

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

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

**April 13, 2009**

**TO:** Honorable Garnet Coleman, Chair, House Committee on County Affairs

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

**IN RE: HB2693** by Rodriguez (Relating to the authority of a county to assess certain costs for roadway improvements.), **As Introduced**

<b>No fiscal implication to the State is anticipated.</b>
---

The bill would amend the Local Government Code to authorize a county to enact or impose an impact fee on land in unincorporated areas of the county for roadway facilities only by complying with Chapter 395, Local Government Code.

The bill would amend the Transportation Code to authorize certain counties to improve and assess costs to improve an arterial street that serves a subdivision in the county. The portion of the costs assessed against a property owner for improvements must be roughly proportional to the subdivision's anticipated impact on the street.

**Local Government Impact**

Counties in compliance with Chapter 395, Local Government Code, would experience a revenue gain through imposing impact fees. The revenue gain for offsetting costs of roadway improvements would vary by county depending on the amount of fee imposed and level of needed roadway improvements.

Proposed changes to the Transportation Code would apply only to a county with a population of 800,000 or more that contains a portion of the Edwards Aquifer. That criteria would apply only to Travis and Bexar counties. 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, DB