

CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

MAY 27, 2015

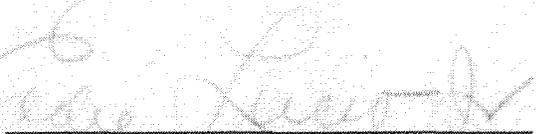
Date

Honorable Dan Patrick
President of the Senate

Honorable Joe Straus
Speaker of the House of Representatives

Sirs:

We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on SENATE BILL 1593 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.



LUCIO, JR.



ELTIFFE



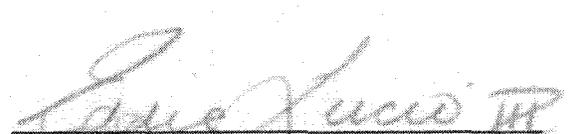
MENENDEZ



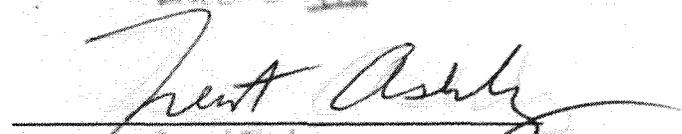
NICHOLS



On the part of the Senate TAYLOR



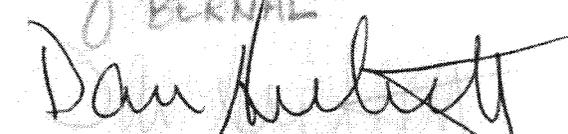
LUCIO III



ASHBY



BERNAL



HUBERTY



On the part of the House WALLE

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

CONFERENCE COMMITTEE REPORT

3rd Printing

S.B. No. 1593

A BILL TO BE ENTITLED

1 AN ACT

2 relating to regulation of the sale of fireworks by certain
3 municipalities.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 217.042, Local Government Code, is
6 amended by amending Subsection (a) and adding Subsection (c) to
7 read as follows:

8 (a) Except as provided by Subsection (c), the [~~The~~]
9 municipality may define and prohibit any nuisance within the limits
10 of the municipality and within 5,000 feet outside the limits.

11 (c) The municipality may not define and prohibit as a
12 nuisance the sale of fireworks or similar materials outside the
13 limits of the municipality.

14 SECTION 2. This Act takes effect September 1, 2015.

Senate Bill 1593
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

SECTION 1. Section 217.042, Local Government Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Except as provided by Subsection (c), the [The] municipality may define and prohibit any nuisance within the limits of the municipality and within 5,000 feet outside the limits.

(c) The municipality *may* define and prohibit as a nuisance the sale *or use* of a firework or similar material *only within* the limits of the municipality.

SECTION 2. This Act takes effect September 1, 2015.

HOUSE VERSION (CS)

SECTION 1. Section 217.042, Local Government Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Same as Senate version.

(c) The municipality *may not* define and prohibit as a nuisance the sale of a firework or similar material *outside* the limits of the municipality.

SECTION 2. Same as Senate version.

CONFERENCE

SECTION 1. Section 217.042, Local Government Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Same as Senate version.

(c) Substantially the same as House version.

SECTION 2. Same as Senate version.

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LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 28, 2015

TO: Honorable Dan Patrick, Lieutenant Governor, Senate
Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB1593 by Lucio (Relating to regulation of the sale of fireworks by certain municipalities.), **Conference Committee Report**

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to prohibit certain municipalities from defining and prohibiting the sale or use of a firework or similar material outside the limits of the municipality.

Local Government Impact

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

Source Agencies:

LBB Staff: UP, KVe, SD, EK

**Certification of Compliance with
Rule 13, Section 6(b), House Rules of Procedure**

Rule 13, Section 6(b), House Rules of Procedure, requires a copy of a conference committee report signed by a majority of each committee of the conference to be furnished to each member of the committee in person or, if unable to deliver in person, by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Rule 13, Section 10(a). The paper copies of the report submitted to the chief clerk under Rule 13, Section 10(b), must contain a certificate that the requirement of Rule 13, Section 6(b), has been satisfied, and that certificate must be attached to the copy of the report furnished to each member under Rule 13, Section 10(d). Failure to comply with this requirement is not a sustainable point of order under Rule 13.

I certify that a copy of the conference committee report on SB 1593 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Rule 13, Section 10(b), House Rules of Procedure.

Edouard A. Novak
(name)

5/20/15
(date)