

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

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

**April 7, 2009**

**TO:** Honorable Byron Cook, Chair, House Committee on Environmental Regulation

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

**IN RE: HB4454** by Driver (Relating to the regulation of metal recycling entities; providing penalties.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Occupations Code and Penal Code as related to the regulation of metal recycling entities, adding nickel alloy and certain items to the list of regulated metals that are reported to the department and changing certain reporting requirements. The bill would also prohibit juveniles from selling regulated materials to a metal recycling entity without a written statement from the seller's parent or legal guardian consenting to the transaction. In addition, the bill would prohibit a metal recycling entity from purchasing or receiving wire that has been burned as a method of removing insulation. Penalties are added for violations of the registration requirements and the Denial of Certificate section provides disciplinary action for a violation of the chapter.

Section 1956.014(d), Occupations Code, which requires that the Department of Public Safety (DPS) submit to the legislature a report on the actual costs incurred by the department in administering the provisions of the chapter, would be repealed.

This analysis assumes that implementing the provisions of the bill would not pose a significant fiscal impact to the state.

**Local Government Impact**

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

**Source Agencies:** 405 Department of Public Safety

**LBB Staff:** JOB, GG, LG, SD, MWU