

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 4, 2011

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

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

IN RE: HB2668 by Miles (Relating to administrative penalties imposed by the Texas Commission on Environmental Quality.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would establish a minimum penalty of \$50 and a maximum penalty of \$5,000 for violations of laws administered by the TCEQ including: the Water Code relating to occupational licensing; the Health and Safety Code relating to on-site sewage disposal, used oil, and environmental performance standards for plumbing fixtures; and the Occupations Code for irrigators. It would also establish a minimum penalty of \$50 and a maximum penalty of \$25,000 for all other violations within the jurisdiction of the TCEQ that do not have penalty minimums and maximums already carved out elsewhere in statute. In addition the bill would amend sections related to water rates to allow the TCEQ to assess penalties not less than \$100 or greater than \$5,000.

The bill's passage could result in additional revenues from penalties being deposited to the General Revenue Fund. This estimate does not anticipate that such amounts would be significant.

Local Government Impact

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

Source Agencies: 304 Comptroller of Public Accounts, 582 Commission on Environmental Quality
LBB Staff: JOB, SZ, TL