

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 6, 2009

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

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

IN RE: HB839 by Martinez, "Mando" (Relating to the sale or delivery of salvia divinorum to a child; providing a penalty.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would create as a Class C misdemeanor offense the act of selling salvia divinorum or a product containing salvia divinorum to a person younger than 18 years of age or to a person who intends to deliver it to a person younger than 18 years of age.

A Class C misdemeanor is punishable by a fine not to exceed \$500.

Costs associated with enforcement would be absorbed within existing resources. Revenue gains would vary depending on how many such offenses occur and how much fine is imposed.

Local Government Impact

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

Source Agencies:

LBB Staff: JOB, ESi, DB