

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

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

**March 31, 2009**

**TO:** Honorable Joe Deshotel, Chair, House Committee on Business & Industry

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

**IN RE: HB4395** by Deshotel (Relating to dealer agreements and other business requirements for boat dealers, distributors, and manufacturers.), **As Introduced**

<b>No fiscal implication to the State is anticipated.</b>
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The bill would amend the Occupations Code relating to dealer agreements and other business requirements for boat dealers, distributors, and manufacturers. The bill would provide that a dealer's sales territory must be an exclusive area of at least 50 miles. The bill would provide that good cause be required for a nonrenewal of an agreement between a boat dealer and manufacturer, and the manufacturer may not pay the dealer a labor rate for warranty work that is less than the rate for retail customers when performing non-warranty work. A person cannot be a boat dealer, distributor, or manufacturer unless they hold a license issued by the Texas Parks and Wildlife Department. The bill would take effect September 1, 2009.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts, 802 Parks and Wildlife Department

**LBB Staff:** JOB, JRO, TB