

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

March 30, 2025

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

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: SB826 by Parker (Relating to the operation of a motor vehicle in a school crossing zone while intoxicated; increasing a criminal penalty.), **As Introduced**

Increasing the penalty for an existing criminal offense may result in increased demands upon state correctional resources due to a possible increase in the number of individuals placed under supervision in the community or sentenced to a term of confinement. The impact on state correctional populations or on the demand for state correctional resources cannot be determined due to the lack of data to identify the number of cases that occurred in a school crossing zone.

The bill would enhance the penalty for driving while intoxicated from a Class B misdemeanor to a state jail felony if the actor was operating a motor vehicle in a school crossing zone during the time that the reduced speed limit was in effect.

Local Government Impact

While the fiscal impact cannot be determined, increasing the penalty for an existing offense may result in increased demands upon local correctional resources due to a possible increase in the number of individuals placed under supervision in the community or sentenced to a term of confinement.

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

LBB Staff: JMc, MGol, AMr