

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 6, 2017

TO: Honorable Drew Darby, Chair, House Committee on Energy Resources

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2813 by Darby (Relating to the abolishment of the transportation infrastructure fund and the grant program using money from the fund.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would repeal Subchapter C, Chapter 256, of the Transportation Code, to abolish the Transportation Infrastructure Fund (Fund 0184) and county transportation infrastructure grant program administered by the Texas Department of Transportation (TxDOT) using money from the fund, effective December 31, 2017. The bill would direct the Comptroller to transfer the unencumbered balance of Fund 0184 to the State Highway Fund (SHF) for use in accordance with legislative appropriation. The bill would stipulate that the repeal of Subchapter C does not affect the validity of any contract or agreement between TxDOT and a county that is entered into under that subchapter before December 31, 2017.

The bill would repeal provisions in Chapter 222 of the Transportation Code relating to the authority for counties to establish county energy transportation reinvestment zones. The bill would take effect on December 31, 2017.

Based on the analysis of the Comptroller's office, it is assumed that the transfer of any remaining unencumbered balance of money in Fund 0184 to the SHF would not result in a significant impact to the SHF. Because the bill would maintain the validity of all County Transportation Infrastructure Fund (CTIF) agreements between TxDOT and a county that were executed before the effective date of the bill, it is assumed the abolishment of Fund 0184 and the CTIF program would not result in a significant fiscal impact to the State or the counties.

Local Government Impact

According to TxDOT, all current CTIF agreements were executed between May 2014 and July 2015. It is assumed any future valid reimbursement requests from counties to TxDOT under these agreements would still be paid; however, the money would come from the SHF rather than Fund 0184, subject to legislative appropriation, to the extent that any balance is remaining in Fund 0184 and transferred to the SHF on the effective date of the bill.

Source Agencies: 304 Comptroller of Public Accounts, 601 Department of Transportation

LBB Staff: UP, SZ, EH, TG, JGA, AG