

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

April 22, 2025

TO: Honorable Tom Craddick, Chair, House Committee on Transportation

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3539 by Harris Davila (Relating to the use of a high occupancy vehicle lane by an operator of a motor vehicle who is pregnant.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would allow a pregnant vehicle operator to use high-occupancy vehicle lanes regardless of whether there are any other passengers.

Based on the information provided by the Texas Department of Transportation (TxDOT), it is assumed any costs or duties associated with implementing the provisions of the bill could be absorbed within the department's existing resources.

Note: TxDOT indicates that implementation of the bill would result in noncompliance with 23 U.S.C., Section 166, HOV Facilities. Additionally, TxDOT reports that implementation of the bill could place the State in noncompliance with federal Clean Air Act requirements, subject to federal sanctions under 42 U.S.C., Section 7509, and may include a prohibition on the approval of highway projects or awarding of grants by the U.S. Secretary of Transportation for projects in nonattainment areas.

Local Government Impact

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

Source Agencies: 405 Department of Public Safety, 601 Department of Transportation

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