

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 21, 2013

TO: Honorable Abel Herrero, Chair, House Committee on Criminal Jurisprudence

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB534** by Kleinschmidt (Relating to the punishment for the offense of resisting arrest, search, or transportation.), **As Introduced**

<p>No significant fiscal implication to the State is anticipated.</p>
--

The bill would amend the Penal Code as it relates to the punishment for the offense of resisting arrest, search, or transportation. Under the provisions of the bill, the punishment for resisting arrest, search, or transportation would be enhanced from a Class A misdemeanor to a state jail felony if the defendant had been previously convicted of that offense.

The bill increases the penalty for resisting arrest, search, or transportation. Increasing the penalty for any criminal offense is expected to increase demands on state and/or county correctional agency resources due to longer terms of community supervision, county jail confinement, state correctional institution confinement, and/or parole. However, in the case of the bill, it is assumed that the number of offenders supervised or incarcerated under this statute would not significantly impact state correctional agencies' workload and programs.

Local Government Impact

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

Source Agencies:

LBB Staff: UP, ESi, GG, JGA