

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

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**April 30, 2017**

**TO:** Honorable René Oliveira, Chair, House Committee on Business & Industry

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

**IN RE: HB3899** by Neave (Relating to rest breaks for employees of certain contractors with a governmental entity; providing an administrative penalty.), **As Introduced**

**No significant fiscal implication to the State is anticipated.** However, there could be an indeterminate cost increase associated with future state construction contracts.

The bill would amend Subchapter Z of Chapter 2252 of the Government Code, regarding contracts with governmental entities.

The bill would require a governmental entity contracting with a contractor for construction work to require the contractor and any subcontractor to provide at least a 10-minute paid rest break within every four hour period of work to each employee performing work under the contract. The bill would also specify terms, pertaining to the requirement, to be included in a construction contract awarded by a governmental entity.

The bill would take effect on September 1, 2017.

The Texas Facilities Commission, Texas Military Department, Texas Department of Public Safety, Texas Education Agency, Texas Higher Education Coordinating Board, Texas Historical Commission and State Preservation Board indicate that the bill would have no fiscal impact on the respective agency.

The Texas Department of Criminal Justice, University of Texas System and Texas Parks and Wildlife Department indicate that costs associated with the bill could be absorbed within the respective agency or institution's current resources.

The Texas Department of Transportation and Texas A&M System indicate that there would be an indeterminate cost to the respective agency or institution. The Texas A&M System states that this cost would depend on the number of construction contracts, the number of contractors that already provide the rest break required, and the amount of oversight and monitoring to be provided by the system.

## **Local Government Impact**

According to the Texas Municipal League, the bill would have no significant fiscal impact to municipalities.

**Source Agencies:** 303 Facilities Commission, 401 Military Department, 405 Department of Public Safety, 601 Department of Transportation, 696 Department of Criminal Justice, 701 Texas Education Agency, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration, 781 Higher Education Coordinating Board, 802 Parks and Wildlife Department, 808 Historical Commission, 809 Preservation Board

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