

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**March 6, 2009**

**TO:** Honorable John Carona, Chair, Senate Committee on Transportation & Homeland Security

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: SB488** by Ellis (Relating to the operation of a motor vehicle in the vicinity of a vulnerable road user; providing penalties.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would create as an offense certain actions of a driver of a motor vehicle in the vicinity of a vulnerable road user. Depending on various criteria, the punishment would be either a fine of between \$1 and \$200; a misdemeanor punishable by a fine not to exceed \$500; or a Class B misdemeanor, which is punishable by a fine not to exceed \$2,000, confinement in jail for a term not to exceed 180 days, or both such fine and confinement.

Costs associated with enforcement, prosecution, and punishment are not anticipated to have a significant fiscal impact. Revenue gain from fines would vary depending on the number of offenses prosecuted and the amount of fine imposed.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 405 Department of Public Safety

**LBB Staff:** JOB, KJG, DB