

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 4, 2009

TO: Honorable Joseph Pickett, Chair, House Committee on Transportation

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

IN RE: HB1951 by Alonzo (Relating to the offer of certain unusable remainder real property acquired by the Texas Department of Transportation to nonprofit corporations.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Transportation Code to require the Texas Department of Transportation (TxDOT) to offer the unusable remainder of real property not to be used for right-of-way purposes to a nonprofit corporation designated by the municipality in which the real property is located or, if the real property is not located in a municipality, by the county in which the real property is located, without cost or expense to the designated nonprofit corporation.

Based on the analysis of TxDOT, it is assumed any costs or duties associated with implementing the provisions of the bill could be absorbed within existing resources. TxDOT indicates that unused right-of-way is typically sold. Under current law, the proceeds from the sale of real property acquired for highway right-of-way are deposited to the State Highway Fund. Based on the analysis of TxDOT, it is assumed the provisions of the bill would not result in a significant revenue impact to the State Highway Fund.

Local Government Impact

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

Source Agencies: 601 Department of Transportation

LBB Staff: JOB, KJG, TG