

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

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**April 18, 2005**

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

**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 Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Code of Criminal Procedure by allowing peace officers to possess and operate, install, or monitor a pen register. 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