

SENATE AMENDMENTS

2nd Printing

By: Price

H.B. No. 3123

A BILL TO BE ENTITLED

AN ACT

relating to governmental entities subject to the sunset review process.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

ARTICLE 1. ENTITIES GIVEN 2021 SUNSET DATE

SECTION 1.01. TEXAS FACILITIES COMMISSION. Section 2152.002, Government Code, is amended to read as follows:

Sec. 2152.002. SUNSET PROVISION. The Texas Facilities Commission is subject to Chapter 325 (Texas Sunset Act). Unless continued in existence as provided by that chapter, the commission is abolished and this subtitle, except for Chapter 2170 and Section 2157.121, expires September 1, 2021 [~~2015~~].

SECTION 1.02. TEXAS JUVENILE JUSTICE BOARD AND TEXAS JUVENILE JUSTICE DEPARTMENT. Section 202.010, Human Resources Code, is amended to read as follows:

Sec. 202.010. SUNSET PROVISION. The Texas Juvenile Justice Board and the Texas Juvenile Justice Department are subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the board and the department are abolished September 1, 2021 [~~2017~~].

SECTION 1.03. INTERMUNICIPAL COMMUTER RAIL DISTRICTS. Section 173.005, Transportation Code, is amended to read as follows:

Sec. 173.005. SUNSET PROVISION. A district is subject

1 ~~[every 12th year]~~ to review under Chapter 325, Government Code
2 (Texas Sunset Act). A district shall be reviewed during the periods
3 in which state agencies abolished in 2021 and every 12th year after
4 that year are reviewed.

5 ARTICLE 2. ENTITIES REMOVED FROM SPECIFIC SUNSET REVIEW

6 SECTION 2.01. SULPHUR RIVER BASIN AUTHORITY. Section 1A,
7 Chapter 3, Acts of the 69th Legislature, 1st Called Session, 1985,
8 is repealed.

9 SECTION 2.02. CAPITAL METROPOLITAN TRANSPORTATION
10 AUTHORITY. Section 451.459, Transportation Code, is repealed.

11 ARTICLE 3. EFFECTIVE DATE

12 SECTION 3.01. EFFECTIVE DATE. This Act takes effect
13 immediately if it receives a vote of two-thirds of all the members
14 elected to each house, as provided by Section 39, Article III, Texas
15 Constitution. If this Act does not receive the vote necessary for
16 immediate effect, this Act takes effect September 1, 2015.

ADOPTED

MAY 15 2015

Atalay Spaw
Secretary of the Senate

By: Nelson

H.B. No. 3123

Substitute the following for H.B. No. 3123:

By: *Gene Nelson*

C.S.H.B. No. 3123

A BILL TO BE ENTITLED

1 AN ACT
2 relating to governmental entities subject to the sunset review
3 process.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 ARTICLE 1. ENTITIES GIVEN 2021 SUNSET DATE

6 SECTION 1.01. TEXAS FACILITIES COMMISSION. Section
7 2152.002, Government Code, is amended to read as follows:

8 Sec. 2152.002. SUNSET PROVISION. The Texas Facilities
9 Commission is subject to Chapter 325 (Texas Sunset Act). Unless
10 continued in existence as provided by that chapter, the commission
11 is abolished and this subtitle, except for Chapter 2170 and Section
12 2157.121, expires September 1, 2021 [~~2015~~].

13 SECTION 1.02. TEXAS JUVENILE JUSTICE BOARD AND TEXAS
14 JUVENILE JUSTICE DEPARTMENT. Section 202.010, Human Resources
15 Code, is amended to read as follows:

16 Sec. 202.010. SUNSET PROVISION. The Texas Juvenile Justice
17 Board and the Texas Juvenile Justice Department are subject to
18 Chapter 325, Government Code (Texas Sunset Act). Unless continued
19 in existence as provided by that chapter, the board and the
20 department are abolished September 1, 2021 [~~2017~~].

21 SECTION 1.03. INTERMUNICIPAL COMMUTER RAIL DISTRICTS.
22 Section 173.005, Transportation Code, is amended to read as
23 follows:

24 Sec. 173.005. SUNSET PROVISION. A district is subject

1 ~~[every 12th year]~~ to review under Chapter 325, Government Code
2 (Texas Sunset Act). A district shall be reviewed during the periods
3 in which state agencies abolished in 2021 and every 12th year after
4 that year are reviewed.

5 ARTICLE 2. ENTITIES GIVEN 2023 SUNSET DATE

6 SECTION 2.01. EXPANDED LEARNING OPPORTUNITIES COUNCIL.

7 Section 33.254, Education Code, is amended to read as follows:

8 Sec. 33.254. SUNSET PROVISION. The council is subject to
9 Chapter 325, Government Code (Texas Sunset Act). Unless continued
10 in existence as provided by that chapter, the council is abolished
11 and this subchapter expires September 1, 2023 [~~2017~~].

12 SECTION 2.02. STATE COMMISSION ON JUDICIAL CONDUCT.

13 Section 33.003, Government Code, is amended to read as follows:

14 Sec. 33.003. SUNSET PROVISION. The State Commission on
15 Judicial Conduct is subject to review under Chapter 325 (Texas
16 Sunset Act), but is not abolished under that chapter. The
17 commission shall be reviewed during the period in which state
18 agencies abolished in 2023 [~~2019~~] and every 12th year after 2023
19 [~~2019~~] are reviewed.

20 SECTION 2.03. JUDICIAL BRANCH CERTIFICATION COMMISSION.

21 Section 152.001, Government Code, is amended to read as follows:

22 Sec. 152.001. SUNSET PROVISION. The Judicial Branch
23 Certification Commission is subject to Chapter 325 (Texas Sunset
24 Act), but is not abolished under that chapter. The commission shall
25 be reviewed during the period in which state agencies abolished in
26 2023 [~~2019~~] and every 12th year after 2023 [~~2019~~] are reviewed.

27 SECTION 2.04. TEXAS RACING COMMISSION. Section 18.01(a),

1 Texas Racing Act (Article 179e, Vernon's Texas Civil Statutes), is
2 amended to read as follows:

3 (a) The Texas Racing Commission is subject to Chapter 325,
4 Government Code (Texas Sunset Act). Unless continued in existence
5 as provided by that chapter, and except as provided by Subsections
6 (b) and (c) of this section, the commission is abolished and this
7 Act expires September 1, 2023 [~~2017~~].

8 ARTICLE 3. ENTITIES GIVEN 2025 SUNSET DATE

9 SECTION 3.01. TEXAS EDUCATION AGENCY. Section 7.004,
10 Education Code, is amended to read as follows:

11 Sec. 7.004. SUNSET PROVISION. The Texas Education Agency
12 is subject to Chapter 325, Government Code (Texas Sunset Act).
13 Unless continued in existence as provided by that chapter, the
14 agency is abolished September 1, 2025 [~~2015~~].

15 SECTION 3.02. STATE EMPLOYEE CHARITABLE CAMPAIGN POLICY
16 COMMITTEE. Section 659.140(i), Government Code, is amended to read
17 as follows:

18 (i) The state employee charitable campaign policy committee
19 is subject to the Texas Sunset Act. Unless continued in existence
20 as provided by that chapter, the committee is abolished and
21 Government Code, Chapter 659, Subchapter I, and Sections 814.0095
22 and 814.0096 expire on September 1, 2025 [~~2017~~].

23 ARTICLE 4. ENTITIES REMOVED FROM SPECIFIC SUNSET REVIEW

24 SECTION 4.01. SULPHUR RIVER BASIN AUTHORITY. Section 1A,
25 Chapter 3, Acts of the 69th Legislature, 1st Called Session, 1985,
26 is repealed.

27 SECTION 4.02. PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY,

1 TEXAS. Section 5007.203, Special District Local Laws Code, is
2 repealed.

3 SECTION 4.03. CAPITAL METROPOLITAN TRANSPORTATION
4 AUTHORITY. Section 451.459, Transportation Code, is repealed.

5 ARTICLE 5. EFFECTIVE DATE

6 SECTION 5.01. EFFECTIVE DATE. This Act takes effect
7 immediately if it receives a vote of two-thirds of all the members
8 elected to each house, as provided by Section 39, Article III, Texas
9 Constitution. If this Act does not receive the vote necessary for
10 immediate effect, this Act takes effect September 1, 2015.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 15, 2015

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB3123** by Price (Relating to governmental entities subject to the sunset review process.), **As Passed 2nd House**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3123, As Passed 2nd House: an impact of \$0 through the biennium ending August 31, 2017.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2016	\$0
2017	\$0
2018	\$0
2019	\$0
2020	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>Appropriated Receipts</i> 666	Probable Revenue Gain/(Loss) from <i>Appropriated Receipts</i> 666	Change in Number of State Employees from FY 2015
2016	\$652,420	(\$652,420)	(5.4)
2017	\$70,880	(\$70,880)	(5.4)
2018	\$0	\$0	0.0
2019	\$0	\$0	0.0
2020	(\$79,740)	\$79,740	0.7

Fiscal Analysis

The bill would amend various Codes and Acts relating to governmental entities subject to the sunset review.

The bill would change previously established sunset dates for certain entities. The bill would change the sunset date for the Texas Facilities Commission from September 1, 2015 to September 1, 2021; the Juvenile Justice Board and Department (TJJD) from September 1, 2017 to September 1, 2021; the Lone Star Rail District (LSRD) from September 1, 2017 to September 1, 2021; the Expanded Learning Opportunities Council (ELOC) from September 1, 2017 to September 1, 2023; the State Commission on Judicial Conduct (SCJC) from September 1, 2019 to September 1, 2023; the Judicial Branch Certification Commission (JBCC) from September 1, 2019 to September 1, 2023; the Racing Commission from September 1, 2017 to September 1, 2023; the Texas Education Agency (TEA) from September 1, 2015 to September 1, 2025; and the State Employee Charitable Campaign (ECC) from September 1, 2017 to September 1, 2025

The bill would repeal the sunset dates for the Sulphur River Basin Authority (SRBA), the Capital Metropolitan Transportation Authority (CMTA), and the Port of Houston Authority (PHA).

The bill would take effect immediately upon receiving a two-thirds majority vote in both houses; otherwise the bill would take effect September 1, 2015.

Methodology

Based on information provided by the Sunset Advisory Commission (SAC), it is assumed that costs of \$11,075 would be realized per analyst assigned to a review team for each month required to conduct a review. This amount includes the costs for salaries, benefits, and other operating costs necessary for staff to conduct these reviews. Travel costs are reflected separately below based on the project location.

Based on information provided by the SAC, it is assumed that Full-Time-Equivalent positions would not be needed in fiscal years 2016-17 due to the repeal of the SRBA, CMTA, PHA sunset requirements and due to the rescheduling of the LSRD.

Based on information provided by the SAC, the following is assumed for projects for which the SAC would be reimbursed for performing reviews and realize a savings from not performing reviews. The costs and savings as well as the revenue gains and losses from payments to the SAC as a reimbursement for the special reviews are reflected as Appropriated Receipts in the table above.

1) A savings would be realized from two analyst positions not conducting a four month review of the SRBA due to the bill repealing the sunset review offset by a corresponding revenue loss. Including travel costs of \$4,500, total costs for this project were estimated to be \$84,240 in fiscal year 2016 and \$8,860 in fiscal year 2017.

2) A savings would be realized from four analyst positions not conducting a six month review of the CMTA due to the bill repealing the sunset review offset by a corresponding revenue loss. Total costs for this project were estimated to be \$239,220 in fiscal year 2016 and \$26,580 in fiscal year 2017.

3) A savings would be realized from two analyst positions not conducting a four month review of the LSRD due to the bill rescheduling the sunset review offset by a corresponding revenue loss. Total costs for this project were estimated to be \$79,740 in fiscal year 2016 and \$8,860 in fiscal year 2017.

4) Costs would be realized from two analyst positions conducting a four month review of the LSRD due to the bill rescheduling the sunset review offset by a corresponding revenue gain. Total

costs for this project would be \$79,740 in fiscal year 2020 and \$8,860 in fiscal year 2021. Costs in the table above only consider costs in fiscal year 2020.

5) A savings would be realized from four analyst positions not conducting a six month review of the PHA due to the bill repealing the sunset review offset by a corresponding revenue loss. Including travel costs of \$10,000, total costs for this project were estimated to be \$249,220 in fiscal year 2016 and \$26,580 in fiscal year 2017.

Based on information provided by the SAC, this analysis assumes there would be no fiscal impact to the state for changing the previously established sunset date for the TFC, TJJD, ELOC, SCJC, JBCC, Racing Commission, TEA, and ECC.

Local Government Impact

This analysis assumes the SRBA would realize a savings of \$84,240 in fiscal year 2016 and \$8,860 in fiscal year 2017 due to the repealing of the River Authority's sunset review. Similarly, it is assumed that CMTA would realize a savings of \$239,220 in fiscal year 2016 and \$26,580 in fiscal year 2017 due to the repealing of the Transportation Authority's sunset review. The PHA would realize a savings of \$249,220 in fiscal year 2016 and \$26,580 in fiscal year 2017 due to the repealing of the Port Authority's sunset review. Based on the rescheduling of the LSRD sunset review, it is assumed that the LSRD would realize a savings in fiscal years 2016-17 which would be offset by like costs in fiscal years 2020-21.

Source Agencies: 116 Sunset Advisory Commission, 242 State Commission on Judicial Conduct, 476 Racing Commission, 701 Central Education Agency, 303 Facilities Commission, 644 Juvenile Justice Department, 469 Credit Union Department

LBB Staff: UP, SD, MW, PM, AG

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 9, 2015

TO: Honorable Joan Huffman, Chair, Senate Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB3123** by Price (Relating to governmental entities subject to the sunset review process.), **Committee Report 2nd House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3123, Committee Report 2nd House, Substituted: an impact of \$0 through the biennium ending August 31, 2017.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2016	\$0
2017	\$0
2018	\$0
2019	\$0
2020	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>Appropriated Receipts</i> 666	Probable Revenue Gain/(Loss) from <i>Appropriated Receipts</i> 666	Change in Number of State Employees from FY 2015
2016	\$652,420	(\$652,420)	(5.4)
2017	\$70,880	(\$70,880)	(5.4)
2018	\$0	\$0	0.0
2019	\$0	\$0	0.0
2020	(\$79,740)	\$79,740	0.7

Fiscal Analysis

The bill would amend various Codes and Acts relating to governmental entities subject to the sunset review.

The bill would change previously established sunset dates for certain entities. The bill would change the sunset date for the Texas Facilities Commission from September 1, 2015 to September 1, 2021; the Juvenile Justice Board and Department (TJJD) from September 1, 2017 to September 1, 2021; the Lone Star Rail District (LSRD) from September 1, 2017 to September 1, 2021; the Expanded Learning Opportunities Council (ELOC) from September 1, 2017 to September 1, 2023; the State Commission on Judicial Conduct (SCJC) from September 1, 2019 to September 1, 2023; the Judicial Branch Certification Commission (JBCC) from September 1, 2019 to September 1, 2023; the Racing Commission from September 1, 2017 to September 1, 2023; the Texas Education Agency (TEA) from September 1, 2015 to September 1, 2025; and the State Employee Charitable Campaign (ECC) from September 1, 2017 to September 1, 2025

The bill would repeal the sunset dates for the Sulphur River Basin Authority (SRBA), the Capital Metropolitan Transportation Authority (CMTA), and the Port of Houston Authority (PHA).

The bill would take effect immediately upon receiving a two-thirds majority vote in both houses; otherwise the bill would take effect September 1, 2015.

Methodology

Based on information provided by the Sunset Advisory Commission (SAC), it is assumed that costs of \$11,075 would be realized per analyst assigned to a review team for each month required to conduct a review. This amount includes the costs for salaries, benefits, and other operating costs necessary for staff to conduct these reviews. Travel costs are reflected separately below based on the project location.

Based on information provided by the SAC, it is assumed that Full-Time-Equivalent positions would not be needed in fiscal years 2016-17 due to the repeal of the SRBA, CMTA, PHA sunset requirements and due to the rescheduling of the LSRD.

Based on information provided by the SAC, the following is assumed for projects for which the SAC would be reimbursed for performing reviews and realize a savings from not performing reviews. The costs and savings as well as the revenue gains and losses from payments to the SAC as a reimbursement for the special reviews are reflected as Appropriated Receipts in the table above.

- 1) A savings would be realized from two analyst positions not conducting a four month review of the SRBA due to the bill repealing the sunset review offset by a corresponding revenue loss. Including travel costs of \$4,500, total costs for this project were estimated to be \$84,240 in fiscal year 2016 and \$8,860 in fiscal year 2017.
- 2) A savings would be realized from four analyst positions not conducting a six month review of the CMTA due to the bill repealing the sunset review offset by a corresponding revenue loss. Total costs for this project were estimated to be \$239,220 in fiscal year 2016 and \$26,580 in fiscal year 2017.
- 3) A savings would be realized from two analyst positions not conducting a four month review of the LSRD due to the bill rescheduling the sunset review offset by a corresponding revenue loss. Total costs for this project were estimated to be \$79,740 in fiscal year 2016 and \$8,860 in fiscal year 2017.
- 4) Costs would be realized from two analyst positions conducting a four month review of the LSRD due to the bill rescheduling the sunset review offset by a corresponding revenue gain. Total

costs for this project would be \$79,740 in fiscal year 2020 and \$8,860 in fiscal year 2021. Costs in the table above only consider costs in fiscal year 2020.

5) A savings would be realized from four analyst positions not conducting a six month review of the PHA due to the bill repealing the sunset review offset by a corresponding revenue loss. Including travel costs of \$10,000, total costs for this project were estimated to be \$249,220 in fiscal year 2016 and \$26,580 in fiscal year 2017.

Based on information provided by the SAC, this analysis assumes there would be no fiscal impact to the state for changing the previously established sunset date for the TFC, TJJD, ELOC, SCJC, JBCC, Racing Commission, TEA, and ECC.

Local Government Impact

This analysis assumes the SRBA would realize a savings of \$84,240 in fiscal year 2016 and \$8,860 in fiscal year 2017 due to the repealing of the River Authority's sunset review. Similarly, it is assumed that CMTA would realize a savings of \$239,220 in fiscal year 2016 and \$26,580 in fiscal year 2017 due to the repealing of the Transportation Authority's sunset review. The PHA would realize a savings of \$249,220 in fiscal year 2016 and \$26,580 in fiscal year 2017 due to the repealing of the Port Authority's sunset review. Based on the rescheduling of the LSRD sunset review, it is assumed that the LSRD would realize a savings in fiscal years 2016-17 which would be offset by like costs in fiscal years 2020-21.

Source Agencies: 116 Sunset Advisory Commission, 242 State Commission on Judicial Conduct, 476 Racing Commission, 701 Central Education Agency, 303 Facilities Commission, 644 Juvenile Justice Department, 469 Credit Union Department

LBB Staff: UP, MW, PM, AG

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 6, 2015

TO: Honorable Joan Huffman, Chair, Senate Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3123 by Price (Relating to governmental entities subject to the sunset review process.), **As Engrossed**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3123, As Engrossed: an impact of \$0 through the biennium ending August 31, 2017.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2016	\$0
2017	\$0
2018	\$0
2019	\$0
2020	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from Appropriated Receipts 666	Probable Revenue Gain/(Loss) from Appropriated Receipts 666	Change in Number of State Employees from FY 2015
2016	\$403,200	(\$403,200)	(3.4)
2017	\$44,300	(\$44,300)	(3.4)
2018	\$0	\$0	0.0
2019	\$0	\$0	0.0
2020	(\$79,740)	\$79,740	0.7

Fiscal Analysis

The bill would amend various Codes and Acts relating to governmental entities subject to the sunset review.

The bill would change previously established sunset dates for certain entities. The bill would change the sunset date for the Texas Facilities Commission from September 1, 2015 to September 1, 2021; the Juvenile Justice Board and Department (TJJD) from September 1, 2017 to September 1, 2021; and the Lone Star Rail District (LSRD) from September 1, 2017 to September 1, 2021.

The bill would repeal the sunset dates for the Sulphur River Basin Authority (SRBA) and the Capital Metropolitan Transportation Authority (CMTA).

The bill would take effect immediately upon receiving a two-thirds majority vote in both houses; otherwise the bill would take effect September 1, 2015.

Methodology

Based on information provided by the Sunset Advisory Commission (SAC), it is assumed that costs of \$11,075 would be realized per analyst assigned to a review team for each month required to conduct a review. This amount includes the costs for salaries, benefits, and other operating costs necessary for staff to conduct these reviews. Travel costs are reflected separately below based on the project location.

Based on information provided by the SAC, it is assumed that Full-Time-Equivalent positions would not be needed in fiscal years 2016-17 due to the repeal of the SRBA and CMTA sunset requirements and due to the rescheduling of the LSRD.

Based on information provided by the SAC, the following is assumed for projects for which the SAC would be reimbursed for performing reviews and realize a savings from not performing reviews. The costs and savings as well as the revenue gains and losses from payments to the SAC as a reimbursement for the special reviews are reflected as Appropriated Receipts in the table above.

1) A savings would be realized from two analyst positions not conducting a four month review of the SRBA due to the bill repealing the sunset review offset by a corresponding revenue loss. Including travel costs of \$4,500, total costs for this project were estimated to be \$84,240 in fiscal year 2016 and \$8,860 in fiscal year 2017.

2) A savings would be realized from four analyst positions not conducting a six month review of the CMTA due to the bill repealing the sunset review offset by a corresponding revenue loss. Total costs for this project were estimated to be \$239,220 in fiscal year 2016 and \$26,580 in fiscal year 2017.

3) A savings would be realized from two analyst positions not conducting a four month review of the LSRD due to the bill rescheduling the sunset review offset by a corresponding revenue loss. Total costs for this project were estimated to be \$79,740 in fiscal year 2016 and \$8,860 in fiscal year 2017.

4) Costs would be realized from two analyst positions conducting a four month review of the LSRD due to the bill rescheduling the sunset review offset by a corresponding revenue gain. Total costs for this project would be \$79,740 in fiscal year 2020 and \$8,860 in fiscal year 2021. Costs in the table above only consider costs in fiscal year 2020.

Based on information provided by the SAC, this analysis assumes there would be no fiscal impact to the state for changing the previously established sunset date for the TFC and TJJD.

Local Government Impact

This analysis assumes the SRBA would realize a savings of \$84,240 in fiscal year 2016 and \$8,860 in fiscal year 2017 due to the repealing of the River Authority's sunset review. Similarly, it is assumed that CMTA would realize a savings of \$239,220 in fiscal year 2016 and \$26,580 in fiscal year 2017 due to the repealing of the Transportation Authority's sunset review. Based on the rescheduling of the LSRD sunset review, it is assumed that the LSRD would realize a savings in fiscal years 2016-17 which would be offset by like costs in fiscal years 2020-21.

Source Agencies: 116 Sunset Advisory Commission, 303 Facilities Commission, 644 Juvenile Justice Department, 469 Credit Union Department

LBB Staff: UP, MW, PM, AG

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

April 7, 2015

TO: Honorable Byron Cook, Chair, House Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3123 by Price (Relating to governmental entities subject to the sunset review process.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3123, As Introduced: an impact of \$0 through the biennium ending August 31, 2017.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2016	\$0
2017	\$0
2018	\$0
2019	\$0
2020	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>Appropriated Receipts</i> 666	Probable Revenue Gain/(Loss) from <i>Appropriated Receipts</i> 666	Change in Number of State Employees from FY 2015
2016	\$84,240	(\$84,240)	(2.0)
2017	\$8,600	(\$8,860)	(2.0)
2018	\$0	\$0	
2019	(\$100,675)	\$100,675	2.0
2020	(\$11,075)	\$11,075	2.0

Fiscal Analysis

The bill would amend various Codes and Acts relating to governmental entities subject to the sunset review.

The bill would change previously established sunset dates for certain entities. The bill would change the sunset date for the Texas Facilities Commission from September 2015 to September 1, 2021. The bill would also change the sunset date for the Credit Union Department (CUD) and the Credit Union Commission (CUC) from September 1, 2021 to September 1, 2019.

The bill would repeal the sunset date for the Sulphur River Basin Authority (SRBA).

The bill would take effect immediately upon receiving a two-thirds majority vote in both houses; otherwise the bill would take effect September 1, 2015.

Methodology

Based on information provided by the Sunset Advisory Commission (SAC), it is assumed that costs of \$11,075 would be realized per analyst assigned to a review team for each month required to conduct a review. This amount includes the costs for salaries, benefits, and other operating costs necessary for staff to conduct these reviews. Travel costs are reflected separately below based on the project location.

Based on information provided by the SAC, it is assumed that Full-Time-Equivalent positions would not be needed in fiscal years 2016-17 due to the repeal of the SRBA sunset requirement. Conversely, it is assumed that the review for the CUD and CUC would be in addition to other projects scheduled for fiscal years 2018-19 and as such would require additional Full-Time-Equivalent positions in each of those years.

Based on information provided by the SAC, the following is assumed for projects for which the SAC would be reimbursed for performing reviews and realize a savings from not performing reviews. The costs and savings as well as the revenue gains and losses from payments to the SAC as a reimbursement for the special reviews are reflected as Appropriated Receipts in the table above.

- 1) A savings would be realized from two analyst positions not conducting a 4 month review of the SRBA due to the bill repealing the sunset review offset by a corresponding revenue loss. Including travel costs of \$4,500, total costs for this project were estimated to be \$84,240 in fiscal year 2016 and \$8,860 in fiscal year 2017.
- 2) Two analysts would be necessary for the CUD and CUC review which would last 5 months with travel costs of \$1,000. Total costs for this project would include \$100,675 in fiscal year 2018 and \$11,075 in fiscal year 2019.

This analysis assumes there would be no fiscal impact to the state for changing the previously established sunset date for the TFC.

Local Government Impact

This analysis assumes the SRBA would realize a savings of \$84,240 in fiscal year 2016 and \$8,860 in fiscal year 2017 due to the repealing of the River Authority's sunset review.

Source Agencies: 303 Facilities Commission, 469 Credit Union Department, 116 Sunset Advisory Commission

LBB Staff: UP, PM, AG, MW