

BILL SUMMARY
1st Session of the 60th Legislature

Bill No.:	HB2235
Version:	INT
Request Number:	11089
Author:	Rep. Munson
Date:	2/6/2025
Impact:	Higher Education System: Minimal
	DOC: Minimal
	State Budget: Increased Liability of at least \$1,000,000 per case

Research Analysis

Pending

Prepared By: House Research Staff

Fiscal Analysis

HB2235 sets forth penalties borne by the State for wrongful incarceration cases. The potential for these penalties creates an unknown increased future liability to the State on a per case basis of \$1,000,000 plus \$50,000 multiplied by the number of years that the person served in prison. There is no anticipated direct fiscal impact to the solvency of any particular fund or agency as a result of this increased liability. In addition to these penalties, the Department of Corrections (DOC) would be required to administer certain benefits to claimants that are entitled to compensation under the provisions of this measure. The total number of claimants that would collect these benefits is unknown, so DOC is unable to provide a total cost estimate for administering these benefits. However, the estimated cost on an annual per person basis is \$9,043.08 for state benefit allowance, and \$41.84 for tort. Thus, DOC would be absorbing a \$9,084.92 annual cost per claimant that collects these benefits. The Higher Education System would also provide certain tuition and cost waivers for these claimants, but any costs associated with this are expected to be immaterial and absorbed by the State.

Therefore, in its current form, HB2235 results in an unknown increased liability to the State of at least \$1,000,000 per case, and a \$9,084.92 annual cost to be absorbed by DOC per claimant that collects the benefits set forth in the measure.

Prepared By: Robert Flipping IV, House Fiscal Staff

Other Considerations

None.