

LEGISLATIVE BUDGET BOARD  
Austin, Texas

FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION

April 28, 2003

**TO:** Honorable Robert Puente, Chair, House Committee on Natural Resources

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HB3340** by Puente (Relating to permitting of water rights for instream uses by the Texas Commission on Environmental Quality.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB3340, As Introduced: a negative impact of (\$60,000) through the biennium ending August 31, 2005.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2004	(\$30,000)
2005	(\$30,000)
2006	\$0
2007	\$0
2008	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable (Cost) from GENERAL REVENUE FUND 1	Probable (Cost) from GAME,FISH,WATER SAFETY AC 9	Change in Number of State Employees from FY 2003
2004	(\$30,000)	(\$27,077)	1.1
2005	(\$30,000)	(\$20,308)	1.1
2006	\$0	\$0	0.0
2007	\$0	\$0	0.0
2008	\$0	\$0	0.0

Fiscal Analysis

The bill would create a nine-member study commission on water rights for instream uses. The chairs of the Texas Commission on Environmental Quality (TCEQ), Texas Water Development Board (TWDB) and Texas Parks and Wildlife Department (TPWD) would each serve on the commission. The commission would be required to conduct public hearings and study public policy implications for granting permits for instream uses of fresh water and other issues relating to the permitting of instream uses of water. The TCEQ would be charged with providing staff to the newly-created commission.

**Methodology**

There would be some costs to each the TCEQ, TWDB and TPWD in supporting the commission and the preparation of its report.

The TCEQ and Water Development Board each expect that the bill would require \$15,000 and 0.3 FTE for each agency in each fiscal year 2004 and 2005. This estimate assumes that these costs would be paid out of the General Revenue Fund. The TPWD estimates a cost of \$27,077 in 2004 and \$20,308 in 2005, along with 0.5 FTE. This estimate assumes TPWD costs would be paid out of the Game, Fish and Water Safety Account No. 009.

It is expected that all costs associated with this bill could be reasonably absorbed within the existing resources of each of the respective agencies.

**Local Government Impact**

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

**Source Agencies:** 580 Water Development Board, 802 Parks and Wildlife Department, 582 Commission on Environmental Quality  
**LBB Staff:** JK, CL, TL