

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

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

**March 25, 2009**

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

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

**IN RE: SB257** by Estes (Relating to the sale or delivery of salvia divinorum or Salvinorin A to a child; providing a penalty. ), **Committee Report 1st House, Substituted**

**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, Salvinorin A, or a product containing salvia divinorum or Salvinorin A 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, GG, DB