

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

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

**April 14, 2005**

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

**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 Introduced**

**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. No significant fiscal implications to the TCEQ are expected.

Note: the TCEQ reports that the bill which allows construction of a facility to start before permit approval could violate federal air quality permit rules and jeopardize the state's authority to issue air quality permits under the Federal Clean Air Act.

**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