

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 20, 2009

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

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

IN RE: HB3148 by Smith, Todd (Relating to exempting certain young persons who are convicted of an offense involving consensual sex from the requirement of registering as a sex offender in this state.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure to exempt certain individuals from the duty to register as a sex offender if certain age requirements are met, and also provides certain conditions under which a person may petition the court for an order expemting the person from registration. Provisions related to reportable convictions or adjudications related to sex offender registration programs would also be affected by the bill. The bill would require the Department of Public Safety to determine by rule the minimum required registration period under the Adam Walsh Child Protection and Safety Act of 2006 for each reportable conviction or adjudication under the Texas sex offender registration program. This analysis assumes that implementing the provisions of the bill would not pose a significant fiscal or operational impact to the State.

Local Government Impact

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

Source Agencies:

LBB Staff: JOB, ESi, GG, MWU