

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

May 13, 2011

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

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

IN RE: HB2015 by Thompson (Relating to certain conduct indicating a need for supervision and the sealing of records related to that conduct.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Family Code to include the offense of prostitution within the definition of conduct indicating a need for supervision and the sealing of records related to that conduct. Currently prostitution is a Class B misdemeanor (or more serious offense) that when alleged to have been committed by a juvenile is prosecuted as delinquent conduct in juvenile court. However, under the bill and current law, prostitution would come under progressive sanctions level two for which the disposition is deferred prosecution involving no direct juvenile court contact. In either case, the prosecutor may still file a petition seeking adjudication in the juvenile court. The bill would add provisions relating to the sealing of records, as applicable. To the extent the bill would amend court procedures, no significant fiscal implication to the court system or the state is anticipated. 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

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