

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

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**May 19, 2009**

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

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

**IN RE: HB2012** by Vaught (Relating to the criminal consequences of operating without a valid driver's license a motor vehicle for which financial responsibility is not established.), **As Engrossed**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend Section 521.457 of the Transportation Code to stipulate that a person commits a Class B misdemeanor if a person commits an offense of driving without a valid driver's license and at the time is also operating a motor vehicle without maintaining liability insurance. If at the time a person is driving without a valid driver's license, that person causes or is at fault in a motor vehicle accident that results in serious bodily injury to or the death of another and is driving without maintaining liability insurance, the offense would be a third degree felony. The bill would require the Legislative Budget Board to prepare an annual criminal justice policy impact statement relating to the offense of driving without a valid driver's license.

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. The punishment for a third degree felony is imprisonment in the institutional division of the Texas Department of Criminal Justice for any term of not more than 10 years or less than 2 years and may include a fine not to exceed \$10,000.

It is anticipated that unless the increased offense level applies to a high number of the offenses committed, there would be no significant fiscal impact.

**Local Government Impact**

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

**Source Agencies:** 405 Department of Public Safety

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