

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

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

**April 21, 2005**

**TO:** Honorable Jane Nelson, Chair, Senate Committee on Health & Human Services

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

**IN RE: HB894** by Hodge (Relating to produce samples at municipally owned farmers' markets.), **As Engrossed**

<b>No fiscal implication to the State is anticipated.</b>
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The bill would amend the Health and Safety Code to stipulate that, other than Section 437.020(b), Chapter 437 would not regulate the provision of produce samples to consumers at a municipally owned farmers' market and that other rules adopted under state law would not apply to those produce samples.

The bill would add Section 437.020(b) to establish sanitary conditions that must be met for produce samples to be distributed at a municipally owned farmers' market.

The bill would take effect immediately if it receives the required two-thirds vote in each house; otherwise, it would take effect September 1, 2005.

**Local Government Impact**

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

**Source Agencies:** 551 Department of Agriculture

**LBB Staff:** JOB, CL, DLBa