

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

May 20, 2025

TO: Honorable Pete Flores, Chair, Senate Committee on Criminal Justice

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3464 by Meza (relating to increasing the criminal penalties for the offenses of providing or possessing with the intent to provide an alcoholic beverage, a controlled substance, or a dangerous drug to a person in the custody of a correctional facility, taking an alcoholic beverage, a controlled substance, or a dangerous drug into a correctional facility, and taking a controlled substance or dangerous drug on property owned, used, or controlled by a correctional facility.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would increase the penalty for the third degree felony offense of prohibited substances and items in a correctional or civil commitment facility to a second degree felony when the actor is employed by the correctional facility and commits certain conduct related to the offense or to a first degree felony with a minimum fifteen year sentence if the consumption of the controlled substance or dangerous drug that is the subject of the offense causes the death of a person in the custody of the correctional facility.

The Office of Court Administration indicates that the fiscal impact to the court system is indeterminate. The Comptroller of Public Accounts notes that the offense is currently a felony and further felony increases would have no fiscal impact on state court cost revenue.

Local Government Impact

While it is assumed that any fiscal impact to units of local government associated with enforcement, prosecution, supervision, or confinement would not be significant, it would be dependent on the number of offenses committed under the specific circumstances as outlined in the bill.

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

LBB Staff: JMc, MGol, AMr, QH, DGI