

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

April 11, 2005

TO: Honorable Frank Madla, Chair, Senate Committee on Intergovernmental Relations

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

IN RE: SB430 by Lindsay (Relating to the regulation of fireworks by certain counties; providing a criminal penalty.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would add a new section to Chapter 352 of the Local Government Code to allow the commissioners court of a county with a population of 3.3 million or more to prohibit or regulate the sale, possession, or use of fireworks in any part of the unincorporated area of the county. Violations of an order adopted under the proposed section would be a Class C misdemeanor.

The bill would take effect immediately upon enactment, assuming that it received the requisite two-thirds majority votes in both houses of the Legislature. Otherwise, it would take effect September 1, 2005.

Based on the population limitation specified in the bill, the new section would apply only to Harris County. It is not known whether the Harris County commissioners court would decide to regulate or prohibit the sale of fireworks. However, if the Harris County commissioners court were to prohibit the sale of fireworks in any part of the unincorporated area of the county, there would be a marginal reduction in state and local tax revenue.

Local Government Impact

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

Source Agencies: 304 Comptroller of Public Accounts, 454 Department of Insurance

LBB Staff: JOB, WP, DLBa, SM