

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

April 29, 2015

TO: Honorable Joseph Pickett, Chair, House Committee on Transportation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB142 by Stickland (Relating to the authority of the governing body of a local authority to impose a civil penalty for certain violations recorded by an automated traffic control system or a photographic traffic signal enforcement system.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB142, As Introduced: a positive impact of \$96,488,000 through the biennium ending August 31, 2017.

The General Revenue gain of \$96,488,000 is a result of the bill's abolition of GR Account 5137 which would result in the account's balance being deposited to the credit of the General Revenue Fund as of the effective date of the bill; it is not a net gain to certification.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2016	\$96,488,000
2017	\$0
2018	\$0
2019	\$0
2020	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue Gain/(Loss) from General Revenue Fund 1	Probable Revenue Gain/(Loss) from Regional Trauma Account 5137	Probable Revenue Gain/(Loss) from Cities
2016	\$96,488,000	(\$112,591,000)	(\$16,103,000)
2017	\$0	(\$16,103,000)	(\$16,103,000)
2018	\$0	(\$16,103,000)	(\$16,103,000)
2019	\$0	(\$16,103,000)	(\$16,103,000)
2020	\$0	(\$16,103,000)	(\$16,103,000)

Fiscal Analysis

The bill would amend the Transportation, Government, and Local Government Codes relating to

the authority of a local governing body to impose a civil penalty for certain violations recorded by a traffic camera. The bill would prohibit a local government authority from implementing or operating an automated traffic control system for any traffic enforcement purpose. The bill would remove cases arising under Chapter 707 of the Transportation Code, regarding photographic traffic signals, from the cases for which a justice court has original jurisdiction. The bill would remove civil fees collected by a local authority for compliance with a traffic control signal from the civil fees to which this chapter applies.

The bill would repeal Chapter 782 of the Health and Safety Code, abolishing GR Account 5137-Regional Trauma.

The bill would repeal Section 29.003(g) of the Government Code, and Sections 542.405, 542.406, 544.012, and Chapter 707 of the Transportation Code, to make conforming changes relating to automated traffic control systems.

The bill would take effect September 1, 2015.

Methodology

Currently 50 percent of the fines collected for traffic violations relating to traffic cameras are deposited to the credit of GR Account 5137-Regional Trauma, and the remaining collections are used by local authorities to fund traffic safety programs. Without specific language in the bill, the abolition of GR Account 5137 would, assuming there are no encumbrances, result in the account's balance being deposited to the credit of the General Revenue Fund as of the effective date of the bill. The estimated fiscal impacts were based on the *2016-17 Biennial Revenue Estimate*.

Local Government Impact

The revenue loss to each affected local government entity would vary depending on the number of systems in place and the number of traffic violations enforced through the photographic system.

The City of Fort Worth reported a total estimated revenue loss of \$6.3 million in Fiscal Year (FY) 2016; and similar losses ranging from \$5.8 to \$5.0 million in FY 2017- FY 2020.

The City of Plano reported a total estimated revenue loss of \$1.3 million in (FY) 2016 and \$1.4 million in FY 2017-2020.

The City of Sugar Land reported a total estimated revenue loss of \$504,959 in FY 2016; and similar losses ranging from \$520,108 to \$568,336 in FY 2017- FY 2020.

The City of Grand Prairie reported a total estimated revenue loss of \$2.4 million per year as a result of the provisions of the bill.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 529 Health and Human Services Commission, 537 State Health Services, Department of, 608 Department of Motor Vehicles, 302 Office of the Attorney General, 601 Department of Transportation, 454 Department of Insurance, 304 Comptroller of Public Accounts

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