

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 22, 2015

TO: Honorable Harold V. Dutton, Jr., Chair, House Committee on Juvenile Justice & Family Issues

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB108 by Whitmire (Relating to certain criminal procedures for misdemeanor offenses committed by children.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would allow records of a person under age 17 with certain convictions to expunge his or her records if the complaint were dismissed or the person was acquitted of the offense. The bill would also change the definition of a child for purposes of school offenses in the Education Code to be a student who is at least 10 year of age and younger than 18 years of age rather than younger than 17 years of age. The bill also adds law enforcement officer and school resource officer to the list of persons who may not issue a citation to a child who is alleged to have committed a school offense.

Based on LBB staff analysis, no significant fiscal implication to the state is anticipated.

Local Government Impact

No significant fiscal implication to units of local government is anticipated. The bill would allow school employees to recommend certain children be attend a teen court if it is in the best interest of the child. Children could also be eligible to attend teen court each year, instead of only every two years. Based on LBB analysis, this change could be implemented using existing resources.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 644 Juvenile Justice Department, 701 Central Education Agency

LBB Staff: UP, JQ, ESi, KJo, JJ, EK, JBi, JPo