

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

May 16, 2005

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

FROM: John S. O'Brien, Deputy Director, Legislative Budget Board

IN RE: HB839 by Riddle (Relating to the disposition of certain obscene material and child pornography.), **As Engrossed**

No fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure by adding an offense involving child pornography to the offenses for which items that were seized during the execution of a search warrant shall be ordered by the court to be destroyed or forfeited to the state upon conviction of a person for possession of the seized items. Providers of electronic communication or remote computing services to the public would be exempt from any liability.

The bill would take effect September 1, 2005 and would apply to the disposition of obscene material or child pornography seized on or after that date.

Local Government Impact

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

Source Agencies:

LBB Staff: JOB, KJG, DLBa