result of this reduction.

Strategy: 1-1-1 Investigate Violations, Coordinate Appropriate Action by Authorities

General Revenue Funds							
1 General Revenue Fund	\$203,048	\$203,048	\$406,096	\$203,048	\$203,048	\$406,096	
General Revenue Funds Total	\$203,048	\$203,048	\$406,096	\$203,048	\$203,048	\$406,096	
Strategy: 1-4-1 Inspect Dealer & Investme	ent Adviser Records for R	egulatory Compli	ance				
General Revenue Funds							
1 General Revenue Fund	\$147,912	\$147,912	\$295,824	\$147,912	\$147,912	\$295,824	
General Revenue Funds Total	\$147,912	\$147,912	\$295,824	\$147,912	\$147,912	\$295,824	
Item Total	\$350,960	\$350,960	\$701,920	\$350,960	\$350,960	\$701,920	
FTE Reductions (From FY 2018 and FY 201	9 Base Request)			7.0	7.0		
AGENCY TOTALS							
							04 400 040
General Revenue Total	\$701,920	\$701,920	\$1,403,840	\$701,920	\$701,920	\$1,403,840	\$1,403,840
General Revenue Total Agency Grand Total	\$701,920 \$701,920	\$701,920 \$701,920	\$1,403,840 \$1,403,840	\$701,920 \$701,920	\$701,920 \$701,920	\$1,403,840 \$1,403,840	\$1,403,840
		· ·	. , ,		. ,	. , ,	\$1,403,840
Agency Grand Total	\$701,920	\$701,920	. , ,		. ,	. , ,	\$1,403,840

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

Strategy	y	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
1-1-1	Investigate Violations, Coordinate Appropriate Action by					
OBJEC'	TS OF EXPENSE:					
1001	SALARIES AND WAGES	\$637,844	\$ 637,591	\$ 634,328	\$ 627,642	\$ 627,642
1002	OTHER PERSONNEL COSTS	39,093	40,031	47,745	49,819	49,819
2001	PROFESSIONAL FEES AND SERVICES	992	3,507	4,267	4,490	4,490
2003	CONSUMABLE SUPPLIES	5,004	3,900	5,087	5,353	5,353
2004	UTILITIES	6,907	10,156	13,886	13,969	13,969
2005	TRAVEL	22,947	24,579	23,458	24,685	24,685
2006	RENT - BUILDING	25,170	28,609	28,812	23,665	23,665
2007	RENT - MACHINE AND OTHER	3,536	3,628	3,815	3,167	3,167
2009	OTHER OPERATING EXPENSE	47,714	47,311	37,748	47,152	47,152
5000	CAPITAL EXPENDITURES	16,236	8,195	8,216	0	0
	Total, Objects of Expense	\$805,443	\$807,507	\$807,362	\$799,942	\$799,942
МЕТНО	DD OF FINANCING:					
1	General Revenue Fund	805,202	807,461	807,362	799,942	799,942
666	Appropriated Receipts	241	46	0	0	0
	Total, Method of Financing	\$805,443	\$807,507	\$807,362	\$799,942	\$799,942
FULL T	= FULL TIME EQUIVALENT POSITIONS		9.6	9.6	9.5	9.5

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

	312 Securities Board				
Strategy	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
1-1-1 Investigate Violations, Coordinate Appropriate Action by Authorities					
Method of Allocation					

Costs were allocated based on budget size.

7.A. Page 2 of 9

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

Strateg	y	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
1-2-1	Review Security Documentation for Conformity					
OBJEC'	TS OF EXPENSE:					
1001	SALARIES AND WAGES	\$93,682	\$ 92,102	\$ 98,461	\$ 103,608	\$ 103,608
1002	OTHER PERSONNEL COSTS	6,819	14,114	7,411	7,799	7,799
2001	PROFESSIONAL FEES AND SERVICES	44	530	899	946	946
2003	CONSUMABLE SUPPLIES	499	286	565	595	595
2004	UTILITIES	7	406	650	684	684
2005	TRAVEL	891	1,766	1,696	1,784	1,784
2006	RENT - BUILDING	673	728	848	892	892
2007	RENT - MACHINE AND OTHER	140	233	186	196	196
2009	OTHER OPERATING EXPENSE	3,949	4,689	3,150	4,443	4,443
5000	CAPITAL EXPENDITURES	1,912	1,070	1,072	0	(
	<b>Total, Objects of Expense</b>	\$108,616	\$115,924	\$114,938	\$120,947	\$120,947
метно	DD OF FINANCING:					
1	General Revenue Fund	108,616	115,924	114,938	120,947	120,947
	Total, Method of Financing	\$108,616	\$115,924	\$114,938	\$120,947	\$120,947
FULL TIME EQUIVALENT POSITIONS		1.3	1.4	1.4	1.4	1.4

**Method of Allocation** 

BL 2019

BL 2018

### 7.A. Indirect Administrative and Support Costs

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

312 Securities Board

**Bud 2017** 

Est 2016

Exp 2015 1-2-1 **Review Security Documentation for Conformity** 

Costs were allocated based on budget size.

Strategy

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

Strategy	y	Exp 2015	Est 2016	<b>Bud 2017</b>	BL 2018	BL 2019
1-3-1	Perform Extensive Review of Applications and Submissions					
OBJEC'	TS OF EXPENSE:					
1001	SALARIES AND WAGES	\$104,765	\$ 103,828	\$ 112,369	\$ 118,242	\$ 118,242
1002	OTHER PERSONNEL COSTS	6,961	14,322	8,458	8,900	8,900
2001	PROFESSIONAL FEES AND SERVICES	81	537	899	946	946
2003	CONSUMABLE SUPPLIES	467	384	565	595	595
2004	UTILITIES	17	95	712	749	749
2005	TRAVEL	427	2,222	1,130	1,190	1,190
2006	RENT - BUILDING	673	732	848	892	892
2007	RENT - MACHINE AND OTHER	171	249	187	196	196
2009	OTHER OPERATING EXPENSE	3,222	6,070	2,867	4,276	4,276
5000	CAPITAL EXPENDITURES	1,713	1,193	1,196	0	0
	Total, Objects of Expense	\$118,497	\$129,632	\$129,231	\$135,986	\$135,986
метно	DD OF FINANCING:					
1	General Revenue Fund	118,497	129,632	129,231	135,986	135,986
	Total, Method of Financing	\$118,497	\$129,632	\$129,231	\$135,986	\$135,986
FULL TIME EQUIVALENT POSITIONS		1.4	1.5	1.5	1.6	1.6

**Method of Allocation** 

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

Strategy	7	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
1-3-1	Perform Extensive Review of Applications and Submissions					

Costs were allocated based on budget size.

85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

Strateg	y	Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
1-4-1	Inspect Dealer & Investment Adviser Records for Regula	tory Compliance				
OBJEC'	TS OF EXPENSE:					
1001	SALARIES AND WAGES	\$425,765	\$ 417,237	\$ 445,715	\$ 438,136	\$ 438,136
1002	OTHER PERSONNEL COSTS	25,146	41,699	33,548	35,142	35,142
2001	PROFESSIONAL FEES AND SERVICES	6,480	2,682	2,773	2,918	2,918
2003	CONSUMABLE SUPPLIES	3,291	5,604	3,392	3,569	3,569
2004	UTILITIES	3,066	5,059	9,359	9,848	9,848
2005	TRAVEL	18,965	19,089	22,610	20,665	20,665
2006	RENT - BUILDING	14,117	16,714	18,147	19,096	19,096
2007	RENT - MACHINE AND OTHER	1,626	1,812	1,837	1,933	1,933
2009	OTHER OPERATING EXPENSE	27,445	41,902	14,625	20,824	20,824
5000	CAPITAL EXPENDITURES	14,538	5,455	5,469	0	0
	Total, Objects of Expense	\$540,439	\$557,253	\$557,475	\$552,131	\$552,131
МЕТНО	DD OF FINANCING:					
1	General Revenue Fund	540,439	557,253	557,475	552,131	552,131
	Total, Method of Financing	\$540,439	\$557,253	\$557,475	\$552,131	\$552,131
FULL T	FULL TIME EQUIVALENT POSITIONS		6.6	6.7	6.6	6.6

**Method of Allocation** 

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85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

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Exp 2015 Est 2016 Bud 2017 BL 2018 BL 2019

Costs were allocated based on budget size.

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85th Regular Session, Agency Submission, Version 1 Automated Budget and Evaluation System of Texas (ABEST)

#### 312 Securities Board

		Exp 2015	Est 2016	Bud 2017	BL 2018	BL 2019
GRAND TOTA	ALS					
bjects of Expe	nse					
1001	SALARIES AND WAGES	\$1,262,056	\$1,250,758	\$1,290,873	\$1,287,628	\$1,287,628
1002	OTHER PERSONNEL COSTS	\$78,019	\$110,166	\$97,162	\$101,660	\$101,660
2001	PROFESSIONAL FEES AND SERVICES	\$7,597	\$7,256	\$8,838	\$9,300	\$9,300
2003	CONSUMABLE SUPPLIES	\$9,261	\$10,174	\$9,609	\$10,112	\$10,112
2004	UTILITIES	\$9,997	\$15,716	\$24,607	\$25,250	\$25,250
2005	TRAVEL	\$43,230	\$47,656	\$48,894	\$48,324	\$48,324
2006	RENT - BUILDING	\$40,633	\$46,783	\$48,655	\$44,545	\$44,545
2007	RENT - MACHINE AND OTHER	\$5,473	\$5,922	\$6,025	\$5,492	\$5,492
2009	OTHER OPERATING EXPENSE	\$82,330	\$99,972	\$58,390	\$76,695	\$76,695
5000	CAPITAL EXPENDITURES	\$34,399	\$15,913	\$15,953	\$0	\$0
5	Total, Objects of Expense	\$1,572,995	\$1,610,316	\$1,609,006	\$1,609,006	\$1,609,006
lethod of Fina	ncing					
1	General Revenue Fund	\$1,572,754	\$1,610,270	\$1,609,006	\$1,609,006	\$1,609,006
666	Appropriated Receipts	\$241	\$46	\$0	\$0	\$0
Ţ	Fotal, Method of Financing	\$1,572,995	\$1,610,316	\$1,609,006	\$1,609,006	\$1,609,006
]	Full-Time-Equivalent Positions (FTE)	18.3	19.1	19.2	19.1	19.1