

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

March 27, 2023

TO: Honorable Abel Herrero, Chair, House Committee on Corrections

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3341 by Johnson, Ann (Relating to the eligibility of criminal defendants for an order of nondisclosure of criminal history record information for certain offenses committed when younger than 25 years of age.), **As Introduced**

Although the bill would result in an increase in the workload for all courts, the fiscal implications cannot be determined because the number of defendants who would file a petition for an order of nondisclosure under the provisions of the bill is unknown.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

The bill would provide for a procedure where a person could petition the court for an order of nondisclosure for an offense that the person committed when he or she was younger than 25 years of age. Under the provisions of the bill, the offense at issue could be any misdemeanor or felony other than one for which a judge cannot grant community supervision or one for which a judge entered an affirmative finding of a deadly weapon on the judgment in the case. The bill would require a person to satisfy other requirements to be eligible for the order.

Based on the analysis provided by the Office of Court Administration, implementing the provisions of the bill would result in an increase in the workload for all courts. However, the fiscal impact cannot be determined because there is no data available to estimate the number of defendants who would file a petition for the order.

Local Government Impact

The bill is expected to increase the workload of all local courts. However, the fiscal impact cannot be determined because there is no data available to estimate the number of defendants who would file a petition for the order.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: JMc, DDeI, MW, BH