

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

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

**May 21, 2009**

**TO:** Honorable Troy Fraser, Chair, Senate Committee on Business & Commerce

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

**IN RE: HB3866** by Naishtat ( Relating to fire safety inspections.), **Committee Report 2nd House, Substituted**

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

The bill would prohibit a person who is not certified by the Commission on Fire Protection as a fire inspector to conduct a fire safety inspection required by state law, rule, regulation, or ordinance. The bill would not apply to state agency personnel who conduct life safety code surveys of buildings or facilities in order to determine whether to issue or renew a license related to home and community support services, convalescent and nursing homes, assisted living facilities, intermediate care facilities for the mentally retarded, and adult day care. A fire safety inspection would be required to be in accordance with the most recent local fire code or the most recent fire code adopted by the state fire marshal. The bill would apply only to a fire safety inspection that occurs on or after September 1, 2011.

**Local Government Impact**

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

**Source Agencies:**

**LBB Staff:** JOB, JRO, DB, GG, AI