

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION

March 18, 2003

TO: Honorable Terry Keel, Chair, House Committee on Criminal Jurisprudence

FROM: John Keel, Director, Legislative Budget Board

IN RE: HB745 by Smith, Todd (Relating to the punishment prescribed for and conditions of community supervision imposed on certain persons who commit intoxication offenses.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Penal Code by enhancing the punishment for the offenses of driving while intoxicated, flying while intoxicated, and boating while intoxicated to Class A misdemeanors if the person's blood, breath, or urine showed an alcohol concentration level of 0.15 or more. Such offenses are currently punishable as Class B misdemeanors. The bill would also amend the Penal Code by further defining final convictions for enhanced offenses and penalties. The bill would also amend the alcoholic beverage offenses chapter of the Penal Code regarding a judge granting community supervision to a defendant convicted of certain alcohol related offenses. The bill would also repeal certain provisions of the Penal Code regarding enhanced offenses and penalties for certain alcohol related offenses. It is assumed, based on analysis provided by the Texas Department of Criminal Justice, the Department of Public Safety, and local governmental agencies, that the bill would not significantly affect the operations of state or local government.

Local Government Impact

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

Source Agencies: 405 Department Of Public Safety, 696 Department Of Criminal Justice

LBB Staff: JK, WK, GG, AR, KG