

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

May 19, 2005

TO: Honorable Norma Chavez, Chair, House Committee on Border and International Affairs

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

IN RE: SB684 by Lucio (Relating to authorizing certain counties and municipalities to regulate land development; providing a penalty.), **Committee Report 2nd House, Substituted**

No fiscal implication to the State is anticipated.

The bill would authorize a county with a total area of less than 6,000 square miles that includes territory located within 50 miles of an international border or certain municipalities within the county to regulate residential land development (for counties, in the unincorporated areas of the county and for municipalities, in the extraterritorial jurisdiction). Regulation authority would not apply if a tract of land is appraised as agricultural or open-spaced and would not apply to regulating commercial property that is uninhabitable. The county or municipality would be required to issue building permits for the applicable areas and would be authorized to charge a reasonable building permit fee. Fees collected would be deposited into the local government entity's general fund and could be used only for administering the building permit program.

The act of violating land development restrictions imposed by a county or municipality in the applicable areas would be a Class C misdemeanor.

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:

LBB Staff: JOB, CL, DLBa