

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

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**April 14, 2015**

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

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

**IN RE:** **HB3977** by Dukes (Relating to increasing the penalty for causing injury to a child; changing the eligibility for community supervision.), **As Introduced**

The probable fiscal impact of implementing the bill is indeterminate due to the unavailability of reliable data or information related to the age of victims of the offense of injury to a child, elderly individual, or disabled individual.

The bill would amend the Code of Criminal Procedure, Government Code, and Penal Code as they relate to the punishment for the offense of injury to a child, elderly individual, or disabled individual. Offenders convicted of this offense, if the victim was a child and the conduct was committed intentionally or knowingly, would be ineligible for placement on community supervision in lieu of incarceration and would be required to serve at least 10 years in prison.

Prohibiting community supervision and increasing the minimum term of confinement is expected to result in increased demands upon the correctional resources of the state. The bill would have a negative fiscal impact to the state due to additional persons sentenced to incarceration and longer terms of confinement in state correctional institutions. Whether the bill would result in significant costs to the state is indeterminate due to a lack of statewide data related to the age of victims of the offense of injury to a child, elderly individual, or disabled individual.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:**

**LBB Staff:** UP, KJo, LM, ESi