

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

April 1, 2025

TO: Honorable Sam Harless, Chair, House Committee on Corrections

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3261 by Johnson (Relating to the eligibility of certain criminal defendants for an order of nondisclosure of criminal history record information.), **As Introduced**

The fiscal implications of the bill cannot be determined due to the fact that the number of additional nondisclosure petitions that would be filed and processed is unknown.

The bill would expand the number of criminal defendants eligible for an order of nondisclosure of criminal history record information. The bill would permit order of nondisclosure procedures for certain persons that complete specialty court programs, reduce the wait period for certain orders of nondisclosure, and consolidate certain petitions for an order of nondisclosure of criminal history record information.

According to the Office of Court Administration (OCA), no significant fiscal implications to the state court system is anticipated. According to the Comptroller of Public Accounts, the provisions of the bill could increase the number of nondisclosure petitions and therefore increase filing fee revenue; however, any fiscal implications cannot be determined.

According to the Department of Public Safety (DPS), there may be a significant cost for DPS to process orders of nondisclosures; however, the cost cannot be determined as the increase in orders is unknown. DPS states that 1.0 full-time equivalent (FTE) position can process an estimated 700 orders of nondisclosure per year.

Local Government Impact

While there may be an increase in nondisclosure petitions filed with local courts, the fiscal impact cannot be determined as the increased number of petitions is unknown.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 304 Comptroller of Public Accounts, 313 Department of Information Resources, 405 Department of Public Safety

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