

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 15, 2015

TO: Honorable Robert Nichols, Chair, Senate Committee on Transportation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB823 by Wu (Relating to criminal liability for certain federal motor carrier safety regulation violations; increasing a criminal penalty.), **As Engrossed**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Transportation Code as it relates to the criminal liability for certain motor carrier safety violations. The bill would make knowingly operating, leasing, or assigning a person to drive a commercial motor vehicle with an unsatisfactory rating a state jail felony if the vehicle was involved in an accident that resulted in bodily injury. The bill would make this offense a second degree felony if the accident resulted in death.

This analysis assumes the provisions of the bill would not result in a significant impact on state correctional agencies.

Local Government Impact

A Class A misdemeanor is punishable by a fine of not more than \$4,000, confinement in jail for a term not to exceed one year, or both. The Class C misdemeanor, established by the provisions of the bill, is punishable by a fine of not less than \$150 or more than \$500. Costs associated with enforcement, prosecution and confinement could likely be absorbed within existing resources. Revenue gain from fines imposed and collected is not anticipated to have a significant fiscal implication.

Source Agencies:

LBB Staff: UP, AG, SD, EK, ESi