

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**May 14, 2007**

**TO:** Honorable Tom Craddick, Speaker of the House, House of Representatives

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB421** by Phillips (Relating to the creation of the office of criminal district attorney of Fannin County and to the abolition of the office of county attorney of Fannin County.), **As Passed 2nd House**

<b>No fiscal implication to the State is anticipated.</b>
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The bill would amend the Government Code to create the position of Criminal District Attorney in Fannin County and abolish the position of County Attorney. The bill would take effect January 1, 2008.

Under the Professional Prosecutor's Act (PPA), the State pays criminal district attorneys, and county attorneys performing the duties of district attorneys who serve in a district or county listed in Section 46.002 of the Government Code, an annual salary of \$125,000. Currently, Fannin County is one of the counties listed in Section 46.002, and its county attorney performs the duties of a district attorney. Since the proposed criminal district attorney would be paid the same salary as the current county attorney, there would be no additional cost to the State or to Fannin County.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

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

**LBB Staff:** JOB, MN, ZS, TB, DB