

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

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

**May 28, 2005**

**TO:** Honorable David Dewhurst , Lieutenant Governor, Senate  
Honorable Tom Craddick, Speaker of the House, House of Representatives

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

**IN RE: HB1610** by Chisum (Relating to a county fee for an activity that excavates or cuts the surface of a county road.), **Conference Committee Report**

<p><b>No fiscal implication to the State is anticipated.</b></p>
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The bill would authorize a county to impose a fee not to exceed \$500 per cut on a person or other entity that cuts a county road during or as an incident to the installation, maintenance, or repair of any facilities or properties of the person or entity. The fee would be in addition to any other charge the county is authorized to impose to repair damage to the road because of the cut.

Provisions of the bill would not apply to a utility that is not required under Chapter 181, Utilities Code, to provide notice to a county commissioners court.

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 and would apply only to a cutting of a county road that occurs on or after the effective date.

**Local Government Impact**

A county would experience a revenue gain of up to \$500 per person or entity per cut to offset costs for future inspection, repair, and maintenance of a cut road.

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

**Source Agencies:**

**LBB Staff:** JOB, DLBa