

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

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**March 13, 2017**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

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

**IN RE: SB920** by Whitmire (Relating to access to a residence or former residence to retrieve personal property, including access based on danger of family violence.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Property Code by allowing an applicant for a writ to enter a residence or former residence to retrieve personal property including electronic records containing financial or legal information with a peace officer due to a clear and present danger of family violence to the applicant or the applicant's dependent.

The bill authorizes a justice of the peace if they find a clear and present danger of family violence to the applicant to issue a temporary ex parte writ authorizing entry and property retrieval lasting no longer than five days.

**Local Government Impact**

According to the Justice of the Peace and Constables Association (JPCA) and Texas Municipal League (TML) no significant fiscal impact to local units of government are expected from provisions of the bill.

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council

**LBB Staff:** UP, KJo, GG, BM