

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 28, 2019

TO: Honorable Nicole Collier, Chair, House Committee on Criminal Jurisprudence

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

IN RE: HB4375 by Stephenson (Relating to authorizing the use of anti-theft electronic monitoring as a condition of community supervision or release on bond.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure to allow a defendant to submit to anti-theft monitoring if charged with theft or organized retail theft as a condition of release on bond. The bill allows the cost of the device to be assessed as a court cost or be paid directly by the defendant.

The bill would also allow anti-theft monitoring to be included as a condition of community supervision if the defendant is convicted of theft or organized retail theft.

According to the Office of Court Administration and the Texas Department of Criminal Justice, duties and responsibilities associated with implementing the provisions of the bill could be accomplished using existing resources.

The bill would take effect September 1, 2019.

Local Government Impact

According to the Texas Department of Criminal Justice, there could be a significant but indeterminate cost to counties for payment of the anti-theft devices if the device is required by the courts and an offender is determined to be indigent.

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

LBB Staff: WP, LBO, DA