

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 13, 2019

TO: Honorable Charles Perry, Chair, Senate Committee on Water & Rural Affairs

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

IN RE: **SB2126** by Creighton (Relating to taking sand, gravel, marl, shell, and mudshell from Texas rivers.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for SB2126, As Introduced: an impact of \$0 through the biennium ending August 31, 2021.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2020	\$0
2021	\$0
2022	\$0
2023	\$0
2024	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue (Loss) from <i>Game, Fish, Water Safety Ac</i> 9
2020	(\$300,000)
2021	(\$300,000)
2022	(\$300,000)
2023	(\$300,000)
2024	(\$300,000)

Fiscal Analysis

The bill would amend the Parks and Wildlife Code related to taking sand, gravel, marl, shell, and mudshell from Texas rivers by certain districts. The bill would exempt certain conservation and reclamation districts from the requirement to obtain a permit from or pay a fee to the Parks and Wildlife Department to take sand, gravel, marl, shell, or mudshell from rivers and tributaries to restore, maintain, or expand the capacity to convey storm flows. Additionally, the bill would exempt certain conservation and reclamation districts from the requirement to purchase sand, gravel, marl, shell, or mudshell. The bill takes effect immediately with a two-thirds vote, otherwise on September 1, 2019.

Methodology

Under current law, no person may disturb or take marl, sand, gravel, shell, or mudshell under the management and protection of the Parks and Wildlife Department for any purpose other than that necessary or incidental to navigation or dredging under state or federal authority without first having acquired from the agency a permit authorizing the activity. Revenues collected from the management and protection of marl, sand, gravel, shell, or mudshell are deposited to the credit of the General Revenue-Dedicated Game, Fish, and Water Safety Account No. 9.

According to the Parks and Wildlife Department, revenues collected by this program from conservation and reclamation districts described in the bill have averaged \$300,000 each fiscal year and the agency projects a revenue loss of \$300,000 each fiscal year under the bill provisions.

Local Government Impact

According to the Texas Association of Counties, no fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 802 Parks and Wildlife Department

LBB Staff: WP, SZ, SD, TBo, AF, GP