

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

May 9, 2005

TO: Honorable Terry Keel, Chair, House Committee on Criminal Jurisprudence

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

IN RE: SB905 by Whitmire (Relating to the interception of or the collection of other information from certain communications in an investigation of criminal conduct.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure by allowing peace officers of designated police agencies to possess and operate, install, or monitor a pen register. The bill defines a designated police agency as a police department in a municipality with a population of 500,000 or more. The bill would also repeal Article 18.20 of the Code of Criminal Procedure, which requires the act to expire in September 2005. The Office of Court Administration and the Department of Public Safety have determined that the cost to the state of implementing the provisions of this bill would not be significant.

Local Government Impact

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

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 405 Department of Public Safety

LBB Staff: JOB, KJG, GG