

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 8, 2009

TO: Honorable Garnet Coleman, Chair, House Committee on County Affairs

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

IN RE: HB3725 by Burnam (Relating to maintaining county funding levels provided to the offices of certain prosecutors.), **As Introduced**

No fiscal implication to the State is anticipated.

The bill would amend the Government Code to require a referendum to be held on an authorized uniform election date for voting for or against a reduction in county funds for the office of district attorney, county attorney, or criminal district attorney. The bill would also bracket this requirement to a county with a population of more than 2 million.

Local Government Impact

Under current statute, the section of Government Code that would be amended by the bill applies to certain listed counties that have a prosecutor and prohibits a reduction in county funds provided for the salary or office of the prosecutor as a result of funds provided by Chapter 46, Government Code. Therefore, the proposed change would affect counties in which there is a prosecutor by removing the prohibition from them on reducing funds, as well as affecting differently those counties with a population of more than 2 million.

It is anticipated that the counties listed in Chapter 46 that have a population of less than 2 million would experience very little fiscal impact. The bracketed counties could incur election costs if the commissioners court was to seek to reduce county funds to a prosecutor's office.

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

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

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