

BILL SUMMARY
1st Session of the 60th Legislature

Bill No.:	HB2235
Version:	SUBREC-AMD1
Request Number:	
Author:	Rep. Munson
Date:	3/5/2025
Impact:	Higher Education System: Minimal
	Tort Claims Liability Revolving Fund: Minimal
	State Budget: Increased Liability of at least \$1,000,000 per case

Research Analysis

The amendment to the subcommittee recommendation clarifies that the provisions apply only to exonerations occurring on and after July 1, 2025.

Prepared By: Brad Wolgamott

Fiscal Analysis

The SUBREC to 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 Tort Claims Liability Revolving Fund administered by the State Treasury 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, however, the estimated cost to the fund on an annual basis is expected to be minimal. 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 claimant that collects the benefits set forth in the measure.

The SUBREC-AMD1 replaces the word "convictions" with the word "exonerations" on Page 14 Section 2 Line 14. This does not change the fiscal impact of the measure.

Prepared By: Robert Flipping IV, House Fiscal Staff

Other Considerations

None.