

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

April 5, 2021

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

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB2505 by Smith (Relating to the operation of a watercraft while intoxicated.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Penal Code as it relates to the offense of boating while intoxicated. Under the provisions of the bill, the definition of driving while intoxicated with child passenger would be expanded to include operating a watercraft and an additional offense is created for boating while intoxicated with a passenger younger than 15 years of age. This offense would be punishable as a state jail felony. Under existing statute, boating while intoxicated is punishable as a Class B misdemeanor with a minimum term of confinement of 72 hours.

The Office of Court Administration indicates the modifications outlined in the bill's provisions would not result in a significant fiscal impact. 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

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

Source Agencies: 212 Office of Court Admin

LBB Staff: JMc, DKN, LM, MP