

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

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

**April 27, 2003**

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

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

**IN RE: SB1835** by Staples (Relating to testing for communicable diseases certain people who are arrested.), **Committee Report 1st House, Substituted**

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

The bill would amend the Code of Criminal Procedure by requiring an arrested person who causes an officer to come in contact with the person's bodily fluids to undergo a test designed to show whether the person has a communicable disease, at the direction of the court having jurisdiction over the arrested person. The Code of Criminal Procedure currently allows for such testing in cases where persons are arrested for the offense of resisting arrest, search, or transportation. It is assumed that the bill would not have a significant impact on the State.

**Local Government Impact**

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

**Source Agencies:** 410 Criminal Justice Policy Council, 696 Department of Criminal Justice

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