

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

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**April 21, 2009**

**TO:** Honorable Todd Hunter, Chair, House Committee on Judiciary & Civil Jurisprudence

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

**IN RE: HB123** by Jackson, Jim (Relating to activity that constitutes maintaining a common nuisance.), **Committee Report 1st House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Civil Practice and Remedies Code to add to the list of activities that comprise a public nuisance. The proposed change in statute would apply only to a cause of action that accrues on or after the effective date of the bill, which would be September 1, 2009.

Enforcement actions against a public nuisance may be taken at the state or the local government level. It is anticipated that costs of any additional enforcement actions could be absorbed within existing resources.

According to the Office of the Attorney General, costs of any additional cases generated by the provisions of the bill could be absorbed within existing resources.

**Local Government Impact**

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

**Source Agencies:** 302 Office of the Attorney General

**LBB Staff:** JOB, MN, DB