

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**May 4, 2005**

**TO:** Honorable Ray Allen, Chair, House Committee on County Affairs

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

**IN RE: HB219** by Howard (Relating to a sign advertising or identifying a sexually oriented business; providing civil and criminal penalties.), **Committee Report 1st House, Substituted**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend Chapter 46, Business & Commerce Code by adding Section 46.005 (a) through (e). The bill would limit outdoor signs advertising or identifying a sexually oriented business to not more than two on-premise signs not to exceed 40 square feet in size and including only the business's name, street address, telephone number, and operating hours. Obscene material or a depiction of a nude person would not be allowed on an authorized sign.

The proposed legislation may result in new complaints, investigations, or cases by the Office of the Attorney General Consumer Protection & Public Health Division; however, due to the discretionary language, it is projected that this increase can be absorbed with current resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 302 Office of the Attorney General

**LBB Staff:** JOB, DLBa, MS, JRO, KJG