

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

Revision 1

April 8, 2011

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

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

IN RE: HB227 by Smith, Todd (Relating to exempting persons who are convicted of certain sexual offenses from registering 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 to exempt certain individuals 19 years of age or younger from the duty to register as a sex offender for certain sex offenses if the victim or intended victim was at least 15 years of age, the defendant was not more than four years older than the victim or intended victim, and the offender is not a threat public safety. The bill would authorize the court to consider relevant evidence and testimony about the relationship between the victim or intended victim and the petitioner at a hearing of a petition to be exempt from sex offender registration.

For this analysis it is assumed implementing the provisions of the bill would not result in a significant impact on the programs and workload of state corrections agencies or on the demand for resources of those agencies. The bill would take effect September 1, 2011.

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

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