

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

March 29, 2021

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

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB2315 by Turner, John (Relating to the prosecution of the criminal offenses of racing on a highway and organized criminal activity involving that conduct and to the forfeiture of contraband relating to that conduct; creating a criminal offense.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend various codes as they relate to the offense of racing on highway. Under the provisions of the bill, knowingly allowing another person to use one's motor vehicle to engage in conduct prohibited under the racing on highway offense would also be prohibited and, under certain circumstances, the offense would be eligible for a penalty enhancement and the motor vehicle could be subject to forfeiture.

The Office of Court Administration and the Department of Public Safety indicate the modifications outlined in the bill's provisions would not result in a significant fiscal impact. The Comptroller of Public Accounts indicates the modifications outlined in the bill's provisions cannot be estimated. This analysis assumes implementing the provisions of the bill addressing felony sanctions would not result in a significant impact on the demand for state correctional resources.

Local Government Impact

A Class B misdemeanor is punishable by a fine of not more than \$2,000, confinement in jail for a term not to exceed 180 days, or both. A Class A misdemeanor is punishable by a fine of not more than \$4,000, confinement in jail for a term not to exceed one year, or both. Costs associated with enforcement, prosecution and confinement could likely be absorbed within existing resources. Revenue gain from fines imposed and collected is not anticipated to have a significant fiscal implication.

The Sheriffs' Association of Texas does not expect a significant fiscal impact to counties.

Source Agencies: 212 Office of Court Admin, 304 Comptroller of Public Accounts, 405 Department of Public Safety

LBB Staff: JMc, DKN, LM, DGI, AF