

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 13, 2011

TO: Honorable Garnet Coleman, Chair, House Committee on County Affairs

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

IN RE: HB1836 by Hughes (Relating to the sale of fireworks on and before Texas Independence Day.), As Introduced

Estimated Two-year Net Impact to General Revenue Related Funds for HB1836, As Introduced: a positive impact of \$403,000 through the biennium ending August 31, 2013.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2012	\$197,000
2013	\$206,000
2014	\$213,000
2015	\$222,000
2016	\$228,000

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue Gain/(Loss) from General Revenue Fund 1	Probable Revenue Gain/(Loss) from Rural Volunteer Fire Dept Ins 5066
2012	\$197,000	\$63,000
2013	\$206,000	\$66,000
2014	\$213,000	\$68,000
2015	\$222,000	\$71,000
2016	\$228,000	\$73,000

Fiscal Analysis

The bill would amend Chapter 2154 of the Occupations Code, regarding the regulation of fireworks, to allow the sale of fireworks during a period beginning February 20th and ending at midnight on March 2nd, a period on and before Texas Independence Day.

The bill would amend Chapter 352 of the Local Government Code, regarding county fire protection. The bill would direct a county commissioner's court, should it determine drought conditions were of sufficient concern to require the adoption of an order restricting or prohibiting the sale of fireworks during the Texas Independence Day fireworks season as established by this bill, to do so before February 15th.

The bill would direct the Texas Forest Service to assist counties in determining the existence of drought conditions during the Texas Independence Day fireworks season as established by this bill.

The bill would take effect September 1, 2011.

Methodology

The bill would allow an additional period in which fireworks could be sold to the general public prior to Texas Independence Day. This analysis assumes this would increase annual fireworks sales by 5 percent.

Data on fireworks tax collections were gathered from Comptroller tax files. The fiscal impact to GR Account 5066—Rural Volunteer Fire Department Insurance—was based on increasing fireworks tax revenue by 5 percent. The impact to the General Revenue Fund 0001 was based on increased sales tax collections from the additional sale of fireworks.

Local Government Impact

There would be an indeterminate gain to units of local government.

Source Agencies: 304 Comptroller of Public Accounts, 576 Texas Forest Service

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