

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 11, 2019

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

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

IN RE: HB3303 by Bowers (Relating to the revocation of community supervision for a violation of a condition of community supervision committed by a defendant who is the primary caretaker of a child or is pregnant.), **As Introduced**

The fiscal impact of implementing the bill is indeterminate due to the lack of data necessary to determine the number of people under community supervision who are the primary caretaker of a child younger than 18 or who are pregnant. These data are necessary to estimate the fiscal impact of the bill's provisions.

The bill would amend the Code of Criminal Procedure to prohibit a judge from revoking the community supervision of a person who is the primary caretaker of a child younger than 18 or who is pregnant, and whose violation of community supervision did not involve an arrest for an offense punishable as a Class B misdemeanor or any higher category of offense.

Reducing the circumstances for the revocation of persons on community supervision is expected to result in fewer demands upon the correctional resources of the state due to a decrease in the number of individuals admitted to state correctional institutions. The bill may have a positive fiscal impact by decreasing the number of people admitted into 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 under community supervision who are the primary caretaker of a child younger than 18 or who are pregnant. The Office of Court Administration indicates the modifications outlined in the bill's provisions will not result in a significant fiscal impact on the state court system.

Local Government Impact

According to the Texas Association of Counties, no significant fiscal implication to county governments is anticipated.

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

LBB Staff: WP, LBO, LM, JPo, AF