

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 9, 2009

TO: Honorable John Carona, Chair, Senate Committee on Transportation & Homeland Security

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

IN RE: HB400 by Herrero (Relating to the dismissal of a charge of unlawfully parking a vehicle in a space designated specifically for persons with disabilities.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Transportation Code to require a court to dismiss a charge for not displaying a handicap plate or placard while parked in a marked handicap parking space if certain criteria are met. In addition, the bill would authorize a court to dismiss a charge of unlawfully parking a vehicle in a parking space designated for handicap parking if the defendant's vehicle displays an appropriate placard that has been expired for more than 60 days.

Except for repeat offenses, which carry a higher punishment, the offense is a misdemeanor punishable by a fine of not less than \$250 or more than \$500. Dismissal of charges would result in a slight revenue loss if a fine would have otherwise been imposed.

Local Government Impact

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

Source Agencies:

LBB Staff: JOB, KJG, DB