

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 22, 2013

TO: Honorable Patricia Harless, Chair, House Committee on Environmental Regulation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2923 by Sheets (Relating to the establishment of a program for the collection, transportation, and recycling of architectural paint.), **As Introduced**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would require manufacturers who sell architectural paint in the state to establish a program for collecting, transporting, recycling, and processing architectural paint. A manufacturer would be required to submit a plan to the Texas Commission on Environmental Quality (TCEQ) describing its program. Programs would be required to provide for convenient and available statewide collection of post-consumer architectural paint in urban and rural areas of the state; and the collection, transportation, and processing of post-consumer architectural paint for end-of-life product management, including recycling, energy recovery, and disposal.

Manufacturers would be authorized to participate in a program as a group or individually, and could contract with a retailer to provide points of collection. The Executive Director of the TCEQ would be required to approve program plans before they could be implemented. The TCEQ would be authorized to order a manufacturer or group of manufacturers operating a program to revise the program and take other actions necessary to comply with applicable laws. The TCEQ would be required to maintain a list of noncompliant manufacturers on its website. The bill would require the TCEQ to adopt any necessary rules by February 1, 2014.

The TCEQ is expected to incur some costs in establishing the program required by the bill, drafting rules, reviewing plans submitted by manufacturers, and establishing and maintaining the list of noncompliant manufacturers. This analysis assumes that the costs to the TCEQ would not be significant and could be absorbed 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: UP, SZ, TL