

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

February 12, 2007

TO: Honorable Will Hartnett, Chair, House Committee on Judiciary

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

IN RE: HB622 by Hardcastle (Relating to the application of the professional prosecutors law to the district attorney for the 46th Judicial District.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB622, As Introduced: a negative impact of (\$53,726) through the biennium ending August 31, 2009.

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
2008	(\$26,863)
2009	(\$26,863)
2010	(\$26,863)
2011	(\$26,863)
2012	(\$26,863)

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from GENERAL REVENUE FUND 1
2008	(\$26,863)
2009	(\$26,863)
2010	(\$26,863)
2011	(\$26,863)
2012	(\$26,863)

Fiscal Analysis

The bill would amend Government Code §46.002 to make the district attorney of the 46th Judicial District subject to the professional prosecutors act. Currently, under Government Code §41.013 the district attorney for the 46th Judicial District is compensated at a rate of 80 percent of the compensation paid a district judge (currently \$100,000). The district consists of three counties: Foard, Hardeman, and Wilbarger.

The bill would take effect September 1, 2007.

Methodology

The bill would require the state to pay the maximum allowable salary—currently \$125,000 per year—to the district attorney of the 46th Judicial District. This would represent an increase in state expense of \$25,000 for the salary and \$1,863 in retirement benefits beginning in fiscal year 2008 and each year thereafter.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: JOB, MN, ZS, TB