

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**March 29, 2021**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: SB237** by Bettencourt (Relating to the issuance of a citation for a criminal trespass offense punishable as a Class B misdemeanor.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Code of Criminal Procedure to add Class B criminal trespass offenses to the list of offenses for which a peace officer may issue a citation to appear instead of arresting and taking the person before a magistrate.

According to the Office of Court Administration, no significant fiscal to the state court system is anticipated.

**Local Government Impact**

According to the Sheriffs of Texas, the bill could minimally reduce costs in terms of jail days. However, the charging of criminal trespass usually involves persons refusing to leave with a high volume of those charged experiencing mental health issues. In these instances, the issuance of a citation is unlikely to resolve the problem.

**Source Agencies:** 212 Office of Court Admin

**LBB Staff:** JMc, DKN, CMA, ANE