

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION

March 24, 2003

TO: Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

FROM: John Keel, Director, Legislative Budget Board

IN RE: SB825 by Whitmire (Relating to amending Section 22.011, Penal Code, to make it a criminal offense for certain persons employed by long-term care facilities to have nonconsensual sex with persons residing in those facilities; providing criminal penalties.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Penal Code by including the employee of a facility having nonconsensual sex with persons residing in those facilities as behavior covered by the offense of sexual assault. The bill would also add an exception to prosecution for the offense of sexual assault. It is assumed that the number of additional offenders convicted under this statute would not result in a significant impact on the programs and workload of state corrections agencies or on the demand for resources and services of those agencies.

Local Government Impact

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

Source Agencies: 696 Department of Criminal Justice

LBB Staff: JK, JO, WK, GG, KG