

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

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

**May 26, 2009**

**TO:** Honorable David Dewhurst, Lieutenant Governor, Senate

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

**IN RE: SB768** by Hegar (Relating to exemptions from the Texas Structural Pest Control Act; providing penalties.), **As Passed 2nd House**

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

The bill would exempt certain activities conducted without the use of pesticides from structural pest control regulation. The bill would also give the Department of Agriculture (TDA) the authority to exempt an activity from structural pest control regulation if TDA determines that the activity presents only a minimal risk of harm to the health, safety, and welfare of the public, the person performing the activity, pets and other domesticated animals, and the environment.

The Office of the Attorney General and TDA indicate that any costs associated with the bill could be absorbed within each agency's existing resources.

The Comptroller of Public Accounts indicates that any loss of revenue associated with the bill cannot be determined.

The bill would take effect immediately if it receives a vote of two-thirds of all members elected to each house; otherwise it would take effect September 1, 2009.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 304 Comptroller of Public Accounts, 551 Department of Agriculture

**LBB Staff:** JOB, SD, AH