

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 23, 2009

TO: Honorable Tommy Merritt, Chair, House Committee on Public Safety

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

IN RE: HB2754 by Castro (Relating to a central database containing information about certain offenders who have committed offenses involving family or dating violence.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB2754, As Introduced: an impact of \$0 through the biennium ending August 31, 2011.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2010	\$0
2011	\$0
2012	\$0
2013	\$0
2014	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue Gain/(Loss) from <i>State Highway Fund</i> 6
2010	(\$275,275)
2011	\$0
2012	\$0
2013	\$0
2014	\$0

Fiscal Analysis

The bill would amend the Government Code relating to a central database containing information about certain offenders who have committed offenses involving family or dating violence. The bill would add Government Code, Section 411.1355, Central Database of Offenders Who Have Committed Offenses Involving Family Violence, which states that the Department of Public Safety (DPS) shall maintain a computerized database containing information on persons who have been convicted three or more times for an offense involving family violence. The database is designated as public information except for the person's social security number, driver license number, and telephone number or any information that would identify the victim of the offense. The database must contain, to the extent the information is available to DPS, the person's (offender's) full name, aliases, date of birth, last known address, physical description, a recent photograph, a list of offenses for which the person was convicted, and the custodial disposition of the person. The bill also states process and procedures to petition and allow removal of a person's name from the database. The bill states the database is required to be implemented no later than January 1, 2010 and may include information

only on persons convicted of at least one offense committed on or after the effective date of this act.

The bill would take effect immediately if two-thirds of the House of Representatives and Senate members vote to enact the legislation. If it does not receive the vote necessary for immediate impact, the bill would take effect on September 1, 2009.

Methodology

The technology costs estimated to comply with the development of a central database containing information about offenses involving family or dating violence includes a one-time cost of \$275,275 (1,925 hours x \$143 per hour) in State Highway Funds in fiscal year 2010 for computer program changes to allow DPS to filter records where family violence was reported by the court clerks on a conviction.

Technology

The technology costs estimated to comply with the development of a central database containing information about offenses involving family or dating violence includes a one-time cost of \$275,275 for computer programming changes.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 405 Department of Public Safety

LBB Staff: JOB, ESi, GG, LG, MWU