

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

May 16, 2007

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

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

IN RE: HB2389 by Madden (Relating to the right of a minor in the custody of the Texas Department of Criminal Justice to consent to medical, dental, psychological, and surgical treatment.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code and the Family Code by allowing an inmate who is younger than age 18, and confined in the Department of Criminal Justice (TDCJ) to consent to medical, dental, psychological, and surgical treatment by a licensed health care practitioner, or a person under the supervision of a licensed health care practitioner. The bill would not apply to treatment constituting an abortion on an unemancipated youth with no court order authorizing the youth to consent to the abortion, or the lack of serious medical risk requiring immediate action with no time to obtain parental consent for the abortion, as described in Section 164.052, Occupational Code. The bill would take effect September 1, 2007.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 696 Department of Criminal Justice

LBB Staff: JOB, ES, GG, SDO, AI