

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

May 23, 2021

TO: Honorable Dade Phelan, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB4346 by Leman (Relating to the possession, carrying, or transportation of a firearm or alcoholic beverage by certain persons during the use of an easement.), **As Passed 2nd House**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Property Code to provide that an instrument granting certain access easements may not restrict or prohibit an easement holder or easement holder's guest from possessing, carrying, or transporting a firearm while using the easement for the easement's purposes.

The bill would prevent the owner of a servient estate from enforcing a restrictive covenant in an instrument granting an easement on the servient estate that restricts or prohibits the easement holder or easement holder's guest from possessing, carrying, or transporting a firearm while using the easement for the easement's purpose.

Based on information provided by the Office of Court Administration, no significant fiscal impact to the state court system is anticipated as a result of implementing the provisions of the bill.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Admin, 458 Alcoholic Beverage Commission

LBB Staff: JMc, CMA, SMAT, KFB, DKN, BH