

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**April 15, 2013**

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

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** **HB3275** by Simmons (Relating to the punishment for the offense of unlawful use of a criminal instrument with intent to commit certain felony offenses.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Penal Code as it relates to the punishment for the offense of unlawful use of a criminal instrument. Under the provisions of the bill, vehicle would be added to the list of items whose unlawful use as a criminal instrument would be punishable as a criminal offense and would make possession with intent to commit a criminal offense punishable at the category intended if the instrument was a vehicle modified for the purpose of concealing certain offenses. Under current statute, possession of a criminal instrument with intent to commit a criminal offense is punishable one category lower than the offense intended.

For this analysis, it is assumed 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, LM