

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

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**April 17, 2007**

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

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

**IN RE: HB76** by Naishtat (Relating to the collection and analysis of information relating to certain sexual offenses. ), **As Engrossed**

<b>Estimated Two-year Net Impact to General Revenue Related Funds</b> for HB76, As Engrossed: an impact of \$0 through the biennium ending August 31, 2009.
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**General Revenue-Related Funds, Five-Year Impact:**

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2008	\$0
2009	\$0
2010	\$0
2011	\$0
2012	\$0

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

Fiscal Year	Probable Savings/(Cost) from <i>STATE HIGHWAY FUND</i> 6
2008	(\$262,244)
2009	\$0
2010	\$0
2011	\$0
2012	\$0

**Fiscal Analysis**

The bill would amend the Government Code as it relates to the collection and analysis of information relating to certain sexual offenses.

Section 1 of the bill would amend the Government Code, Section 411.042 (b) and (g) and would add (h) and (i), which would require the Department of Public Safety (DPS) to create a statistical breakdown of sexual assault and aggravated sexual assault offenses under Penal Code, Sections 21.12, 21.15, 22.011 and 22.021. The bill states the statistics must include information indicating the specific offense committed and information regarding the victim, the offender and the offender's relationship to the victim, any weapon used or exhibited during the commission of the offense, and any injuries sustained by the victim. Law enforcement agencies are required to report sexual assault and aggravated sexual assault offenses to the DPS in the form and manner and at regular intervals outlined in the adopted agency rules.

Section 2 of the bill states that in consultation with statewide, nonprofit sexual assault programs, DPS shall establish rules and procedures for the reporting of this information no later than October 1, 2007.

The bill would take effect on September 1, 2007.

### **Methodology**

Under the provisions of the bill, the Department of Public Safety (DPS) would be required to collect and analyze information relating to sexual assault and aggravated sexual assault offenses under Penal Code, Sections 22.011 and 22.021. DPS' Crime Records Service currently has a sex offender registration data base; however this bill would require additional information to be collected. The agency estimates are based on added database and program modifications and costs for new reporting requirements.

DPS states that other operating expenses, consumable equipment, and other costs for printing and postage of new registration forms are an additional \$79,244 in fiscal year 2008.

### **Technology**

DPS states the technology costs estimated to comply with the collection and analysis of information relating to sexual assault and aggravated sexual assault includes computer database/scanner program modifications, program modifications for the summary repository, program modifications for the Incident Base Reporting repository totaling \$183,000 in fiscal year 2008.

### **Local Government Impact**

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

**Source Agencies:** 405 Department of Public Safety

**LBB Staff:** JOB, ES, GG, LG