

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

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**April 20, 2009**

**TO:** Honorable Allan Ritter, Chair, House Committee on Natural Resources

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

**IN RE: HB3693** by Laubenberg (Relating to an exemption from the applicability of the Comprehensive Municipal Solid Waste Management, Resource Recovery, and Conservation Act for certain solid waste used for resource recovery or processing.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would provide exclusive authority to cities and counties to contract for solid waste services, including resource recovery. The bill would increase the authority of private entities to obtain waste from generators for resource recovery without the consent of cities or counties. The Texas Commission on Environmental Quality (TCEQ) reports that the bill could also exempt from county and municipal government facility siting ordinances.

**Local Government Impact**

The TCEQ reports that the bill could have some fiscal implications with regard to municipalities and counties. The agency reports that cities and counties are currently responsible for providing solid waste services and have exclusive control to provide services, but the exceptions provided by the bill could compromise that control. In cases where capital investments have been made, this could result in a loss to the local entity.

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

**LBB Staff:** JOB, SD, TL