

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 28, 2009

TO: Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

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

IN RE: HB1282 by McClendon (Relating to the penalty for theft of a driver's license, commercial driver's license, or personal identification certificate.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend Chapter 31, Penal Code, to establish that theft of a driver's license, commercial driver's license, or personal identification certificate issued by this state or another state would be a Class B misdemeanor offense.

The punishment for a Class B misdemeanor is a fine not to exceed \$2,000; confinement in jail for a term not to exceed 180 days; or both a fine and confinement.

The fiscal impact would vary depending on the number of offenses prosecuted. Costs for enforcement, prosecution, and jail time could be absorbed within existing resources, although costs for confinement in jail (ranging from approximately \$37 to \$73 per person per day) would depend on the period of time imposed. Any revenue gain as a result of fines imposed would vary depending on the discretion of the judge.

Local Government Impact

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

Source Agencies:

LBB Staff: JOB, ESi, GG, DB