

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

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**March 5, 2009**

**TO:** Honorable Pete Gallego, Chair, House Committee on Criminal Jurisprudence

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

**IN RE: HB549** by Raymond (Relating to an affirmative defense to prosecution for certain sex offenses.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Penal Code by clarifying the conditions of defense to prosecution for the offenses of indecency with a child, improper relationship between educator and student, sexual assault, and violations of the civil rights of a person in custody; improper sexual activity with person in custody. It is assumed that the bill would not significantly affect the operations of state or local government.

**Local Government Impact**

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

**Source Agencies:** 696 Department of Criminal Justice

**LBB Staff:** JOB, ESi, GG