

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 12, 2013

TO: Honorable Wayne Smith, Chair, House Committee on Licensing & Administrative Procedures

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2220 by Wu (Relating to county or municipal regulation of crafted precious metal dealers; providing a criminal penalty.), **As Introduced**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend sections of the Occupations Code to authorize a county or a municipality to require a person to obtain a license or permit before purchasing and selling crafted precious metal and to impose a fee to cover the costs of the license or permit. The bill would create a Class B misdemeanor offense if a person fails to obtain a license or permit. A Class B misdemeanor is punishable by a fine of not more than \$2,000, confinement in jail for a term not to exceed 180 days, or both.

Expanding the list of behaviors for which a penalty is applied for any criminal offense is expected to result in increased demands upon the correctional resources of counties or of the State due to longer terms of probation, or longer terms of confinement in county jail, state jail or prison. However, it is assumed that the number of offenders convicted under this statute would not result in a significant impact on the programs and workload of state corrections agencies or on the demand for resources and services of those agencies.

Local Government Impact

There could be a fiscal impact to a county or a municipality that would vary depending on whether a license or a permit was required and a fee was imposed to cover administrative costs. However, costs associated with enforcement, prosecution and confinement; and revenue gain from fines imposed and collected is not anticipated to have a significant fiscal implication.

Source Agencies:

LBB Staff: UP, RB, TP