

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

March 19, 2013

TO: Honorable Tan Parker, Chair, House Committee On Corrections

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2442 by Parker (Relating to a pre-suit deposition in inmate litigation.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Civil Practice and Remedies Code to require that a court determine whether an inmate's petition for a pre-suit deposition is frivolous or malicious, and if so, deny the petition. This bill may produce minimal positive fiscal impact as a result of the reduction of costs, expenses, and resources potential defendants would have expended or would have been attributable to having to proceed pursuant to Rule 202 of the Texas Rules of Civil Procedure. However, OCA cannot determine the amount. The bill would take effect September 1, 2013.

Local Government Impact

A minimal positive fiscal implication to units of local government is anticipated as a result of a reduction of costs local potential defendants would have had to expend.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: UP, ESi, AM, TB