

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 4, 2019

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

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

IN RE: HB3831 by Sherman, Sr. (Relating to certain technical violations of conditions 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 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 fewer 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 fiscal 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 technical violations associated with conditions of community supervision as specified by the bill's provisions. The Office of Court Administration indicates the modifications outlined in the bill's provisions will not result in a significant fiscal impact.

Local Government Impact

According to the Office of Court Administration, local government may see some savings from fewer defendants having their community supervision revoked and incarcerated in local jails; however, no significant fiscal impact to local courts is anticipated.

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

LBB Staff: WP, LBO, LM, DGi, kvel