

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 16, 2013

TO: Honorable Tryon D. Lewis, Chair, House Committee on Judiciary & Civil Jurisprudence

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1530 by King, Ken (Relating to the authority of a county clerk or district clerk to collect certain fees; imposing certain court fees.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure, Article 17 to clarify that clerks are to retain an administrative fee when refunding a cash bond to a criminal defendant. The bill would amend the Code of Criminal Procedure, Article 102 to require a \$4 charge for each fax or e-mail of a notice of a hearing in an expunction case; require a \$4 charge for each fax or e-mail of an order of expunction in an expunction case and permit a \$5 court security fee upon conviction of a felony in courts other than district courts.

The bill takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If the bill does not receive the vote necessary for immediate effect, it takes effect September 1, 2013.

Since the fees addressed by the bill are retained locally, the Comptroller of Public Accounts indicates that there is no impact to the state as a result of changes made by the bill.

Local Government Impact

The bill would result in additional revenue to counties. Revenue generated would vary depending on the number of new fees collected under the bill but is not anticipated to be significant.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 304
Comptroller of Public Accounts

LBB Staff: UP, CL, JI, JJO, KKR