

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 11, 2017

TO: Honorable James White, Chair, House Committee on Corrections

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB3289** by White (Relating to the procedures for certain technical violations of community supervision.), **As Introduced**

The probable fiscal impact of implementing the bill is indeterminate due to the lack of statewide data related to the specific circumstances involved in the technical violation of community supervision specified in the bill under which supervision is revoked.

The bill would amend the Code of Criminal Procedure as it relates to the procedures for certain technical violations of community supervision. Under the provisions of the bill, only certain individuals would be eligible for revocation based on a technical violation of community supervision. Those ineligible for revocation would be subject to supervision modifications, including confinement.

Decreasing the number of individuals whose community supervision can be revoked is expected to result in decreased demands upon the correctional resources of the counties and of the State due to fewer individuals confined in state or county correctional institutions. The bill may have a positive impact by decreasing the number of individuals incarcerated within state correctional institutions. Whether the bill would result in a significant fiscal impact is indeterminate due to the lack of statewide data related to the specific technical violations resulting in revocation.

The Office of Court Administration indicates no significant fiscal impact to the state court system. The bill would take effect September 1, 2017.

Local Government Impact

The Texas Association of Counties (TAC) anticipates a significant fiscal impact to counties due to an increase in jail population under the provisions of the bill.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 696
Department of Criminal Justice

LBB Staff: UP, LM, JPo, ZB, JGA