

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION**

**April 13, 2011**

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

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

**IN RE: HB1009** by Callegari (Relating to procedures for obtaining informed consent before certain postmortem examinations or autopsies. ), **Committee Report 1st House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill would add a subchapter to Chapter 49 of the Code of Criminal Procedure requiring informed consent before certain postmortem examinations or autopsies. The Department of State Health Services (DSHS), in consultation with the Texas Medical Board (TMB), would be required to prescribe a standard written consent form. The bill would repeal Article 49.13, Code of Criminal Procedure, relating to consent to autopsy.

Both DSHS and TMB indicate that any costs associated with the implementation of the provisions of the bill could be absorbed within existing resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 503 Texas Medical Board, 537 State Health Services, Department of

**LBB Staff:** JOB, ESi, MB, VJC, NB