

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

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**April 11, 2021**

**TO:** Honorable Bryan Hughes, Chair, Senate Committee on State Affairs

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: SB723** by Schwertner (Relating to certain requirements in connection with the acquisition of real property for public use by an entity with eminent domain authority.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Texas Government Code and Property Code relating to certain requirements in connection with the acquisition of real property use by an entity with eminent domain authority.

The Texas Department of Transportation indicates that the bill would result in an indeterminable fiscal impact related to slowing down the condemnation process, which may result in additional time and costs for a transportation project. This analysis assumes any additional costs incurred in the condemnation process under the provisions of the bill would be absorbed within the agency's existing transportation planning and construction funds.

It is assumed that any costs associated with the bill could be absorbed by the Office of the Attorney General using existing resources.

According to the Office of Court Administration and the Board of Professional Engineers & Land Surveyors, no fiscal impact is anticipated from the provisions of the bill.

**Local Government Impact**

The fiscal impact to local units of government cannot be determined at this time. However, according to the Texas Department of Transportation, local governments may experience a slight but indeterminable fiscal impact related to slowing down condemnation processes resulting in costs related to project delays.

**Source Agencies:** 212 Office of Court Admin, 302 Office of the Attorney General, 460 Bd of Prof Engr & Land Surveyors, 601 Department of Transportation

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