

Tex. Gov't Code § 314.001

This document is current through the 2017 Regular Session and 1st C.S., 85th Legislature

Texas Statutes & Codes Annotated by LexisNexis® > Government Code > Title 3 Legislative Branch (Subts. A — Z) > Subtitle B Legislation (Chs. 311 — 320) > Chapter 314 Fiscal Notes and Cost Projections (§§ 314.001 — 314.005)

Sec. 314.001. System of Fiscal Notes.

The Legislative Budget Board shall establish a system of fiscal notes identifying the probable costs of each bill or resolution that authorizes or requires the expenditure or diversion of state funds for a purpose other than one provided for in the general appropriations bill.

History

Enacted by Acts 1985, 69th Leg., ch. 479 (S.B. 813), § 1, effective September 1, 1985.

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Tex. Gov't Code § 314.002

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Sec. 314.002. Cost Estimates.

In preparing a fiscal note, the board shall project cost estimates for a five-year period that begins on the effective date of the bill or resolution and shall state whether or not costs or diversions will be involved after that period.

History

Enacted by Acts 1985, 69th Leg., ch. 479 (S.B. 813), § 1, effective September 1, 1985.

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Tex. Gov't Code § 314.003

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Sec. 314.003. Attachment to Bill or Resolution.

(a) If a fiscal note is required on a bill or resolution, it must be attached to the bill or resolution before a committee hearing on the bill or resolution may be conducted.

(b) The fiscal note must be printed on the first page of the committee report of the bill or resolution and on the first page of all subsequent printings.

(c) The fiscal note must remain with the bill or resolution throughout the legislative process, including submission to the governor.

History

Enacted by Acts 1985, 69th Leg., ch. 479 (S.B. 813), § 1, effective September 1, 1985.

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Tex. Gov't Code § 314.004

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Sec. 314.004. Equalized Education Funding Impact Statement.

(a)The board shall prepare for each bill or resolution that affects public education an equalized education funding impact statement.

(b)The impact statement must evaluate the effect of the bill or resolution on all state equalized funding requirements and policies.

(c)The impact statement must be attached to the bill or resolution immediately following:

(1)the fiscal note attached under Section 314.003; or

(2)if a dynamic fiscal impact statement is prepared under Section 314.005, the dynamic fiscal impact statement.

History

Enacted by Acts 1990, 71st Leg., 6th C.S., ch. 1 (S.B. 1), § 1.18, effective September 1, 1990; am. Acts 2009, 81st Leg., ch. 1108 (H.B. 464), § 2, effective September 1, 2009.

Annotations

Notes

STATUTORY NOTES

Effect of amendments.

2009 amendment, added the (c)(1) designation; added (c)(2); and made related changes.

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Tex. Gov't Code § 314.005

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Sec. 314.005. Dynamic Fiscal Impact Statement on Tax or Fee Measure.

(a) The board shall prepare a dynamic fiscal impact statement for each bill or joint resolution:

(1) that raises or lowers the rate or amount of a tax or fee or proposes an amendment to the Texas Constitution that would raise or lower the rate or amount of a tax or fee; and

(2) for which a fiscal note is prepared indicating a positive or negative impact on revenue of at least \$75 million annually.

(b) The dynamic fiscal impact statement must, based on dynamic scoring principles, project for the five-year period beginning on the proposed effective date of the change in the rate or amount of the tax or fee the estimated fiscal and economic impacts of raising or lowering the rate or amount of the tax or fee as proposed, including the impact on:

(1) tax or fee receipts; and

(2) the costs of the specific program, if any, that the tax or fee is designed to directly support.

(c) In this section, “dynamic scoring principles” means a method of estimating the pace of economic growth or the change in the aggregate level of economic output and incomes, in response to a change in the rate or amount of a tax or fee, that takes into consideration factors including:

(1) the direct impact on tax or fee receipts and, if the tax or fee is designed to directly support a specific program, on program costs;

(2) the effects on incentives to work, save, invest, and conduct economic affairs;

(3) the resulting change in the overall level of economic activity;

(4) the impact of the resulting higher or lower level of economic activity on tax or fee receipts and, if the tax or fee is designed to directly support a specific program, on program costs; and

(5) a calculation of the net impact of the legislation proposing the change on the unified budget.

(d) The dynamic fiscal impact statement must be attached to the bill or resolution immediately following the fiscal note attached under Section 314.003.

(e) On the fifth anniversary of the effective date of a bill that becomes law for which a dynamic fiscal impact statement was prepared under this section, the comptroller shall prepare and submit to the presiding officer of each house of the legislature a report that assesses the accuracy of the relevant fiscal note prepared for the bill and the accuracy of the relevant dynamic fiscal impact statement prepared for the bill.

History

Enacted by Acts 2009, 81st Leg., ch. 1108 (H.B. 464), § [1](#), effective September 1, 2009.