

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Larson

H.B. No. 723

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to a requirement that the Texas Commission on  
3 Environmental Quality obtain or develop updated water availability  
4 models for certain river basins.

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

6 SECTION 1. Section 16.012, Water Code, is amended by adding  
7 Subsection (h-1) to read as follows:

8 (h-1) Not later than December 1, 2022, the commission shall  
9 obtain or develop updated water availability models for the Brazos  
10 River, Neches River, Red River, and Rio Grande river basins. The  
11 commission may collect data from all jurisdictions that allocate  
12 the waters of the rivers, including jurisdictions outside this  
13 state. This subsection expires September 1, 2023.

14 SECTION 2. This Act takes effect September 1, 2019.

ADOPTED

MAY 01 2019

*Perry Spaw*  
Secretary of the Senate

By: Perry

H.B. No. 723

Substitute the following for H.B. No. 723:

By: Chris Perry

C.S. H.B. No. 723

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10 River, Neches River, Red River, and Rio Grande river basins. The  
11 commission may collect data from all jurisdictions that allocate  
12 the waters of the rivers, including jurisdictions outside this  
13 state. This subsection expires September 1, 2023.

14 SECTION 2. The Texas Commission on Environmental Quality is  
15 required to implement a provision of this Act only if the  
16 legislature appropriates money specifically for that purpose. If  
17 the legislature does not appropriate money specifically for that  
18 purpose, the commission may, but is not required to, implement a  
19 provision of this Act using other appropriations available for that  
20 purpose.

21 SECTION 3. This Act takes effect September 1, 2019.

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

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

**May 2, 2019**

**TO:** Honorable Dennis Bonnen, Speaker of the House, House of Representatives

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

**IN RE: HB723** by Larson (Relating to a requirement that the Texas Commission on Environmental Quality obtain or develop updated water availability models for certain river basins.), **As Passed 2nd House**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB723, As Passed 2nd House: an impact of \$0 through the biennium ending August 31, 2021; however, there would be decreases to General Revenue-Dedicated Water Resource Management Account No. 153.

The Texas Commission on Environmental Quality is required to implement a provision of this Act only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the Texas Commission on Environmental Quality may, but is not required to, implement a provision of this Act using other appropriations available for that purpose.

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:**

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

**All Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable (Cost) from <i>Water Resource Management</i> 153</b>
2020	(\$2,162,000)
2021	\$0
2022	\$0
2023	\$0
2024	\$0

**Fiscal Analysis**

The bill would amend Texas Water Code, Section 16.012 to require the Texas Commission on Environmental Quality (TCEQ) to obtain or develop updated water availability models for the Brazos, Neches, Red, and Rio Grande River Basins.

The bill would take effect September 1, 2019.

**Methodology**

TCEQ's estimates assume that the agency would update the water availability models through a contract, and would include costs of peer review of the work. TCEQ estimates that costs for the contract would total \$2,162,000 in fiscal year 2020 that consists of \$275,000 for the Brazos River Basin, \$484,000 for the Neches River Basin, \$633,000 for the Red River Basin, and \$770,000 for the Rio Grande River Basin.

This analysis assumes that all other staff related costs necessary to implement the provisions of the bill could be absorbed using existing resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality

**LBB Staff:** WP, SD, GDz, SZ, MW, JGa, PM

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

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

**April 25, 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:** **HB723** by Larson (Relating to a requirement that the Texas Commission on Environmental Quality obtain or develop updated water availability models for certain river basins.), **Committee Report 2nd House, Substituted**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB723, Committee Report 2nd House, Substituted: an impact of \$0 through the biennium ending August 31, 2021; however, there would be decreases to General Revenue-Dedicated Water Resource Management Account No. 153.

The Texas Commission on Environmental Quality is required to implement a provision of this Act only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the Texas Commission on Environmental Quality may, but is not required to, implement a provision of this Act using other appropriations available for that purpose.

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
2020	\$0
2021	\$0
2022	\$0
2023	\$0
2024	\$0

**All Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable (Cost) from <i>Water Resource Management</i> 153</b>
2020	(\$2,162,000)
2021	\$0
2022	\$0
2023	\$0
2024	\$0

**Fiscal Analysis**

The bill would amend Texas Water Code, Section 16.012 to require the Texas Commission on Environmental Quality (TCEQ) to obtain or develop updated water availability models for the Brazos, Neches, Red, and Rio Grande River Basins.

The bill would take effect September 1, 2019.

**Methodology**

TCEQ's estimates assume that the agency would update the water availability models through a contract, and would include costs of peer review of the work. TCEQ estimates that costs for the contract would total \$2,162,000 in fiscal year 2020 that consists of \$275,000 for the Brazos River Basin, \$484,000 for the Neches River Basin, \$633,000 for the Red River Basin, and \$770,000 for the Rio Grande River Basin.

This analysis assumes that all other staff related costs necessary to implement the provisions of the bill could be absorbed using existing resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality

**LBB Staff:** WP, GDz, SZ, MW, JGa, PM

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

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**  
**Revision 1**

**April 22, 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:** HB723 by Larson (Relating to a requirement that the Texas Commission on Environmental Quality obtain or develop updated water availability models for certain river basins.), **As Engrossed**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB723, As Engrossed: an impact of \$0 through the biennium ending August 31, 2021; however, there would be decreases to General Revenue-Dedicated Water Resource Management Account No. 153.

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
2020	\$0
2021	\$0
2022	\$0
2023	\$0
2024	\$0

**All Funds, Five-Year Impact:**

Fiscal Year	Probable (Cost) from Water Resource Management 153
2020	(\$2,162,000)
2021	\$0
2022	\$0
2023	\$0
2024	\$0

**Fiscal Analysis**

The bill would amend Texas Water Code, Section 16.012 to require the Texas Commission on Environmental Quality (TCEQ) to obtain or develop updated water availability models for the Brazos, Neches, Red, and Rio Grande River Basins

The bill would take effect September 1, 2019.

**Methodology**

TCEQ's estimates assume that the agency would update the water availability models through a contract, and would include costs of peer review of the work. TCEQ estimates that costs for the contract would total \$2,162,000 in fiscal year 2020 that consists of \$275,000 for the Brazos River Basin, \$484,000 for the Neches River Basin, \$633,000 for the Red River Basin, and \$770,000 for the Rio Grande River Basin.

This analysis assumes that all other staff related costs necessary to implement the provisions of the bill could be absorbed using existing resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality

**LBB Staff:** WP, GDz, SZ, MW, JGa, PM



**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

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

**March 27, 2019**

**TO:** Honorable Lyle Larson, Chair, House Committee on Natural Resources

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

**IN RE: HB723** by Larson (Relating to a requirement that the Texas Commission on Environmental Quality obtain or develop updated water availability models for certain river basins.), **Committee Report 1st House, Substituted**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB723, Committee Report 1st House, Substituted: an impact of \$0 through the biennium ending August 31, 2021.

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
2020	\$0
2021	\$0
2022	\$0
2023	\$0
2024	\$0

**All Funds, Five-Year Impact:**

Fiscal Year	Probable (Cost) from <i>Water Resource Management</i> 153
2020	(\$2,888,000)
2021	\$0
2022	\$0
2023	\$0
2024	\$0

## **Fiscal Analysis**

The bill would amend Texas Water Code, Section 16.012 to require the Texas Commission on Environmental Quality (TCEQ) to obtain or develop updated water availability models for the Brazos, Guadalupe, Red, Rio Grande, and San Antonio River Basins

The bill would take effect September 1, 2019.

## **Methodology**

TCEQ's estimates assume that the agency would update the water availability models through a contract, and would include costs of peer review of the work. TCEQ estimates that costs for the contract would total \$2,888,000 in fiscal year 2020 that consists of \$275,000 for the Brazos River Basin, \$633,000 for the Red River Basin, \$770,000 for the Rio Grande River Basin, and \$1,210,000 for the Guadalupe/San Antonio River Basin.

This analysis assumes that all other staff related costs necessary to implement the provisions of the bill could be absorbed using existing resources.

## **Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality

**LBB Staff:** WP, GDz, SZ, MW, JGa, PM

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

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

**March 17, 2019**

**TO:** Honorable Lyle Larson, Chair, House Committee on Natural Resources

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

**IN RE: HB723** by Larson (Relating to a requirement that the Texas Commission on Environmental Quality obtain or develop updated water availability models for certain river basins.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB723, As Introduced: an impact of \$0 through the biennium ending August 31, 2021.

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
2020	\$0
2021	\$0
2022	\$0
2023	\$0
2024	\$0

**All Funds, Five-Year Impact:**

Fiscal Year	Probable (Cost) from <i>Water Resource Management</i> 153
2020	(\$3,878,000)
2021	\$0
2022	\$0
2023	\$0
2024	\$0

## **Fiscal Analysis**

The bill would amend Texas Water Code, Section 16.012 to require the Texas Commission on Environmental Quality (TCEQ) to obtain or develop updated water availability models for the Brazos, Guadalupe, Nueces, Red, Rio Grande, San Antonio, and San Jacinto River Basins

The bill would take effect September 1, 2019.

## **Methodology**

TCEQ's estimates assume that the agency would update the water availability models through a contract, and would include costs of peer review of the work. TCEQ estimates that costs for the contract would total \$3,878,000 in fiscal year 2020; \$275,000 for the Brazos River Basin; \$633,000 for the Red River Basin, \$770,000 for the Rio Grande River Basin, \$605,000 for the Nueces River Basin, \$1,210,000 for the Guadalupe/San Antonio River Basin, and \$385,000 for the San Jacinto River Basin;

This analysis assumes that all other staff related costs necessary to implement the provisions of the bill could be absorbed using existing resources.

## **Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality

**LBB Staff:** WP, GDz, SZ, MW, JGa, PM