

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 3, 2009

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

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

IN RE: SB920 by Harris (Relating to the right to an expunction of records and files relating to a person's arrest.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure to remove the requirement for the statute of limitations to run before expunging a misdemeanor arrest, by changing language that forces the statute of limitations to be tied specifically to a felony arrest. The bill would take effect immediately if it receives a vote of two-thirds of all members elected to each house. If it does not receive the vote necessary for immediate effect, the bill would take effect September 1, 2009. The analysis assumes that implementing the provisions of the bill would not pose a significant fiscal impact to the state.

Local Government Impact

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

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 405 Department of Public Safety

LBB Staff: JOB, ESi, GG, MWU