

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

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**May 22, 2013**

**TO:** Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB1382** by Simpson (Relating to the regulation of food prepared, stored, distributed, or sold at farms and farmers' markets; limiting the applicability of a fee.), **As Passed 2nd House**

<p><b>No significant fiscal implication to the State is anticipated.</b></p>
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The bill would amend Chapter 437 of the Health and Safety Code, related to the regulation of food prepared, stored, distributed, or sold at farms and farmers' markets; limiting the applicability of a fee. The Department of State Health Services (DSHS) indicates that, if the bill were enacted, DSHS and the Health and Human Services Commission (HHSC) would absorb any cost associated with adopting rules.

**Local Government Impact**

The bill would prohibit local governments from requiring a permit fee for sale of food at a farm, farmers' markets, farmers' market vendors, or cooking demonstrations at farmers' markets. This may result in a decrease in revenue for local jurisdictions; however, any fiscal impact is not anticipated to be significant.

**Source Agencies:** 537 State Health Services, Department of

**LBB Staff:** UP, SZ, JTe, KKR, NB