

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

April 1, 2007

TO: Honorable Dianne White Delisi, Chair, House Committee on Public Health

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

IN RE: HB1154 by Farrar (Relating to the promotion of breast-feeding and the prohibition against interference with or restriction of the right to breast-feed; providing a civil penalty.), **As Introduced**

No significant fiscal implication to the State is anticipated.

Currently, mothers are entitled to breast-feed in any location in which the mother is authorized to be. The bill prohibits a mother's authority to be in a location from being revoked because she is breast-feeding. Persons are barred from interfering with or restricting the right of a mother to breast-feed in any place held open to the general public or any place owned or operated by an entity from which the comptroller collects taxes or which holds a license or permit issued by the comptroller. The comptroller is required to notify each business of the right of a mother to breast-feed and the prohibition against interference with or restriction of that right. Civil penalties for violation are authorized. Civil penalties recovered are deposited to the state treasury if suit was brought by the attorney general or in the general fund of a county if suit was brought by a district or county attorney.

There could be an increase in revenue from civil penalties but the Office of the Comptroller of Public Accounts indicates that fiscal impact cannot be estimated.

Local Government Impact

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

Source Agencies: 304 Comptroller of Public Accounts, 537 State Health Services, Department of
LBB Staff: JOB, CL, PP, LR, KJG