

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

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

**May 20, 2009**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

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

**IN RE: HB459** by Leibowitz (Relating to county abatement and regulation of nuisances and certain massage parlors; providing civil and criminal penalties.), **As Engrossed**

<b>No fiscal implication to the State is anticipated.</b>
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The bill would amend the Health and Safety Code relating to procedures for a county to abate and regulate nuisances.

The bill would amend the Local Government Code to authorize a county with a population of 3.3 million or more to regulate massage parlors and to impose a civil penalty and a criminal penalty.

**Local Government Impact**

No fiscal impact to units of local government is anticipated related to the proposed changes to the Health and Safety Code.

Only one county would be affected by the proposed change to the Local Government Code: Harris County. Because that portion of the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

**Source Agencies:**

**LBB Staff:** JOB, ESi, DB