

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 8, 2011

TO: Honorable Tommy Williams, Chair, Senate Committee on Transportation & Homeland Security

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

IN RE: HB378 by Guillen (Relating to stationary tow trucks on a highway; providing a penalty.), **As Engrossed**

No fiscal implication to the State is anticipated.

The bill would amend the Transportation Code to require a driver when passing a stationary tow truck using authorized equipment to vacate the lane closest to the tow truck if the highway has two or more lanes or slow to 20 miles per hour. An offense for a violation would be a misdemeanor punishable by a fine of \$1 to \$200; a misdemeanor punishable by a fine of \$500 if property damage occurs; or a Class B misdemeanor punishable by a fine of not more than \$2,000, confinement in jail for a term not to exceed 180 days, or both.

Local Government Impact

Costs associated with enforcement, prosecution and confinement could likely be absorbed within existing resources. Revenue gain from fines imposed and collected is not anticipated to have a significant fiscal implication.

Source Agencies: 452 Department of Licensing and Regulation

LBB Staff: JOB, KJG, AG, MW, CWS, TP