

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**May 3, 2005**

**TO:** Honorable Kenneth Armbrister, Chair, Senate Committee on Natural Resources

**FROM:** John S. O'Brien, Deputy Director, Legislative Budget Board

**IN RE: HB86** by Smith, Wayne (Relating to compliance histories for and incentives to reward compliance performance by entities regulated by the Texas Commission on Environmental Quality. ), **Committee Report 2nd House, Substituted**

<p><b>No significant fiscal implication to the State is anticipated.</b></p>
------------------------------------------------------------------------------

The bill would make several changes to the requirements the Texas Commission on Environmental Quality (TCEQ) must use when considering the compliance history of a permittee, and the bill would change the definition of an emissions event, the reporting requirements for emissions events, and the criteria for determining an excessive emissions event.

The TCEQ reports that the bill's passage would result in the need for rulemaking and policy changes and the need for the modification of several of TCEQ's data systems. The cost of such changes is not expected to be significant and could be absorbed using existing agency resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality

**LBB Staff:** JOB, WK, ZS, TL