

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 13, 2011

TO: Honorable Sid Miller, Chair, House Committee on Homeland Security & Public Safety

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

IN RE: HB1328 by Raymond (Relating to the training for and use of electromagnetic pulse devices by peace officers and reserve law enforcement officers.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB1328, As Introduced: an impact of \$0 through the biennium ending August 31, 2013.
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General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2012	\$0
2013	\$0
2014	\$0
2015	\$0
2016	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>Law Officer Stds & Ed Ac</i> 116
2012	(\$4,000)
2013	\$0
2014	\$0
2015	\$0
2016	\$0

Fiscal Analysis

The bill would amend the Occupations Code to require the Commission on Law Enforcement Officers Standards and Education (TCLEOSE) to designate an electromagnetic pulse device to disable a motor vehicle if the Commission determines the device is suitable for use by officers. TCLEOSE would also be required to establish a voluntary training program of licensed officers that provides instruction in the use of these devices, and administer the training program and issue a certificate of proficiency to each officer that the Commission determines has successfully completed the training program.

This bill would take effect September 1, 2011.

Methodology

TCLEOSE would be required to evaluate electromagnetic pulse devices to determine their appropriateness for use in law enforcement, and prepare a recommendation for law enforcement

agencies. TCLEOSE estimates that this would require 40 hours of research at \$2,000.

The bill would require the creation of a curriculum and lesson plan for a four-hour continuing-education course. TCLEOSE's standard curriculum design takes an estimated minimum of 8 hours of development per course hour. The agency estimates the cost of this section at \$2,000.

The bill would require the creation and use of a new type of proficiency certificate; however, the Commission would be able to recover this particular expense through a \$25-50 processing fee.

Local Government Impact

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

Source Agencies: 407 Commission on Law Enforcement Officer Standards and Education

LBB Staff: JOB, ESi, GG, DAR