

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION

April 29, 2003

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

FROM: John Keel, Director, Legislative Budget Board

IN RE: HB2027 by Pena (Relating to an additional court cost imposed on a person convicted of an offense relating to the operating of a motor vehicle while intoxicated.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB2027, As Introduced: a positive impact of \$2,165,500 through the biennium ending August 31, 2005.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2004	\$857,000
2005	\$1,308,500
2006	\$1,333,500
2007	\$1,359,000
2008	\$1,384,500

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue Gain from GENERAL REVENUE FUND 1	Probable Revenue Gain from Drug and Alcohol Awareness and Abuse Prevention Fund
2004	\$857,000	\$857,000
2005	\$1,308,500	\$1,308,500
2006	\$1,333,500	\$1,333,500
2007	\$1,359,000	\$1,359,000
2008	\$1,384,500	\$1,384,500

Fiscal Analysis

The bill would amend the Code of Criminal Procedure as it relates to an additional court cost of \$50 imposed on a person convicted of an offense for operating a motor vehicle while intoxicated. Additionally, the bill provides that fifty percent of the revenue generated from this fee could only be appropriated to the Commission on Alcohol and Drug Abuse for drug and alcohol awareness and abuse prevention programs. The bill would create a General Revenue Dedicated Account subject to funds consolidation review by the current Legislature.

Methodology

The Comptroller of Public Accounts estimated revenue based on conviction data from the Annual Report of the Texas Judicial System. Revenues were adjusted for the effective date of the bill and a

person's ability to pay the cost. Local governments are assumed to retain a 10 percent timely remittance fee, as is allowed under current law.

Local Government Impact

No significant fiscal implication to units of local government is anticipated. The costs imposed would join other fees sent by counties to the Comptroller of Public Accounts.

Source Agencies: 304 Comptroller of Public Accounts, 405 Department of Public Safety

LBB Staff: JK, JO, WK, VDS, AR, KG