

Commission on Environmental Quality
Summary of Budget Recommendations - Senate

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Method of Financing	2020-21 Base	2022-23 Recommended	Biennial Change (\$)	Biennial Change (%)
General Revenue Funds	\$42,303,500	\$36,325,950	(\$5,977,550)	(14.1%)
GR Dedicated Funds	\$615,562,669	\$500,566,116	(\$114,996,553)	(18.7%)
Total GR-Related Funds	\$657,866,169	\$536,892,066	(\$120,974,103)	(18.4%)
Federal Funds	\$76,537,056	\$77,161,049	\$623,993	0.8%
Other	\$26,388,417	\$21,449,164	(\$4,939,253)	(18.7%)
All Funds	\$760,791,642	\$635,502,279	(\$125,289,363)	(16.5%)

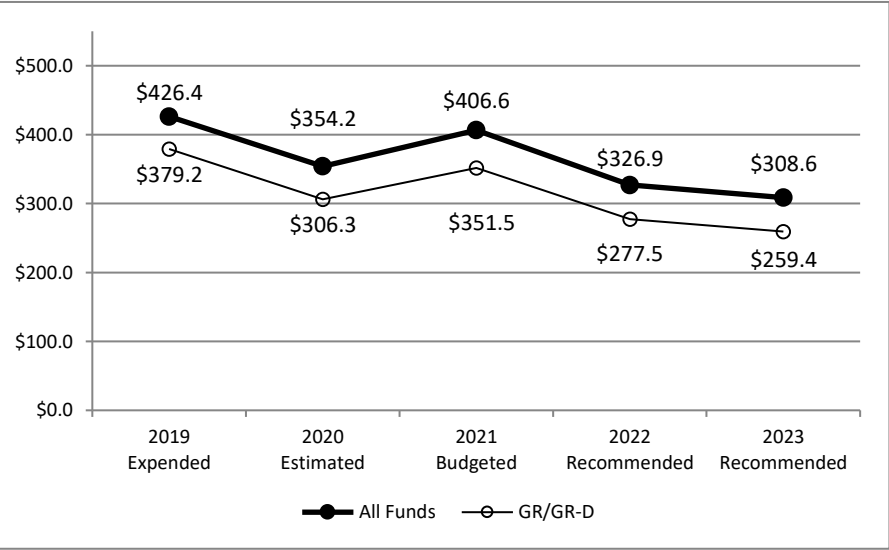
	FY 2021 Budgeted	FY 2023 Recommended	Biennial Change	Percent Change
FTEs	2,829.3	2,798.3	(31.0)	(1.1%)

Agency Budget and Policy Issues and/or Highlights

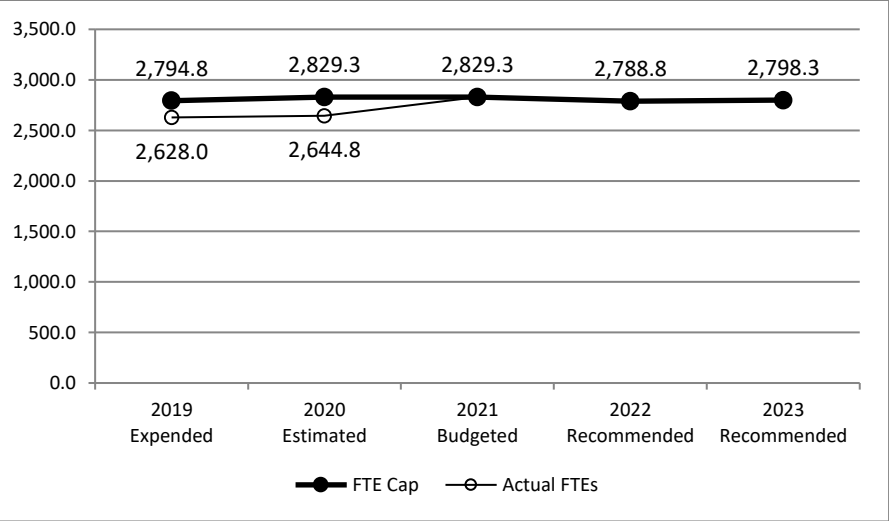
- A net FTE decrease of 31.0 is primarily due to a 51.9 decrease associated with enactment of House Bill 3745 which authorizes Texas Emissions Reduction Plan (TERP) program spending outside of the Treasury, offset by a 20.9 FTE increase to support implementation of the Federal Lead & Copper Rule Revision.

The bill pattern for this agency (2022-23 Recommended) represents an estimated 77.1% of the agency's estimated total available funds for the 2022-23 biennium.

Historical Funding Levels (Millions)



Historical Full-Time-Equivalent Employees (FTEs)



Commission on Environmental Quality
Summary of Funding Changes and Recommendations - Senate

Section 2

Funding Changes and Recommendations for the 2022-23 Biennium compared to the 2020-21 Base Spending Level (in millions)	General Revenue	GR-Dedicated	Federal Funds	Other Funds	All Funds	Strategy in Appendix A
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SIGNIFICANT Funding Changes and Recommendations (each issue is explained in Section 3 and additional details are provided in Appendix A):

A)	Decrease in General Revenue—Dedicated Texas Emission Reduction Plan No. 5071 funding associated with enactment of House Bill 3745, Eighty-sixth Legislature, 2019 which authorizes TERP program spending outside of the Treasury (See also, Select Fiscal and Policy Issues - Senate #2).	\$0.0	(\$129.1)	\$0.0	\$0.0	(\$129.1)	A.1.1, F.1.1, F.1.2
B)	Decrease in All Funds for one-time items that include supercritical CO2 research, mobile monitoring vehicles, a scanning electron microscope, Municipal Solid Waste Program enhancements, CAPPS deployment, funding associated with the enactment of House Bill 723 and Senate Bills 649 and 711, disaster recovery reimbursements from the City of West, and anticipated reductions in recovered costs from superfund cleanups and disasters (See also, Select Fiscal and Policy Issues - Senate #1).	(\$4.0)	(\$5.9)	\$0.0	(\$5.5)	(\$15.4)	A.1.1, A.2.1, A.1.3, C.1.1, F.1.1, F.1.2
C)	Increase in All Funds to provide additional funding for air-related programs that include aggregate production operations (\$1.3), mobile monitoring equipment (\$0.3), and operation and maintenance of air monitoring sites (\$2.0) (See also, Selected Fiscal and Policy Issues - Senate #2)	\$0.0	\$3.6	\$0.0	\$0.0	\$3.6	A.1.1
D)	Increase in All Funds to provide additional funding for water-related programs that include the Clean Rivers Program (\$1.6) and implementation of the Federal Lead and Copper Rule revision (\$7.1) (See also, Selected Fiscal and Policy Issues - Senate #2)	\$0.0	\$8.8	\$0.0	\$0.0	\$8.8	A.1.2, B.1.1, C.1.1, C.1.2
E)	Increase in All Funds to provide additional funding for information technology, operations, and safety-related purposes that include implementation of CAPPS Financials (\$3.3), information technology maintenance and modernization (\$1.5), safety improvements for the Houston Regional Office (\$0.9), and air and water monitoring data management systems (\$1.3) (See also, Selected Fiscal and Policy Issues - Senate #2)	\$0.0	\$6.9	\$0.0	\$0.0	\$6.9	A.1.1, A.1.2, C.1.1, F.1.1, F.1.2
F)	Increase in General Revenue—Dedicated funding to fully fund enactment of House Bill 2771, Eighty-sixth Legislature, 2019 (See also, Select Fiscal and Policy Issues - Senate #3).	\$0.0	\$0.4	\$0.0	\$0.0	\$0.4	A.2.2
G)	Decrease in General Revenue—Dedicated funding for the replacement of vehicles that are not 10 years old and/or do not have 150,000 miles.	\$0.0	(\$1.6)	\$0.0	\$0.0	(\$1.6)	A.1.1, A.1.2, C.1.1, C.1.2, F.1.1

OTHER Funding Changes and Recommendations (these issues are not addressed in Section 3 but details are provided in Appendix A):

Commission on Environmental Quality
Summary of Funding Changes and Recommendations - Senate

Section 2

Funding Changes and Recommendations for the 2022-23 Biennium compared to the 2020-21 Base Spending Level (in millions)		General Revenue	GR-Dedicated	Federal Funds	Other Funds	All Funds	Strategy in Appendix A
H)	Increase in General Revenue—Dedicated funding to provide for restoration of the 5 percent reduction in 2020-21 across several programs for travel, training, and fuel.	\$0.0	\$0.9	\$0.0	\$0.0	\$0.9	A.1.1, A.1.2, A.1.3, A.2.1, A.2.2, A.2.3, A.3.1, B.1.1, C.1.1, C.1.2, C.1.3, D.1.1, D.1.2, F.1.1, F.1.2, F.1.3
I)	Funding to maintain Data Center Services at current obligation levels.	(\$2.0)	\$1.1	\$0.0	\$0.0	(\$0.9)	F.1.2
J)	Net increase in Federal Funds due primarily to expiring grants for various programs offset by new grants that includes a \$3.1 million Lead Testing Drinking Water grant and increases to other grants such as \$0.4 million for the BioWatch Monitoring Program	\$0.0	\$0.0	\$0.6	\$0.0	\$0.6	A.1.1, A.1.2, B.1.1, C.1.2,
K)	Net increase in Interagency Contract funding due to a Drinking Water State Revolving Fund increase of \$0.8 million for regulating Safe Drinking Water Act standards offset by a decrease of \$0.2 million due to the expiration of Deepwater Horizon grant funding provided through the Office of the Governor to pay for salaries, travel, and the RESTORE website.	\$0.0	\$0.0	\$0.0	\$0.6	\$0.6	A.1.1, A.1.2, C.1.2
TOTAL SIGNIFICANT & OTHER Funding Changes and Recommendations (in millions)		(\$6.0)	(\$114.9)	\$0.6	(\$4.9)	(\$125.2)	As Listed
<i>SIGNIFICANT & OTHER Funding Increases</i>		\$0.0	\$21.7	\$0.6	\$0.6	\$21.8	As Listed
<i>SIGNIFICANT & OTHER Funding Decreases</i>		(\$6.0)	(\$136.6)	\$0.0	(\$5.5)	(\$147.0)	As Listed

NOTE: Totals may not sum due to rounding.

**Commission on Environmental Quality
Selected Fiscal and Policy Issues - Senate**

1. **Removal of One-Time Costs.** Recommendations include a decrease of \$15.4 million in All Funds for the following one-time costs (see also, Items Not Included in Recommendations - Senate #7):
 - \$4.0 million in General Revenue funding provided for Supercritical CO² Research provided to TCEQ for transfer to the University of Houston.
 - \$2.2 million in General Revenue–Dedicated funding for the updating of water availability models for certain river basins associated with enactment of House Bill 723, Eighty-sixth Legislature, 2019.
 - \$1.4 million in General Revenue–Dedicated funding provided in the 2020–21 biennium for CAPPS implementation of the Human Resources module.
 - \$1.1 million in General Revenue–Dedicated funding associated with funding provided in the 2020–21 biennium for mobile air monitoring and a scanning electron microscope.
 - \$0.8 million in General Revenue–Dedicated funding for the modification of emissions software associated with enactment of Senate Bill 711, Eighty-sixth Legislature, 2019.
 - \$0.3 million in General Revenue–Dedicated Waste Management Account No. 549 for the promotion of the use of recyclable materials as feedstock for processing and manufacturing associated with enactment of Senate Bill 649, Eighty-sixth Legislature, 2019.
 - \$0.2 million in General Revenue–Dedicated Waste Management Account No. 549 for one-time costs associated with implementing the Municipal Solid Waste program expansion during the 2020–21 biennium.
 - \$5.4 million in Other Funds for City of West disaster and Superfund Site reimbursements not continued.
2. **Texas Emissions Reduction Plan (TERP).** Enactment of House Bill 3745, Eighty-sixth Legislature, 2019, extended the sources of funding for the TERP program beyond August 31, 2019, until each active or revoked ozone NAAQS area in Texas has been designated by the EPA as being in attainment or non-classifiable. Beginning with the 2022–23 biennium, the legislation establishes the Texas Emissions Reduction Plan Fund (TERP Fund) as a trust fund held outside of the Treasury by the Comptroller of Public Accounts and administered by TCEQ. This fund will consist of revenues from fees and surcharges previously deposited to the TERP General Revenue–Dedicated account, including transfers from the State Highway Fund. The legislation authorizes TCEQ to expend money in the TERP Fund without legislative appropriation and directs TCEQ to deposit any remaining unencumbered balances to the TERP account at the end of each biennium. In response to enactment of House Bill 3745, TCEQ will transition financing the operations of the TERP program along with 51.9 FTEs from General Revenue–Dedicated TERP 5071 to the TERP Fund beginning on September 1, 2021.

Recommendations provide \$1.4 million in General Revenue–Dedicated TERP Fund No. 5071 funding in fiscal year 2022 for the agency to fund TERP program operations at the beginning of the fiscal year due to the Trust Fund being statutorily required to begin each biennium with a zero balance. This is a \$129.1 million decrease from the 2020–21 spending level. In addition, recommendations remove all 51.9 FTEs from the TERP program and two TERP-specific performance measures.

Recommendations amend Rider 19, Texas Emissions Reduction Plan (TERP): Grants and Administration to:

1. Remove the listing of TERP programs and estimated allocations to each program from TERP Fund appropriations and the unexpended balance reallocation authority between these programs.
2. Require TCEQ to reimburse General Revenue–Dedicated TERP Fund No. 5071 using Trust Fund revenues in an amount that equals whatever was expended by the agency for this purpose out of Fund No. 5071 in fiscal year 2022.

Within its base request, the agency requested \$27.9 million in General Revenue–Dedicated due to not requesting General Revenue–Dedicated 5071 at historical

spending levels for several different items. Recommendations include \$19.2 million in funding from various General Revenue–Dedicated accounts for the following items and 39.0 FTEs in fiscal year 2022 and 58.0 FTEs in fiscal year 2023 included in the agency’s base request.

Item Category	Item	GR-D 2022–23 Totals*	Description
Air Quality and Monitoring Items	Aggregate Production Operations	\$1.3 million	Funding provides for investigators to perform inspections and address complaints for a growing number of additional aggregate production sites since the program began operations in 2011.
	Operation and Maintenance of Air Monitoring Sites	\$2.0 million	Funding provides for the maintenance of ten new stationary air monitors in the 2020–21 biennium in response to local air quality concerns in Houston along the Houston Ship Channel, central Texas near aggregate mining sites, and in response to increased oil and gas activity in the Permian Basin.
	Mobile Monitoring Equipment	\$0.3 million	Funding provide for the purchase of survey equipment for use in coastal areas to outfit three existing vehicles with mobile survey equipment as needed.
Water Quality and Monitoring Items	Clean Rivers Program	\$1.6 million	Funding provides for the 15 regional water authorities that partner with TCEQ to provide water quality data for the agency to use in federal water quality standards reporting. This funding provides for increased analytical costs for lab work to process water quality samples, to maintain current programs, add additional water quality parameters to sample, and to increase monitoring and conduct water quality special studies.
	Federal Lead & Copper Rule Revision	\$7.1 million	Funding provides for implementation by TCEQ of the Environmental Protection Agency’s Federal Lead & Copper Rule revision which will add new regulatory requirements for approximately 5,500 public water systems and requires sampling of drinking water outlets at approximately 25,000 schools and childcare facilities.
Operational Items	Information Technology Maintenance and Modernization	\$1.5 million	Funding provides for maintenance and minor enhancements to ongoing applications and for the upgrading of critical legacy systems to maintain agency functions.
	Air and Water Monitoring Data Management System	\$1.3 million	Funding provides for a modern technology platform to replace 25-year old technology that is no longer supported by the vendor for the collection of real-time ambient air and surface water monitoring data.
	CAPPS Financials Implementation	\$3.3 million	Funding provides for implementing CAPPS Financials during the 2022–23 biennium.
	Houston Regional Office Safety Improvements	\$0.9 million	Funding provides for maintenance work to address intermittent power outages, cubicles with exposed wiring, unusable workspaces, and the upgrade of modular furniture that is over 25 years old.
Totals		\$19.2 million	

*Totals may not sum due to rounding.

Recommendations do not include \$2.6 million in General Revenue–Dedicated funding that was removed from the agency’s 2022–23 base

Item	GR-D 2022–23 Totals	Description
Emergency Response Activities	\$1.0 million	Funding to provide TCEQ with additional funds to respond to a growing number of emergency responses that have ranged in cost from \$0.5–2.0 million each fiscal year including appropriate disposal of abandoned drums, hazardous spill responses, natural disasters, and chemical explosion responses.
Optical Gas Imaging Cameras	\$0.4 million	Funding for the purchase of 4 optical gas imaging cameras for in-transit surveys of target pollutants that would be housed in coastal regions.
Corpus Christi Regional Office Relocation	\$1.2 million	Funding for the relocation of this regional office with assistance from the Texas Facilities Commission from Texas A&M University at Corpus Christi where it has been operating on a temporary lease agreement.
Totals	\$2.6 million	

See also, Items Not Included in Recommendations – Senate #2, #3, #4, and #6.

3. **House Bill 2771.** Recommendations provide \$0.4 million in General Revenue–Dedicated Water Resource Management Account No. 153 funding to fully fund implementation of House Bill 2771, Eighty-sixth Legislature, 2019 that provides TCEQ with authority to issue permits for the discharge of produced water, hydrostatic test water, and gas plant effluent from certain oil and gas activities. The bill's provisions assume transfer of this regulatory program from the Texas Railroad Commission to TCEQ upon TCEQ being granted delegated authority from the Environmental Protection Agency (EPA). Funding provided through the associated contingency rider for the 2020–21 biennium assumed this transfer would happen during the biennium; however, according to both agencies that delegated authority transfer will not be granted until the 2022–23 biennium. Due to this, TCEQ was required to lapse fiscal year 2020 appropriations of \$0.4 million which recommendations restore for the 2022–23 biennium assuming the transfer of delegated authority.
4. **Rio Grande Compact Commission Litigation Funding and Case Status.** Recommendations continue 2020–21 spending levels of \$5 million in General Revenue funding for litigation expenses for the Rio Grande Compact Commission.

Texas filed a complaint with the Supreme Court in 2013 alleging that New Mexico has permitted water wells along the Rio Grande, leading to a violation of the 1938 Rio Grande Compact's apportionments of water between Colorado, New Mexico, and Texas. The Supreme Court appointed a new Special Master in April 2018 to make recommendations to the Court. A Case Management Plan Order was issued by the Special Master in September 2018. Discovery for the case began that same month with an original completion date of May 2020; however, the COVID-19 emergency led to a Special Master ruling extending the deadline to August 2020 and extended the anticipated trial date to begin in either May or June of 2021. New Mexico's response to the deadline extension was to file an additional 50 more depositions which will result in increased litigation expenses for the Commission because participation by the contracted law firm is required for each of these new and unanticipated depositions. The US added an additional 20 depositions. An anticipated hearing on the motions is set for February 2021 with a possible appeal on these rulings to the US Supreme Court. In addition, the Special Master ordered mediation to settle the litigation with the first meeting occurring in September. At this time, the agency anticipates the trial to commence in July or August of 2021 subject to change depending on Special Master rulings and any appeals to the Supreme Court. Expenditures made for these purposes since the 2012–13 biennium and estimated through the end of the 2022–23 biennium total \$30.6 million. The Commission estimates damages of \$500 million from successful litigation of this case.

The table below provides information on total litigation expenses to date and future expenses anticipated by the agency since the 2012–13 biennium.

Biennium	Amount
2012–13	\$1,500,000
2014–15	\$4,392,762
2016–17	\$2,747,495
2018–19	\$6,821,789
2020–21	\$10,079,781
2022–23 (baseline request)	\$5,079,781
Total	\$30,621,608

Not included in recommendations is a request to modify Rider 27, Litigation Expenses for the Rio Grande Compact Commission, to remove requirements that the agency seek prior written approval from the Legislative Budget Board (LBB) for expending funding on litigation expenses in \$1.0 million increments and replacing these requirements with a quarterly status report provided to the LBB (See also, Items Not Included in Recommendations – Senate #11).

**Commission on Environmental Quality
Rider Highlights - Senate**

Modification of Existing Riders

14. **Environmental Radiation and Perpetual Care.** Recommendations amend the rider to remove restrictions on where funding for this purpose can be expended by the agency. See also, Items Not Included in Recommendations – Senate #9.
15. **Nuisance Surveys for the Economically Distressed Areas Program.** Recommendations amend the amount of the Interagency Contract with the Texas Department of State Health Services to correctly reflect the amount of the contract.
19. **Texas Emissions Reduction Plan (TERP): Grants and Administration.** Recommendations remove the listing of TERP programs and estimated allocations to each program from TERP Fund appropriations and the unexpended balance reallocation authority between these programs and requires TCEQ to reimburse General Revenue—Dedicated TERP Fund No. 5071 using Texas Emissions Reduction Plan Trust Fund revenues in an amount that equals whatever was expended by the agency for this purpose out of Fund No. 5071 in fiscal year 2022. See also, Selected Fiscal and Policy Issues – Senate #2.

Deleted Riders

- Former 29 Emissions Reductions Technologies using Supercritical Carbon Dioxide.** Recommendations delete the rider as a one-time funded item. See also, Selected Fiscal and Policy Issues - Senate #1.
- Former 30 Contingency for House Bill 2771.** Recommendations delete the rider as the bill has been enacted. See also, Selected Fiscal and Policy Issues - Senate #3.
- Former 31 Contingency for House Bill 723.** Recommendations delete the rider as the bill has been enacted. See also, Selected Fiscal and Policy Issues - Senate #1.

**Commission on Environmental Quality
Items Not Included in Recommendations - Senate**

Section 5

	2022-23 Biennial Total			Information Technology Involved?	Contracting Involved?	Estimated Continued Cost 2024-25
	GR & GR-D	All Funds	FTEs			

Agency Exceptional Items Not Included (in agency priority order)

1)	Request for General Revenue—Dedicated funding for targeted salary increases for Investigators, Enforcement Coordinators, Engineers, Permit Specialists, and Attorneys to improve critical staff retention through offering comparable starting salaries with other governmental entities.	\$5,785,536	\$5,785,536	0.0	No	No	\$5,785,536
2)	Request for General Revenue—Dedicated funding for TCEQ to respond to a growing number of emergency response activities. See also, Selected Fiscal and Policy Issues - Senate #2.	\$1,000,000	\$1,000,000	0.0	No	No	\$1,000,000
3)	Request for General Revenue and General Revenue—Dedicated funding and Capital Budget Authority for the upgrade of the Occupational Licensing and Commissioner Integrated Database which tracks the status of 60,000 Texas residents holding an Occupational License to a web-based application. See also, Selected Fiscal and Policy Issues - Senate #2.	\$7,021,176	\$7,021,176	0.0	Yes	Yes	\$0
4)	Request for General Revenue—Dedicated funding for four optical gas imaging cameras for in-transit surveys of target pollutants in coastal regions. See also, Selected Fiscal and Policy Issues - Senate #2.	\$400,000	\$400,000	0.0	No	No	\$400,000
5)	Request for General Revenue—Dedicated funding and capital budget authority for the replacement of vehicles that are not 10 years old and/or do not have 150,000 miles.	\$1,564,240	\$1,564,240	0.0	No	No	\$1,564,240
6)	Request for General Revenue—Dedicated funding for relocation of the Corpus Christi regional office from the Texas A&M University at Corpus Christi campus where it has been housed on a temporary lease agreement since fiscal year 2016 which is set to expire on August 31, 2021. See also, Selected Fiscal and Policy Issues - Senate #2.	\$1,209,602	\$1,209,602	0.0	No	No	\$1,209,602
7)	Request for General Revenue—Dedicated funding and capital budget authority for supporting continual implementation of CAPPS Deployment of the Human Resource module that was initiated during the 2020-21 biennium. See also, Selected Fiscal and Policy Issues - Senate #2.	\$1,402,618	\$1,402,618	0.0	No	No	\$1,258,446

Commission on Environmental Quality
Items Not Included in Recommendations - Senate

Section 5

		2022-23 Biennial Total			Information Technology Involved?	Contracting Involved?	Estimated Continued Cost 2024-25
		GR & GR-D	All Funds	FTEs			
8)	Amend Rider 10, Refinement and Enhancement of Modeling to Demonstrate Attainment with the Clean Air Act. Request to exempt air modeling funds from Capital Budget Rider provisions.	\$0	\$0	0.0	No	No	\$0
9)	Amend Rider 14, Environmental Radiation and Perpetual Care Request for the following: 1. to remove requirements that revenues collected and deposited to the credit of General Revenue—Dedicated Environmental Radiation and Perpetual Care Account No. 5158 in excess of the Biennial Revenue Estimate only be expended in the event of a release of radioactive material at a disposal, source material recovery, processing, or storage facility licensed by the agency. 3. To broaden use of these funds beyond the mitigation of radioactive pollution at a TCEQ licensee site to allow funds to be expended on all eligible uses for Fund 5158. See also, Rider Highlights - Senate #14.	\$0	\$0	0.0	No	Yes	\$0
11)	Amend Rider 25, Litigation Expenses for the Rio Grande Compact Commission Request to modify the rider to remove requirements that the agency seek prior written approval from the Legislative Budget Board (LBB) for expending funding on litigation expenses in \$1.0 million increments and replacing these requirements with a quarterly report provided to the LBB providing a status of the report. See also, Selected Fiscal and Policy Issues - Senate #4.	\$0	\$0	0.0	No	Yes	\$0

Commission on Environmental Quality
Items Not Included in Recommendations - Senate

		2022-23 Biennial Total			Information Technology Involved?	Contracting Involved?	Estimated Continued Cost 2024-25
		GR & GR-D	All Funds	FTEs			
12)	New Rider, Environmental Radiation and Perpetual Care Financial Assistance Request for a new rider that would appropriate all proceeds and balances of securities and interest earned on deposits to General Revenue—Dedicated Environmental Radiation and Perpetual Care Account No. 5158 for use in handling and removal of radioactive substances resulting from abandonment and would permit the agency to carryforward any unused balances from the 1st year of the biennium into the 2nd year to be used for the same purpose. The Comptroller's Biennial Revenue Estimate anticipates an additional \$3,812,000 remaining in revenues and fund balances above amounts included in SB 1. See also, Rider Highlights - Senate #14.	\$3,812,000	\$3,812,000	0.0	No	Yes	\$3,812,000
13)	New Rider, Capital Budget Expenditures. Request for a new rider that would permit TCEQ to expend up to \$1 million each fiscal year in salary savings generated from staff vacancies for the acquisition of capital budget items and would require notification of the Legislative Budget Board, the Comptroller of Public Accounts, and the Office of the Governor for items purchased through this expanded authority.	\$0	\$0	0.0	No	No	\$0
TOTAL Items Not Included in Recommendations		\$22,195,172	\$22,195,172	0.0			\$15,029,824

Commission on Environmental Quality
Appendices - Senate

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Commission on Environmental Quality
Funding Changes and Recommendations by Strategy - Senate -- ALL FUNDS

Strategy/Goal	2020-21 Base	2022-23 Recommended	Biennial Change	% Change	Comments
AIR QUALITY ASSESSMENT AND PLANNING A.1.1	\$206,937,829	\$80,524,811	(\$126,413,018)	(61.1%)	<p>Recommendations include an All Funds decrease due primarily to the following:</p> <p>a) a \$4.0 million decrease in General Revenue due to one-time transfers in 2020-21 to the University of Houston for Supercritical CO2 research that are not continued.</p> <p>b) a \$123.6 million decrease in General Revenue—Dedicated Texas Emissions Reduction Plan No. 5071 funding related to enactment of House Bill 3745 and the transfer of TERP program financing from Fund 5071 to the TERP Trust Fund.</p> <p>c) a \$2.1 million decrease in General Revenue-Dedicated funding to reflect estimated costs to replace vehicles that have mileage over 150,000 miles or are over 10 years old by the end of fiscal year 2023 and for one-time funding provided for implementation of House Bill 711, Eighty-sixth Legislature, 2019, mobile monitoring equipment, and a scanning electron microscope in 2020-21.</p> <p>d) a \$0.2 million decrease in Appropriated Receipts due to one-time disaster recovery funds from the City of West fire that are not continued.</p> <p>e) a \$3.3 million increase for Air and Water Monitoring Data Management Systems, mobile monitoring equipment, and operation and maintenance of air monitoring sites.</p> <p>f) a net \$0.4 million increase in Federal Funds</p> <p>See also, Selected Fiscal and Policy Issues - Senate #1 and #2.</p>

Commission on Environmental Quality
Funding Changes and Recommendations by Strategy - Senate -- ALL FUNDS

Strategy/Goal	2020-21 Base	2022-23 Recommended	Biennial Change	% Change	Comments
WATER ASSESSMENT AND PLANNING A.1.2	\$60,531,704	\$58,670,201	(\$1,861,503)	(3.1%)	<p>Recommendations include an All Funds decrease due primarily to the following:</p> <p>a) a \$0.2 million decrease in General Revenue funding for transfers during the 2020-21 biennium to this strategy for the purchase of capital equipment that are not continued.</p> <p>b) a net \$0.4 million decrease in General Revenue—Dedicated Water Resource Management Account No. 153 primarily due to the following:</p> <p>1) a decrease of \$2.2 million in one-time funding associated with enactment of House Bill 723</p> <p>2) a decrease of \$0.1 million to reflect estimated costs to replace vehicles that have mileage over 150,000 miles or are over 10 years old by the end of fiscal year 2023</p> <p>3) an increase of \$1.9 million in funding for the Clean Rivers Program and the Air and Water Monitoring Data Management System</p> <p>c) a \$0.2 million decrease in Interagency Contracts due to Office of the Governor Deepwater Horizon grant funds being fully expended in the 2020-21 biennium and not anticipated to continue.</p> <p>d) a net \$1.0 million decrease in Federal Funds due primarily to several grant projects being completed in the 2020-21 biennium.</p> <p>See also, Selected Fiscal and Policy Issues - Senate #1 and #2.</p>
WASTE ASSESSMENT AND PLANNING A.1.3	\$13,566,826	\$13,336,826	(\$230,000)	(1.7%)	<p>Recommendations include a decrease in General Revenue—Dedicated Waste Management Account No. 549 due primarily to one-time funding provided in 2020-21 for implementation of Senate Bill 649 that is not continued. See also, Selected Fiscal and Policy Issues - Senate #1.</p>

Commission on Environmental Quality
Funding Changes and Recommendations by Strategy - Senate -- ALL FUNDS

Strategy/Goal	2020-21 Base	2022-23 Recommended	Biennial Change	% Change	Comments
AIR QUALITY PERMITTING A.2.1	\$32,463,740	\$32,303,740	(\$160,000)	(0.5%)	Recommendations include an All Funds decrease due primarily to a \$0.2 million decrease in General Revenue—Dedicated Clean Air Account No. 151 for one-time expenses in fiscal year 2020 for application enhancements that are not continued. See also, Selected Fiscal and Policy Issues - Senate #1.
WATER RESOURCE PERMITTING A.2.2	\$27,147,455	\$27,570,910	\$423,455	1.6%	Recommendations Include an All Funds increase due primarily to an increase of \$0.4 million associated with enactment of House Bill 2771, Eighty-sixth Legislature, 2019. See also, Selected Fiscal and Policy Issues - Senate #3.
WASTE MANAGEMENT AND PERMITTING A.2.3	\$19,241,470	\$19,442,098	\$200,628	1.0%	Recommendations include an All Funds increase due primarily to restoration of amounts reduced in 2020-21 for the 5 percent reduction.
OCCUPATIONAL LICENSING A.2.4	\$2,619,168	\$2,619,168	\$0	0.0%	
RADIOACTIVE MATERIALS MGMT A.3.1	\$9,005,597	\$9,020,498	\$14,901	0.2%	
Total, Goal A, ASSESSMENT, PLANNING AND PERMITTING	\$371,513,789	\$243,488,252	(\$128,025,537)	(34.5%)	
SAFE DRINKING WATER B.1.1	\$39,146,976	\$47,828,254	\$8,681,278	22.2%	Recommendations include an All Funds increase due to the following: a) a \$0.4 million increase in General Revenue due to one-time transfers from this strategy in the 2020-21 biennium to Strategy A.1.2 for the purchase of capital equipment. b) a \$4.8 million increase in General Revenue—Dedicated Water Resource Management Account No. 153 due to implementation of the Federal Lead and Copper Rule Revisions (See also, Selected Fiscal and Policy Issues - Senate #2). c) a \$3.1 million increase in Federal Funds due to federal grants provided for lead testing in school districts and childcare centers. d) a \$0.3 million increase in Interagency Contracts due to an increase in the Drinking Water State Revolving Fund grant.
Total, Goal B, DRINKING WATER	\$39,146,976	\$47,828,254	\$8,681,278	22.2%	

Commission on Environmental Quality					
Funding Changes and Recommendations by Strategy - Senate -- ALL FUNDS					
Strategy/Goal	2020-21 Base	2022-23 Recommended	Biennial Change	% Change	Comments
FIELD INSPECTIONS & COMPLAINTS C.1.1	\$100,955,216	\$103,309,388	\$2,354,172	2.3%	Recommendations include an All Funds increase primarily due to the following: a) a net \$2.7 million increase in General Revenue-Dedicated funding primarily due to: 1) an increase of \$1.3 million for aggregate production operations 2) an increase of \$1.1 million for implementation of the Federal Lead and Copper Rule Revision 3) an increase of \$3.4 million for the Field Inspections and Complaint Response program reallocated from other programs 4) an increase of \$0.9 million for safety improvements for the Houston Regional Office 5) a decrease of \$2.6 million for emergency response activities, optical gas imaging cameras, and relocation of the Corpus Christi Regional Office not included in recommendations, but included in the agency's base request 6) a decrease of \$0.2 million for one-time funding provided for enhancements to the Municipal Solid Waste program for the 2020-21 biennium 7) a decrease of \$1.2 million to reflect estimated costs to replace vehicles that have mileage over 150,000 miles or are over 10 years old by the end of fiscal year 2023

Commission on Environmental Quality
Funding Changes and Recommendations by Strategy - Senate -- ALL FUNDS

Strategy/Goal	2020-21 Base	2022-23 Recommended	Biennial Change	% Change	Comments
					b) a \$0.6 million decrease in Appropriated Receipts due to one-time disaster recovery funds from the City of West fire not continued.
					c) a \$0.5 million increase in Interagency Contracts due to an increase in the Drinking Water State Revolving Fund.
					See also, Selected Fiscal and Policy Issues - Senate #1 and #2.
ENFORCEMENT & COMPLIANCE SUPPORT C.1.2	\$28,581,501	\$28,042,496	(\$539,005)	(1.9%)	Recommendations include an All Funds decrease primarily due to the following:
					a) a \$1.1 million increase in General Revenue-Dedicated funding for implementation of the Federal Lead and Copper Rule Revision
					b) a \$1.8 million decrease in Federal Funds due to expiration of Harvey Disaster Relief Grants.
					See also, Selected Fiscal and Policy Issues - Senate #2.
POLLUTION PREVENTION RECYCLING C.1.3	\$5,946,638	\$5,958,182	\$11,544	0.2%	
Total, Goal C, ENFORCEMENT AND COMPLIANCE SUPPORT	\$135,483,355	\$137,310,066	\$1,826,711	1.3%	
STORAGE TANK ADMIN & CLEANUP D.1.1	\$33,540,948	\$33,478,715	(\$62,233)	(0.2%)	
HAZARDOUS MATERIALS CLEANUP D.1.2	\$55,379,902	\$50,617,650	(\$4,762,252)	(8.6%)	Recommendations include a decrease primarily due to \$4.7 million in Appropriated Receipts from cost recoveries for remediation of superfund sites in the 2020-21 biennium not anticipated to continue.
Total, Goal D, POLLUTION CLEANUP	\$88,920,850	\$84,096,365	(\$4,824,485)	(5.4%)	
CANADIAN RIVER COMPACT E.1.1	\$33,838	\$33,838	\$0	0.0%	
PECOS RIVER COMPACT E.1.2	\$273,300	\$273,300	\$0	0.0%	
RED RIVER COMPACT E.1.3	\$71,078	\$71,078	\$0	0.0%	
RIO GRANDE RIVER COMPACT E.1.4	\$5,479,773	\$5,479,773	\$0	0.0%	See also, Selected Fiscal and Policy Issues - Senate #4.
SABINE RIVER COMPACT E.1.5	\$124,222	\$124,222	\$0	0.0%	
Total, Goal E, RIVER COMPACT COMMISSIONS	\$5,982,211	\$5,982,211	\$0	0.0%	

Commission on Environmental Quality					
Funding Changes and Recommendations by Strategy - Senate -- ALL FUNDS					
Strategy/Goal	2020-21 Base	2022-23 Recommended	Biennial Change	% Change	Comments
CENTRAL ADMINISTRATION F.1.1	\$48,062,061	\$44,815,890	(\$3,246,171)	(6.8%)	Recommendations include an All Funds decrease due primarily to the following: a) decrease of \$1.1 million in one-time General Revenue–Dedicated funding for implementation of the Centralized Accounting and Payroll/Personnel System (CAPPS) Human Resource and Payroll System in 2020-21 b) a decrease of \$4.9 million in General Revenue-Dedicated Texas Emissions Reduction Plan No. 5071 funding due to transfer of the program outside of the General Appropriations Act c) a decrease of \$0.1 million to reflect estimated costs to replace vehicles that have mileage over 150,000 miles or are over 10 years old by the end of fiscal year 2023 d) an increase of \$2.8 million in General Revenue and General Revenue–Dedicated funding for implementation of the CAPPS Financials in the 2022-23 biennium. See also, Selected Fiscal and Policy Issues - Senate #1 and #2.

Commission on Environmental Quality					
Funding Changes and Recommendations by Strategy - Senate -- ALL FUNDS					
Strategy/Goal	2020-21 Base	2022-23 Recommended	Biennial Change	% Change	Comments
INFORMATION RESOURCES F.1.2	\$53,998,250	\$54,257,509	\$259,259	0.5%	Recommendations include an All Funds increase primarily due to the following: a) a decrease of \$0.3 million in General Revenue–Dedicated funding for removal of one-time funding for CAPPS implementation b) a decrease of \$0.6 million in General Revenue-Dedicated Texas Emissions Reduction Plan No. 5071 funding related to enactment of House Bill 3745 and the transfer of TERP program financing from Fund 5071 to the TERP Trust Fund. c) a decrease of \$2.0 million in General Revenue and an increase of \$1.3 million in General Revenue-Dedicated funding to align Data Center Consolidation funding with amounts recommended by the Department of Information Resources d) an increase of \$0.4 million in General Revenue-Dedicated funding CAPPS implementation e) an increase of \$0.5 million in General Revenue-Dedicated funding for restoration of amounts included in the 5 percent reduction in 20-21 f) an increase of \$0.2 million for implementation of the Federal Lead and Copper Rule Revision g) an increase of \$1.5 million for information technology maintenance and modernization See also, Selected Fiscal and Policy Issues - Senate #1 and #2.
OTHER SUPPORT SERVICES F.1.3	\$17,684,150	\$17,723,732	\$39,582	0.2%	
Total, Goal F, INDIRECT ADMINISTRATION	\$119,744,461	\$116,797,131	(\$2,947,330)	(2.5%)	

Commission on Environmental Quality
Summary of Federal Funds - Senate
(Dollar amounts in Millions)

Appendix B

Program	Est 2020	Bud 2021	Rec 2022	Rec 2023	2020-21 Base	2022-23 Rec	2022-23 Rec % Total	Recommended Over/(Under) Base	% Change from Base
Performance Partnership Grants	\$20.6	\$20.1	\$19.9	\$19.9	\$40.7	\$39.9	51.7%	(\$0.8)	(2.0%)
Water Pollution Control State and Interstate Program Support	\$3.3	\$3.9	\$3.5	\$3.5	\$7.2	\$7.1	9.2%	(\$0.1)	(2.0%)
Homeland Security Biowatch Program	\$2.1	\$2.6	\$2.6	\$2.6	\$4.7	\$5.3	6.8%	\$0.5	11.2%
Nonpoint Source Implementation Grants	\$2.2	\$4.2	\$2.7	\$2.5	\$6.5	\$5.2	6.7%	(\$1.3)	(20.1%)
Leaking Underground Storage Tank Trust Fund	\$3.0	\$3.0	\$2.2	\$2.2	\$6.0	\$4.3	5.6%	(\$1.7)	(28.2%)
Lead Testing in School and Childcare Pgm Drinking Water (SWDA 1	\$0.0	\$0.0	\$1.6	\$1.6	\$0.0	\$3.2	4.1%	\$3.1	6,336.1%
Surveys, Studies, Invest, Demos, Related CAA	\$1.1	\$1.3	\$1.5	\$1.5	\$2.5	\$3.1	4.0%	\$0.6	25.7%
State Underground Storage Tanks Program	\$1.3	\$1.3	\$1.4	\$1.4	\$2.6	\$2.7	3.5%	\$0.1	3.3%
National Dam Safety Program	\$0.3	\$0.7	\$0.7	\$0.7	\$1.0	\$1.4	1.8%	\$0.4	36.4%
Water Quality Management Planning	\$0.7	\$0.7	\$0.7	\$0.7	\$1.3	\$1.3	1.7%	(\$0.0)	(0.0%)
National Estuary Program	\$0.5	\$0.5	\$0.5	\$0.5	\$1.0	\$1.1	1.4%	\$0.1	6.0%
Superfund State Site Specific	\$0.5	\$0.5	\$0.5	\$0.5	\$0.9	\$1.0	1.2%	\$0.0	1.7%
State and Tribal Response Program	\$0.5	\$0.4	\$0.4	\$0.4	\$0.9	\$0.8	1.0%	(\$0.1)	(6.2%)
State Memorandum of Agreement	\$0.2	\$0.3	\$0.3	\$0.3	\$0.5	\$0.5	0.7%	\$0.0	2.8%
Superfund State Core Program Cooperative Agreements	\$0.2	\$0.2	\$0.2	\$0.2	\$0.4	\$0.4	0.6%	(\$0.0)	(0.1%)
Environmental Information Exchange Network and Related Assistance	\$0.2	\$0.0	\$0.0	\$0.0	\$0.2	\$0.0	0.0%	(\$0.2)	(100.0%)
TOTAL:	\$36.7	\$39.8	\$38.7	\$38.5	\$76.5	\$77.2	100.0%	\$0.6	0.8%

**Commission on Environmental Quality
FTE Highlights - Senate**

Full-Time-Equivalent Positions	Expended 2019	Estimated 2020	Budgeted 2021	Recommended 2022	Recommended 2023
Cap	2,794.80	2,829.30	2,829.30	2,788.8	2,798.3
Actual/Budgeted	2,628.0	2,644.8	2,829.3	NA	NA

Schedule of Exempt Positions (Cap)

Executive Director, Group 7	\$211,415	\$223,277	\$223,277	\$223,277	\$223,277
Commissioner, (Chair) Group 6	\$189,500	\$201,000	\$201,000	\$201,000	\$201,000
Commissioner, Group 6	(2) \$189,500	(2) \$201,100	(2) \$201,100	(2) \$201,100	(2) \$201,100
Red River Compact Commissioner	\$24,831	\$24,831	\$24,831	\$24,831	\$24,831
Rio Grande Compact Commissioner	\$42,225	\$42,225	\$42,225	\$42,225	\$42,225
Sabine River Compact Commissioner	(2) \$9,007	(2) \$9,007	(2) \$9,007	(2) \$9,007	(2) \$9,007
Canadian River Compact Commissioner	\$11,036	\$11,036	\$11,036	\$11,036	\$11,036
Pecos River Compact Commissioner	\$33,053	\$33,053	\$33,053	\$33,053	\$33,053

Notes:

- a) The State Auditor's Office Report, Executive Compensation at State Agencies (Report 20-706, August 2020), indicates a market average salary of \$238,510 for the Executive Director position at the Texas Commission on Environmental Quality.
- b) The Governor authorized an increase in TCEQ commissioner's compensation to \$201,000 on November 18, 2019.
- c) The State Auditor's Office is the source for the fiscal year 2019 and fiscal year 2020 annual (actual) FTE levels.