

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

April 15, 2015

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

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2459 by Martinez, "Mando" (Relating to the operation of a motor vehicle in the vicinity of an unprotected road user; creating a criminal offense.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend Chapter 545 of the Transportation Code to provide what constitutes an unprotected road user, and would specify requirements for an operator of a motor vehicle in regard to an unprotected road user. A violation of this section would be punishable by a fine of not less than \$1 or more than \$200; a misdemeanor offense punishable by a fine of not more than \$500 if the violation results in property damage; or a Class B misdemeanor if the violation results in bodily injury. The bill would provide a defense to prosecution if the unprotected road user was acting in violation of the law at the time of the offense.

A Class B misdemeanor is punishable by a fine of not more than \$2,000, confinement in jail for a term not to exceed 180 days, or both.

According to the Department of Public Safety, no fiscal impact to the State is anticipated.

Local Government Impact

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: 405 Department of Public Safety

LBB Staff: UP, AG, SD, EK