



**The Office of Injured Employee Counsel**

# **House Bill 12 Requirements**

**From the 83rd Texas Legislature, 2013**

**Jessica Barta, Public Counsel**

## Introduction

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Pursuant to House Bill (HB) 12, 83<sup>rd</sup> Texas Legislature, Regular Session, Government Code Section 659.026 (b) was amended. Effective immediately, a state agency shall make available to the public by posting on the agency's Internet website:

- (1) the number of full-time equivalent employees employed by the agency;
- (2) the amount of legislative appropriations to the agency for each fiscal year of the current state fiscal biennium;
- (3) the agency's methodology, including any employment market analysis, for determining the compensation of executive staff employed by the agency, along with the name and position of the person who selected the methodology;
- (4) whether executive staff are eligible for a salary supplement;
- (5) the market average for compensation of similar executive staff in the private and public sectors;
- (6) the average compensation paid to employees employed by the agency who are not executive staff; and
- (7) the percentage increase in legislative appropriations to the agency each fiscal year of the five preceding fiscal years.

This document fulfills the Office of Injured Employee Counsel's requirement to comply with HB12.

**(1) the number of full-time equivalent employees employed by the agency (FTE cap);**

<b>Fiscal Year (FY)</b>	<b>FY 2011</b>	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>
Number of FTEs	184	175	175	175	175	175

Source: General Appropriations Act for the appropriate biennium.

**(2) the amount of legislative appropriations to the agency for each fiscal year of the current state fiscal biennium**

<b>Fiscal Years (FY)</b>	<b>FY 2016</b>	<b>FY 2017</b>
<b>Legislative Appropriations</b>	\$8,645,239	\$8,645,239

Source: General Appropriations Act for the 2016-2017 biennium.

**(3) the agency's methodology, including any employment market analysis, for determining the compensation of executive staff employed by the agency, along with the name and position of the person who selected the methodology;**

With the exception of the Public Counsel, executive positions at the Office of Injured Employee Counsel (OIEC) are classified positions. OIEC uses the State Auditor's Office's electronic Classification (E-class) System to benchmark comparable salaries in other state agencies. OIEC Public Counsel, Jessica Barta, selected this methodology.

**(4) whether executive staff are eligible for a salary supplement;**

OIEC Executive staff is not eligible for salary supplements.

**(5) the market average for compensation of similar executive staff in the private and public sectors**

<b>Public Counsel: Office of Injured Employee Counsel (448)</b>	
Current Salary (February 2016)	\$123,000
<b>Market Average</b>	<b>\$148,377</b>
Current Salary Group	3

Source: State auditor's Office; A Classification Study of Exempt Positions, August 2014.

**(6) the average compensation paid to employees employed by the agency who are not executive staff**

<b>Average Agency Salary</b>					
<b>FY 2011</b>	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015*</b>	<b>FY 2016*</b>
\$40,792	\$42,192	\$42,052	\$42,169	\$41,606	\$43,122

Source: State Auditor's Office, Workforce Summary Report, January 2015 for FY 2011-2012-2013-2014.

\* FY 2015 based on the average salary of all FTEs, excluding Public Counsel, Deputy Public Counsel, and Directors filled as of May 2015. FY 2016 based on the average salary of all FTEs, excluding Public Counsel, Deputy Public Counsel, and Directors filled as of January 2016.

**(7) the percentage increase in legislative appropriations to the agency each fiscal year of the five preceding fiscal years**

<b>Percentage Increase in Legislative Appropriations</b>					
<b>FY 2011</b>	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>
\$7,769,542	\$7,769,542	\$7,769,542	\$8,371,815	\$8,371,816	\$8,645,239
	0.0%	0.0%	+7.75%	0.0%	+3.27%