

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

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**April 1, 2007**

**TO:** Honorable Jerry Madden, Chair, House Committee on Corrections

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

**IN RE: HB45** by Hodge (Relating to the use of tobacco products and cigarettes on property owned, used, or controlled by the Texas Department of Criminal Justice.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Government Code by requiring the Board of the Texas Department of Criminal Justice (TDCJ) to adopt a rule that allows the use of tobacco products and cigarettes by the employees and inmates of and visitors to TDCJ. The executive director of TDCJ must determine the designated smoking areas. TDCJ has determined that although there could be fiscal impact associated with increased health care costs and litigation related to exposure to second-hand smoke, no significant fiscal impact to TDCJ is anticipated.

**Local Government Impact**

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

**Source Agencies:** 696 Department of Criminal Justice

**LBB Staff:** JOB, ES, SDO, GG