

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 19, 2011

TO: Honorable Wayne Smith, Chair, House Committee on Environmental Regulation

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

IN RE: HB3544 by Farrar (Relating to the authority of the Texas Commission on Environmental Quality to grant or deny an air contaminant emissions permit.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would provide that if the Texas Commission on Environmental Quality (TCEQ) would find that emissions from a proposed facility would contravene the use of Best Available Control Technology (BACT), the protection of public health and physical property, or the intent of the Clean Air Act, the agency would be required to deny the application. The agency would be required to deny the application if an applicant would fail or refuse to alter its application in response to a deficiency report that the agency would issue upon making such findings.

This estimate assumes that the TCEQ could implement the provisions of the bill using existing agency resources.

Local Government Impact

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

Source Agencies: 582 Commission on Environmental Quality

LBB Staff: JOB, SZ, TL