

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 21, 2009

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

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

IN RE: HB3481 by Veasey (Relating to the right to an expunction of records and files relating to a person's arrest.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure to allow for the expunction of records and files relating to a person's arrest 180 days after the arrest if an indictment was not presented, 180 days after a felony indictment or information was dismissed or quashed, if the dismissal or quash was due to mistake, false information or other similar reason, or if the prosecutor recommends expunction before the person is tried for the offense. The bill would take effect September 1, 2009. This analysis assumes that implementing the provisions of the bill would not pose a significant fiscal or operational impact to the state.

Local Government Impact

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

Source Agencies: 405 Department of Public Safety

LBB Staff: JOB, ESi, GG, MWU