

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

March 7, 2021

TO: Honorable Victoria Neave, Chair, House Committee on Juvenile Justice & Family Issues

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB80 by Johnson, Jarvis (Relating to the discharge by certain defendants of fines and costs through community service.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure by prohibiting a justice or judge from imposing a fine and court costs on a defendant who is under the conservatorship of the Department of Family and Protective Services (DFPS) or in extended foster care and require that if the full amount of a fine or court cost is not waived, the defendant is allowed to perform community service to discharge the remaining amount.

Based on information provided by the Office of Court Administration, this analysis assumes implementing the provisions of this bill may reduce the recovery of fines and court costs in a narrow set of cases, it is anticipated that very few costs are collected from this population and no significant fiscal impact to the state court system is expected.

DFPS assumes no fiscal impact as a result of implementing the bill. The Comptroller of Public Accounts assumes the bill would have no significant fiscal impact to the state.

The bill would take effect September 1, 2021, and apply to a sentencing proceeding that commences before, on, or after that date.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Admin, 304 Comptroller of Public Accounts, 530 Family & Protective Services

LBB Staff: JMc, DKn, MW, BH, MBo