

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

May 28, 2005

TO: Honorable David Dewhurst , Lieutenant Governor, Senate
Honorable Tom Craddick, Speaker of the House, House of Representatives

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

IN RE: HB2423 by Puente (Relating to the consideration of historic or existing use in the regulation of pumping and discrimination by a groundwater conservation district against landowners whose land is enrolled or participating in a federal conservation program.), **Conference Committee Report**

No fiscal implication to the State is anticipated.

The bill would prohibit a groundwater conservation district from promulgating rules that would discriminate between owners of land that is irrigated for production and owners of land or their lessees and assigns whose land was irrigated for production that is enrolled or participating in a federal conservation program. A district would be prohibited from discriminating when issuing a permit, as well.

The bill would add the operation of wells to those activities for which a district shall require a permit and would add to the information that must be included in a permit application. A permit amendment would be required if there is a change in the purpose and place of use under a permit that was granted for historic or existing use.

The bill would take effect September 1, 2005.

Local Government Impact

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

Source Agencies:

LBB Staff: JOB, WK, DLBa