

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 17, 2019

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

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: **HB3257** by Raney (Relating to the criminal consequences of using or exhibiting an imitation firearm.), **As Introduced**

The fiscal impact of implementing the bill is indeterminate due to the lack of data necessary to determine the number of cases that would be prosecuted for offenses involving the use or exhibition of an imitation firearm. These data are necessary to estimate the fiscal impact of the bill's provisions.

The bill would amend various codes as they relate to the criminal consequences of using or exhibiting an imitation firearm. Under the provisions of the bill, offenses involving the use or exhibition of an imitation firearm would be punished in a similar manner to offenses involving the use or exhibition of other weapons. These offenses would be punished at multiple felony levels with the punishment level based on the specific circumstances of the offense. Expanding the list of behaviors for which a criminal penalty can be applied is expected to result in additional demands upon the correctional resources of counties or of the state due to an increase in individuals placed under community supervision or sentenced to a term of confinement within state correctional institutions. The bill may have a negative fiscal impact by increasing the number of people placed under felony community supervision or incarcerated within state correctional institutions. Whether the bill would result in a significant fiscal impact cannot be determined due to the lack of data or information related to the number of people who would be prosecuted for offenses involving the use or exhibition of an imitation firearm. The Office of Court Administration and Board of Pardons and Paroles indicate any additional work associated with the modifications outlined in the bill's provisions would be absorbed utilizing existing resources.

Local Government Impact

The impact to local government cannot be determined.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 304
Comptroller of Public Accounts, 644 Juvenile Justice Department, 696
Department of Criminal Justice, 697 Board of Pardons and Paroles

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