

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 23, 2023

TO: Honorable Dade Phelan, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB4885 by Landgraf (Relating to programs established and funded under the Texas emissions reduction plan.), **As Passed 2nd House**

No fiscal implication to the State is anticipated.

The Texas Emissions Reduction Plan (TERP) Trust Fund No. 1201 (TERP Trust Fund) is located outside the Treasury. This bill would amend the Health and Safety Code to allow the Commission on Environmental Quality (TCEQ) to expend no more than 15.0 percent of funds out of the TERP Trust Fund for administrative costs related to the TERP program instead of the previous cap of \$16,000,000. Based on an analysis provided by the TCEQ, this would increase the allowable allocation for administrative costs to an estimated \$24,500,000 in fiscal year 2024 and \$24,800,000 in fiscal year 2025.

Based on information provided by TCEQ, the agency would be able to implement the provisions of the bill within the increased administrative cap. The bill would have no fiscal implication to the state due to the TERP Trust Fund being located outside the Treasury.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 582 Commission on Environmental Quality

LBB Staff: JMc, SD, MOc, DKN, KDw, MW