

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**April 18, 2019**

**TO:** Honorable Terry Canales, Chair, House Committee on Transportation

**FROM:** John McGeady, Assistant Director    Sarah Keyton, Assistant Director  
Legislative Budget Board

**IN RE:** **HB3089** by Martinez (Relating to payment of costs related to the relocation of certain political subdivision utility facilities for state highway projects.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend Transportation Code §203.092 to authorize a utility to make a relocation of a utility facility required by a state highway improvement project at the expense of the state if the Texas Transportation Commission determines that (1) the utility is, or is owned or operated by, a political subdivision; (2) a financial condition would prevent the utility from being able to pay the cost of relocation at a time when payment would adversely affect its ability to operate or provide essential customer service; and (3) the utility is ineligible for a State Infrastructure Bank loan or is otherwise unable to finance the relocation cost.

Based on the information provided by the Texas Department of Transportation, this analysis assumes any costs associated with the relocation of utility under the conditions specified by the bill would be accommodated within the agency's existing highway planning and construction funding sources.

**Local Government Impact**

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

**Source Agencies:** 601 Department of Transportation

**LBB Staff:** WP, JGAn, TG, AF