

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**April 14, 2009**

**TO:** Honorable Royce West, Chair, Senate Committee on Intergovernmental Relations

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: SB2099** by Wentworth (Relating to a requirement to provide sufficient water pressure for fire suppression in certain special utility districts.), **As Introduced**

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

The bill would add Section 65.301 to Chapter 65 of the Water Code to require a special utility district whose territory includes land in the corporate limits or extraterritorial jurisdiction of a municipality with a population of more than 10,000 to maintain and make available for fire suppression a system that, when tested according to procedures prescribed by the Texas Commission on Environmental Quality (TCEQ), is capable of producing at least 250 gallons per minute.

TCEQ would be required to revoke a district's certificate of convenience and necessity on finding that the district is in violation of Section 65.301. TCEQ would be required to adopt rules as necessary to implement and enforce provisions of the bill.

Based on the analysis by TCEQ, it is assumed that provisions of the bill can be implemented using existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated unless a district is not in compliance and must incur costs to meet the requirements.

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

**LBB Staff:** JOB, DB