

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

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

**April 28, 2009**

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

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

**IN RE: HB3803** by King, Tracy O. (Relating to railroad peace officers appointed by the public safety director of the Department of Public Safety. ), **Committee Report 1st House, Substituted**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Code of Criminal Procedure by stating that railroad peace officers appointed by the Director of the Department of Public Safety (DPS) are subject to the limitations imposed by that particular article. The bill deletes the text that limits the number of appointed railroad peace officers to 250. The bill states that each appointed rail road peace officer has all of the powers, privileges, and immunities of a peace officer, except that rail road peace officers may issue traffic citations only if certain violations occur on railroad property or immediately affect railroad operations. This bill takes effect immediately if two-thirds of the members in both the House of Representatives and the Senate vote to approve this bill. If not, the bill takes effect on September 1, 2009.

DPS anticipates no significant fiscal impact to the agency.

**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, LG