

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

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

**April 11, 2005**

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

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

**IN RE: SB912** by Shapiro (Relating to the civil commitment of sexually violent predators.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for SB912, As Introduced: a negative impact of (\$742,000) through the biennium ending August 31, 2007.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

**General Revenue-Related Funds, Five-Year Impact:**

| Fiscal Year | Probable Net Positive/(Negative)<br>Impact to General Revenue Related<br>Funds |
|-------------|--|
| 2006        | (\$371,000)  |
| 2007        | (\$371,000)  |
| 2008        | (\$371,000)  |
| 2009        | (\$371,000)  |
| 2010        | (\$371,000)  |

**All Funds, Five-Year Impact:**

| Fiscal Year | Probable (Cost) from<br><i>GENERAL REVENUE FUND</i><br>1 |
|-------------|--|
| 2006        | (\$371,000)  |
| 2007        | (\$371,000)  |
| 2008        | (\$371,000)  |
| 2009        | (\$371,000)  |
| 2010        | (\$371,000)  |

**Fiscal Analysis**

The bill would amend the Health and Safety Code to amend the definitions of "sexually motivated conduct" and "sexually violent offense". The bill would also require the Council for Sex Offender Treatment to contract for a tracking service of sexually violent offenders who have been committed under Chapter 841 of the Health and Safety Code. The bill would take effect September 1, 2005.

**Methodology**

The Department of State Health Services (DSHS), which administratively oversees the Council on Sex Offender Treatment, reports that the tracking and case management requirements of the bill would require six full-time contracted case managers. The case managers would be paid \$30 per hour 50 hours a week, for an annual salary of \$78,000.

The bill would not result in additional satellite and equipment costs. DSHS reports that the cost of existing civil commitment case management in fiscal year 2004 was \$97,000. The estimated annual cost of implementing the provisions of the bill would be \$371,000 (6 contractors X \$30 per hour X 50 hours per week X 52 weeks minus \$97,000, the fiscal year 2004 cost of case management = \$371,000).

According to the agency, the Council would need to amend its rules to reflect the requirements of the bill. This would be accomplished using existing staff and resources.

**Local Government Impact**

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

**Source Agencies:** 405 Department of Public Safety, 537 Department of State Health Services, 696 Department of Criminal Justice

**LBB Staff:** JOB, VDS, LW, AM, KJG