

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

May 26, 2005

TO: Honorable David Dewhurst, Lieutenant Governor, Senate

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

IN RE: SB1740 by Staples (Relating to construction activities allowed while an application is pending with the Texas Commission on Environmental Quality.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would allow a person who submits an application for certain permits to modify an existing facility to begin construction after the application is submitted and before the Texas Commission on Environmental Quality (TCEQ) has issued the permit. It would also require that if a standard permit for a facility requires a distance, setback, or buffer from other property or structures as a condition of the permit, the determination of whether such requirements are satisfied would be made based on conditions at the earlier of the date of new construction, expansion or modification of a facility begins or the date an application or notice of intent was first filed with the TCEQ.

No significant fiscal implications to the TCEQ are expected.

Local Government Impact

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

Source Agencies: 582 Commission on Environmental Quality

LBB Staff: JOB, WK, ZS, TL