

Chapter 403

S.B. No. 1667

AN ACT

relating to the nature, funding, and functions of the Texas Low-Level Radioactive Waste Compact Commission.

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

SECTION 1. Section 403.005, Health and Safety Code, is amended to read as follows:

Sec. 403.005. POWERS AND DUTIES. (a) The Texas Low-Level Radioactive Waste Disposal Compact Commission and the members of the commission have the powers and duties prescribed by the compact. The members of the commission are responsible for administering the provisions of the compact.

(b) The commission may conduct other activities not described by the federal law governing the commission or the compact, as long as those activities are consistent with the policies and procedures of this state.

SECTION 2. Section 403.0051, Health and Safety Code, is amended to read as follows:

Sec. 403.0051. COMMISSION AS INDEPENDENT ENTITY; FUNDING.

(a) The commission is an independent entity established by federal law and governed by the compact and is not an agency of this state or a program, department, or other division of, or administratively attached to, an agency of this state [~~the Texas Commission on Environmental Quality~~].

(b) The legislature may appropriate money to the

1 commission. Money for the commission may not be appropriated as
2 part of an appropriation for the Texas Commission on Environmental
3 Quality.

4 (c) The comptroller may:

5 (1) assign the commission an agency code; and

6 (2) from funds appropriated to the commission, provide
7 for the reimbursement of a commission member or employee or a person
8 who contracts with the commission for purchases approved by the
9 commission, including state and local sales tax.

10 SECTION 3. This Act takes effect immediately if it receives
11 a vote of two-thirds of all the members elected to each house, as
12 provided by Section 39, Article III, Texas Constitution. If this
13 Act does not receive the vote necessary for immediate effect, this
14 Act takes effect September 1, 2017.

S.B. No. 1667

Don Petrucelli
President of the Senate

Joe Straus
Speaker of the House

I hereby certify that S.B. No. 1667 passed the Senate on April 26, 2017, by the following vote: Yeas 31, Nays 0.

Patsy Spaw
Secretary of the Senate

I hereby certify that S.B. No. 1667 passed the House on May 19, 2017, by the following vote: Yeas 144, Nays 0, two present not voting.

Robert Haney
Chief Clerk of the House

Approved:

5-31-2017

Date

Greg Abbott
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:00 AM O'CLOCK

JUN 01 2017

RRP
Secretary of State

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 11, 2017

TO: Honorable Joseph Pickett, Chair, House Committee on Environmental Regulation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB1667 by Seliger (Relating to the nature, funding, and functions of the Texas Low-Level Radioactive Waste Compact Commission.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend Texas Health and Safety Code, Section 403.005 to allow the Low-level Radioactive Waste Disposal Compact Commission (Compact Commission) to conduct other activities not described by the federal law governing the Compact Commission as long as these activities are consistent with the policies and procedures of this state. The bill would amend Texas Health and Safety Code, Section 403.0051, to state that the Compact Commission is an independent entity as established under federal law, and is governed by the party states compact agreement. The bill would define the Compact Commission as not a state agency, although the Compact Commission may be assigned an agency code, obtain its funding through an appropriation from the State of Texas, allow for the reimbursement of Compact Commission members, staff, and contractors costs, and conduct other functions not addressed in the governing federal law or in the party states compact agreement in alignment with policies and procedures as determined by the State of Texas. However, the bill would also include clarifying language that the Compact Commission is established by federal law and governed by the compact.

No significant fiscal implications are anticipated as a result of enactment of the bill.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 535 Low-level Radioactive Waste Disposal Compact Commission, 582 Commission on Environmental Quality

LBB Staff: UP, SZ, MW, MSO, ER

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 12, 2017

TO: Honorable Craig Estes, Chair, Senate Committee on Natural Resources & Economic Development

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB1667 by Seliger (relating to the nature, funding, and functions of the Texas Low-Level Radioactive Waste Compact Commission.), **Committee Report 1st House, Substituted**

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No significant fiscal implications are anticipated as a result of enactment of the bill.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 535 Low-level Radioactive Waste Disposal Compact Commission, 582 Commission on Environmental Quality

LBB Staff: UP, SZ, MW, MSO, ER

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 3, 2017

TO: Honorable Craig Estes, Chair, Senate Committee on Natural Resources & Economic Development

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB1667 by Seliger (Relating to the functions of the Texas Low Level Radioactive Waste Compact Commission.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend Texas Health and Safety Code, Section 403.0051, to state that the Low-level Radioactive Waste Disposal Compact Commission (Compact Commission) is an independent entity as established under federal law, and is governed by the part states compact agreement. The bill would define the Compact Commission as not a state agency, although the Compact Commission may be assigned an agency code, obtain its funding through an appropriation from the State of Texas, allow for the reimbursement of Compact Commission members, staff, and contractors costs, and conduct other functions not addressed in the governing federal law or in the party states compact agreement in alignment with policies and procedures as determined by the State of Texas.

No significant fiscal implications are anticipated as a result of enactment of the bill.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 535 Low-level Radioactive Waste Disposal Compact Commission

LBB Staff: UP, SZ, MW, MSO