

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

March 25, 2013

TO: Honorable Gary Elkins, Chair, House Committee on Technology

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB239** by Guillen (Relating to verification of motor vehicle financial responsibility information.), **Committee Report 1st House, Substituted**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Transportation Code to provide a motor vehicle operator with the option of providing evidence of financial responsibility in an image displayed on a wireless communication device.

The bill would stipulate that a peace officer may not issue a citation for a failure to show financial responsibility unless a peace officer has access to a verification program and is unable to verify financial responsibility through that verification program.

The bill would stipulate an operator's use of an image on a wireless communication device to show financial responsibility information does not constitute effective consent for a law enforcement officer, or any other person, to access the contents of the wireless communication device except to view the financial responsibility information.

The bill would also stipulate an individual must display a paper copy of the person's financial responsibility information upon demand of a court or the commissioner of insurance.

It is assumed the costs, if any, of implementing the bill could be absorbed within existing state agency resources. The bill would take effect immediately upon enactment, assuming it received the requisite two-thirds majority votes in both houses of the Legislature. Otherwise, the bill would take effect September 1, 2013.

Local Government Impact

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

Source Agencies: 405 Department of Public Safety, 454 Department of Insurance

LBB Staff: UP, JAW, RB, AI, KKR