

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 6, 2009

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

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

IN RE: SB1709 by West (Relating to the prosecution and punishment of certain sexual offenses and to exempting certain persons from the duty to register as a sex offender in this state.),
Committee Report 1st House, Substituted

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure and the Penal Code relating to the prosecution of sexual offenses, the exemption from the duty to register as a sex offender for certain persons, and the filing of statements of affirmative findings for certain conditions involving sex offenses. The bill would alter the age requirements between the actor and victim regarding affirmative defense to prosecution for the certain sexual offenses and makes changes to the criteria for findings of fact related to the age of the defendant in sexual offense cases. The Office of Court Administration and the Department of Public Safety anticipate no significant fiscal implication to the State from the provisions of the bill.

Local Government Impact

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

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 405 Department of Public Safety, 696 Department of Criminal Justice

LBB Staff: JOB, ESi, GG