

LEGISLATIVEBUDGETBOARD
Austin,Texas

FISCALNOTE,78THLEGISLATURE3rdCALLEDSESSION -2003

September16,2003

TO: HonorableTeelBivins,Chair,SenateCommitteeonFinance

FROM: JohnKeel,Director,LegislativeBudgetBoard

INRE: SB4byBivins(Relatingtoappropriations.), AsIntroduced

EstimatedTwo -yearNetImpacttoGeneralRevenueRelatedFunds forSB4,AsIntroduced:anegative impactof(\$72,045,715)throughthebienniumendingAugust31,2005.

Appropriations:

FiscalYear	Appropriationoutof GENERAL REVENUEFUND 1	Appropriationoutof TELECOMMUNICATIONS INFRASTRUCTUREFUND 345	Appropriationoutof TEXASEMISSIONS REDUCTIONPLAN 5071	Appropriationoutof OVERSIGHT WORKERS'COMP 5016
2004	\$69,308,833	\$2,086,025	\$3,062,248	\$64,632
2005	\$2,736,882	\$0	\$0	\$0

GeneralRevenue -RelatedFunds,Five -YearImpact:

FiscalYear	ProbableNetPositive/(Negative) ImpacttoGeneralRevenueRelated Funds
2003	\$0
2004	(\$69,308,833)
2005	(\$2,736,882)
2006	\$0
2007	\$0

AllFunds,Five -YearImpact:

FiscalYear	Probable(Cost)from GENERAL REVENUEFUND 1	Probable(Cost)from TELECOMMUNICATIONS INFRASTRUCTUREFUND 345	Probable(Cost)from TEXASEMISSIONS REDUCTIONPLAN 5071	Probable(Cost)from OVERSIGHT WORKERS'COMP 5016
2003	\$0	\$0	\$0	\$0
2004	(\$69,308,833)	(\$2,086,025)	(\$3,062,248)	(\$64,632)
2005	(\$2,736,882)	\$0	\$0	\$0
2006	\$0	\$0	\$0	\$0
2007	\$0	\$0	\$0	\$0

FiscalAnalysis

ThebillwouldmakeappropriationstotheTexasEthicsCommissionforregistrationfeesusedtowards thedevelopmentandimplementationofanelectronicfilingsystemforlobbyreportscontainedin HouseBill1606,78thLegislature,RegularSession. Thebillwouldmakeappropriationsto theTexas DepartmentofLicensingandRegulationorthetheTexasCommissionofLicensingandRegulationfor theexaminationandlicensefeescontainedinHouseBill1487,78thLegislature,RegularSession; to

the Texas Animal Health Commission for registration fees contained in House Bill 2328, 78th Legislature, Regular Session; and to the Health Professions Council for the license fees contained in House Bill 2985, 78th Regular Session. The bill would require that the cost of employee benefits incurred in administering House Bill 1487, House Bill 2328, and House Bill 2985, 78th Legislature, Regular Session, be paid from the appropriations made in this bill.

The bill would appropriate to the Comptroller of Public Accounts, from the General Revenue Fund, the amount necessary to return any available cash that was transferred to the General Revenue Fund from a fund outside the State Treasury, and to maintain the equity of the fund from which the transfer of available cash was made. The bill would limit the appropriation for paying interest on the transferred funds to \$5 million and would require that repayment of transferred revenue be made within fourteen days of the date the transfer occurred.

The bill would also appropriate the Comptroller of Public Accounts an amount equal to the amount of appropriations from General Revenue and General Revenue - Dedicated accounts vetoed by the governor in House Bill 1, Seventy-eighth Legislature, Regular Session. The bill would amend Article IX, Section 11.28(a) of House Bill 1 to remove the reference to implementation of Article IX, Section 11.15, Contingency Appropriation Reduction and Contingency Appropriation, and add language to make the funds appropriated as currently directed by the governor and Legislative Budget Board under Chapter 317 Government Code.

The Comptroller of Public Accounts did include the revenue gain from House Bill 1606, House Bill 2398, and House Bill 2985, 78th Legislature, Regular Session, in the certification of House Bill 1, the general appropriations act. Therefore, the related appropriations and costs shown above would count against the amount estimated to be available for certification for the 78th Legislature, Third Called Session.

The Comptroller of Public Accounts did not include the revenue gain from House Bill 1487, 78th Legislature, Regular Session, in the certification of House Bill 1, the general appropriations act. Therefore, the related appropriation and costs shown above would not count against the amount estimated to be available for certification for the 78th Legislature, Third Called Session.

The bill would take effect immediately upon enactment, assuming that it received the requisite two-thirds majority votes in both houses of the Legislature.

Methodology

The estimated fee collections in House Bill 1606 are \$215,000 in fiscal year 2004 and \$48,000 in fiscal year 2005.

The estimated fee collections in House Bill 1487 are \$2,055,395 in fiscal year 2004 and \$1,854,677 in fiscal year 2005.

The estimated fee collections in House Bill 2328 are \$172,525 in fiscal year 2004 and fiscal year 2005.

The estimated fee collections in House Bill 2985 are \$655,879 in fiscal year 2004 and \$661,680 in fiscal year 2005.

For purposes of this estimate, it was assumed that no borrowing from outside the treasury would be necessary in the 2004 -05 biennium.

The amount of the vetoed appropriations in House Bill 1 that would be appropriated to the Comptroller of Public Accounts is \$66,210,034 from the General Revenue account and \$5,212,905 from General Revenue - Dedicated accounts in fiscal year 2004.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

SourceAgencies: 304ComptrollerofPublicAccounts

LBBStaff: JK,EB,JO,WP,SD,RS