LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

April 18, 2025

TO: Honorable John T. Smithee, Chair, House Committee on Criminal Jurisprudence

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: **HB3110** by Perez, Mary Ann (Relating to civil asset forfeiture of digital currency or other similar property.), **As Introduced**

The fiscal implications of the bill cannot be determined since the total number and value of forfeitures recovered by the state are unknown.

The bill would require law enforcement agencies to transfer seized digital currency, NFTs, and stablecoins to a wallet that is not connected to an exchange or network and only accessible by the law enforcement agency or the attorney representing the state.

The bill would make forfeiture proceedings involving property that is a digital currency, NFT, stablecoin, or wallet not connected to an exchange or network, commence in the county of the law enforcement agency that initiated the seizure of the property.

The bill would allow regulated financial institutions, at the time the appropriate seizure warrant is served on the institution, to transfer any digital currency, NFT, or stablecoin held by the institution to a secure wallet that is not connected to an exchange or network and is in the possession of a law enforcement agency or an attorney representing the state

According to the Comptroller of Public Accounts, the bill could increase revenue to the state; however, since the total number and value of future forfeitures are unknown, the total increase can not be determined.

It is assumed that any impact on state correctional populations or on the demand for state correctional resources would not be significant.

Local Government Impact

The fiscal implications of the bill cannot be determined at this time.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 304 Comptroller of Public Accounts

LBB Staff: JMc, MGol, JPa, DA