

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION

May 12, 2003

TO: Honorable Will Hartnett, Chair, House Committee on Judicial Affairs

FROM: John Keel, Director, Legislative Budget Board

IN RE: SB1552 by Duncan (Relating to the creation and composition of certain county courts at law.), **Committee Report 2nd House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for SB1552, Committee Report 2nd House, Substituted: a negative impact of (\$33,333) 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	(\$15,000)
2005	(\$18,333)
2006	(\$20,000)
2007	(\$20,000)
2008	(\$23,750)

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from GENERAL REVENUE FUND 1
2004	(\$15,000)
2005	(\$18,333)
2006	(\$20,000)
2007	(\$20,000)
2008	(\$23,750)

Fiscal Analysis

The bill would amend Government Code, Chapter 25 to create an additional county court at law in Collin County. Under the bill, the County Court at Law No. 6 of Collin County would be created on January 1, 2005.

The bill would amend Government Code, Chapter 25 to create an additional county court at law in Comal County. Under the bill, the County Court at Law No. 2 of Comal County would be created on September 1, 2003.

The bill would amend Government Code, Chapter 25 to create an additional county court at law in Henderson County. Under the bill, the County Court at Law No. 2 of Henderson County would be created December 1, 2007 or on an earlier date determined by the commissioner's court.

The bill would amend Government Code, Chapter 25 to create an additional county court at law in Orange County. Under the bill, the County Court at Law No. 2 of Orange County would be created September 1, 2003.

The bill would amend Government Code, Chapter 25 to create an additional county court at law in Parker County and would establish certain provisions for Parker County Courts at Law. Under the bill, the County Court at Law No. 2 of Parker County would be created on September 1, 2003.

The bill would amend Government Code, Chapter 25 to create a new county court at law in Rockwall County and would establish certain provisions for the newly created court. Under the bill, the County Court at Law of Rockwall County would be created on September 1, 2003.

The bill would take effect September 1, 2003.

Methodology

Since Collin, Comal, Henderson, Orange, and Parker counties have passed a resolution to collect court costs and fees under Government Code, Section 51.702, the state would incur an annual cost of \$5,000 in the form of a salary supplement for the judges of the new county courts at law, once those courts are established. Since the County Court at Law No. 6 of Collin County would be created on January 1, 2005, the impact for fiscal year 2005 has been prorated for eight months instead of 12. This estimate assumes the Henderson County Court at Law is established on December 1, 2007 and the salary supplement has been prorated for 9 months in fiscal year 2008.

Local Government Impact

The auditors in Collin, Comal, Henderson, Orange, Parker, and Rockwall counties provided estimates of local costs, which would include salaries and benefits for ancillary court personnel and other operating expenses. Costs to the affected counties are as follows:

	FY 2004	FY 2005	FY 2006	FY 2007	FY 2008
Collin	\$0	\$455,241	\$586,694	\$586,694	\$586,694
Comal	\$337,727	\$286,920	\$295,522	\$304,555	\$314,039
Henderson	\$104,740	\$174,875	\$248,375	\$264,447	\$282,151
Orange	\$272,645	\$272,645	\$272,645	\$272,645	\$272,645
Parker	\$222,996	\$215,946	\$215,946	\$215,946	\$215,946
Rockwall	\$425,000	\$425,000	\$425,000	\$425,000	\$425,000

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 304 Comptroller of Public Accounts

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