

Texas Legislature

82nd Regular Session – 2011

Riders – Appropriations

Texas Commission on Environmental Quality Rider 26 Art VI-12 Conference Committee Report 2011, A582-Conf-6 VI-22 May 21, 2011

26. Appropriation: Operating Costs of the Low-Level Radioactive Waste Disposal Compact Commission (LLRWDC) and Revenues in Excess of the Comptroller's Biennial Revenue

Estimate (BRE). Included in amounts appropriated above in Strategy A.3.1, Radioactive

Materials Management, \$2,029,880 in fiscal year 2012 and \$1,546,591 in fiscal year 2013 out of the Low-Level Waste Account No. 88. Of this amount, \$583,289 in fiscal year 2012 and \$100,000 in fiscal year 2013 shall be allocated for use by the Low-Level Radioactive Waste Disposal Compact Commission (LLRWDC) for operating costs relating to regulatory activities, policy implementation, staffing, travel, and other general operating expenses. The LLRWDC shall file an annual report of the use of funds from this appropriation to the Comptroller of Public Accounts, the Texas Commission on Environmental Quality (TCEQ), and the Legislative Budget Board for the preceding fiscal year on or before December 31 of each year.

In addition to amounts appropriated above out of the Low-Level Waste Account in Strategy A.3.1, Radioactive Materials Management, there is hereby appropriated to the TCEQ an amount not to exceed \$483,289 in fiscal year 2013 in revenues to the Low-Level Waste Account No. 88 in excess of the Comptroller's Biennial Revenue Estimate for 2012-13. These funds shall be allocated for use by the Low-Level Radioactive Waste Disposal Compact Commission (LLRWDC) for operating costs relating to regulatory activities, policy implementation, staffing, travel, and other general operating expenses. This appropriation is contingent upon revenues to the Low-Level Waste Account No. 88 in excess of the Comptroller's Biennial Revenue for 2012-13 in an amount sufficient to cover the appropriation of \$483,289 in fiscal year 2013. None of these additional funds shall be used to pay for costs related to "full-time equivalent (FTE)" positions.

Contingency Riders

Contingent on SB 1605 Passage, Conference Committee Report 2011, Page 880

Sec. 18.81. Contingency for SB 1605. Contingent on enactment of SB 1605, or similar legislation by the Eighty-second Legislature, Regular Session, that establishes the Texas Low-Level Radioactive Waste Disposal Compact Commission (LLRWDC) and prohibits appropriations to the LLRWDC from being made as part of the appropriations to the Texas Commission on Environmental Quality (TCEQ), any appropriation made herein to the TCEQ for purposes of providing funding for the operations of the LLRWDC is hereby transferred to the LLRWDC. The Legislative Budget Board is authorized to resolve any disputes concerning the transfers identified in this rider.

Contingent on HB 2694 Passage, Conference Committee Report 2011, Page 873

Sec. 18.56. Contingency for HB 2694.

b. Creation of Low-Level Radioactive Waste Disposal Compact Commission Account.

Contingent on enactment of House Bill 2694, or similar legislation providing for the continuation of the Texas Commission on Environmental Quality (TCEQ) and creating the Low-Level Radioactive Waste Disposal Compact Commission Account, by the Eighty-second Legislature, Regular Session, and notwithstanding appropriations contained herein, appropriations to the Texas Commission on Environmental Quality out of the Low-Level Waste Account No. 88 are hereby reduced in 2013 by \$583,289, and the TCEQ is hereby appropriated \$583,289 out of the Low-Level Radioactive Waste Disposal Compact Commission Account in fiscal year 2013 to be allocated for use by the Low-Level Radioactive Waste Disposal Compact Commission for operating costs relating to regulatory activities, policy implementation, staffing, travel, and other general operating expenses.

Legislation

Senate Bill (SB) 1504 – relating to disposal or storage of waste at, or adjacent to, the Texas Low-Level Radioactive waste disposal compact facility – Effective September 1, 2011

SB 1605 – Changes terms of Texas Commissioners; clarifies Commission as independent entity; contains other accounting and reporting details – Effective September 1, 2011

SB 1588 – Concerns funding matters – Effective immediately, except Section 16 is effective August 31, 2011, and Sections 12 and 17 are effective September 1, 2011

House Bill (HS) 2694 – Concerns funding matters – Effective September 1, 2011