

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 18, 2011

TO: Honorable Larry Phillips, Chair, House Committee on Transportation

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

IN RE: HB2686 by Lucio III (Relating to the impoundment of a motor vehicle involved in an accident if operated without financial responsibility.), **As Introduced**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Transportation Code to authorize a peace officer to impound a motor vehicle of a person that does not provide proof of liability insurance and is involved in an accident in the vehicle. The law enforcement agency would be responsible for informing the last known owner of the vehicle as well as any lienholder recorded for the vehicle of the impoundment. The law enforcement agency that impounds a motor vehicle would be allowed to release a motor vehicle to a person that provides proper proof of financial responsibility with payment for the cost of impoundment. If after 60 days, the owner does not claim the vehicle, the lienholder could claim the vehicle provided those conditions are met. If there is no lienholder or the lienholder does not claim the vehicle, the law enforcement agency that impounded the vehicle may auction the vehicle.

The Department of Public Safety (DPS) reported there would be some costs associated with the provisions of the bill. This analysis assumes DPS could implement the provisions of the bill within existing resources.

Local Government Impact

There could be some costs to a local law enforcement agency to provide a notice to the last known owner and any lienholder, and for storage fees for an impounded motor vehicle. In addition, some of those costs would be offset by reimbursement from an owner or lienholder for payment of storage fees or from the auctioning of the vehicle if not claimed after 60 days. The amounts would vary depending on the number of impounded vehicles and the amount of costs recovered. No significant fiscal implication to units of local government is anticipated.

Source Agencies: 405 Department of Public Safety

LBB Staff: JOB, KJG, TP, ESi