

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 29, 2013

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

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB3365** by Pitts (Relating to the prosecution of certain criminal offenses involving theft or fraud by check or similar sight order; providing penalties; imposing fees.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend sections of the Penal Code by adding sight order in the definition of the offenses of theft by check and issuance of bad check. These offenses are punishable by a Class C misdemeanor, a Class B misdemeanor, a Class A misdemeanor, a state jail felony, a third degree felony, a second degree felony, or a first degree felony, depending on the amount or circumstances involved in the offense. The bill would take effect on September 1, 2013, and applies only to offenses committed on or after that date.

This bill expands the definition of the offenses of theft by check and issuance of bad check. Expanding the definition of any offense is expected to increase demands on state and/or county correctional agency resources due to more individuals serving terms of community supervision, county jail confinement, state correctional institution confinement, and/or parole. 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, JPo