

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**May 29, 2003**

**TO:** Honorable David Dewhurst, Lieutenant Governor, Senate

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: SB871** by Shapiro (Relating to the sex offender registration program and to requirements imposed on certain persons under the program.), **As Passed 2nd House**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Sex Offender Registration Program of the Code of Criminal Procedure by requiring the Department of Public Safety to determine which local law enforcement authority serves as the person's primary registration authority based on the municipality or county in which the person resides or the municipality or county in which the person works or attends school. The bill would also provide further clarification of the provision of the Sex Offender Registration Program relating to workers or students. The bill would make necessary changes in the Code of Criminal Procedure reflecting the primary registration authority provision of the bill. For this analysis, it is assumed that any work resulting from the passage of these provisions of the bill could be reasonably absorbed with current resources.

The bill would amend the Health and Safety Code relating to the representation of indigent persons at civil commitment proceedings. The bill would also make changes relating to the process of assessing whether the person is a repeat sexually violent offender and whether the person is likely to commit a sexually violent offense after release or discharge. The Texas Department of Criminal Justice, the Department of Mental Health and Mental Retardation, and the Department of Public Safety have determined that the cost of implementing these provisions of the bill would not be significant.

The bill would also amend the Health and Safety Code related to status reports for civil commitment and would amend registration requirements for registered sex offenders residing on the campus of a public or private institution of higher education. It is also assumed that any work resulting from the passage of these provisions of the bill could be reasonably absorbed with current resources.

**Local Government Impact**

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

**Source Agencies:** 696 Department of Criminal Justice

**LBB Staff:** JK, WK, GG