

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

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

**March 18, 2009**

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

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

**IN RE: HB2833** by Marquez (Relating to authorizing certain counties and municipalities to regulate land development; providing a penalty.), **As Introduced**

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

The bill would add Subchapter B to Chapter 242, Local Government Code, to authorize certain counties and municipalities to regulate land development. The county or municipality would be required to issue a building permit if certain requirements are met by the applicant and would be allowed to charge a reasonable building permit fee. The county or municipality would be required to deposit fees collected in an account in the general fund and dedicate the fees for administering the building permit program.

A county or municipality would be entitled to injunctive relief to prevent the violation or threatened violation of the entity's order or ordinance adopted relating to regulation of land development. An offense would be a Class C misdemeanor.

**Local Government Impact**

Although there could be some revenue gain from fines imposed for commission of a Class C misdemeanor, the revenue gain is not expected to be significant. Because fees could be charged to offset costs of administering a building permit program as part of the land development regulation, no significant fiscal impact is anticipated.

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

**Source Agencies:**

**LBB Staff:** JOB, DB