

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 4, 2011

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

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

IN RE: HB3176 by King, Susan (Relating to the prosecution of and punishment for the offense of failure to stop or report aggravated sexual assault of a child.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Penal Code to provide that a person would be subject to the conditions related to the offense of failure to stop or report aggravated sexual assault of a child, regardless of whether the person who has a relationship with the child. The bill would also amend the Penal Code to enhance the punishment prescribed for failure to stop or report aggravated sexual assault of a child, currently punishable as a Class A Misdemeanor, to a state jail felony. The bill would take effect September 1, 2011 and apply only to an offense committed on or after the effective date.

Expanding the list of behaviors for which a penalty is applied for any criminal offense or increasing the penalty for any criminal offense is expected to result in increased demands upon the correctional resources of counties or of the State due to longer terms of probation, or longer terms of confinement in county jail, state jail or prison. However, in the case of this bill, it is assumed the number of offenders convicted under this statute would not result in a significant impact on the programs and workload of state corrections agencies or on the demand for resources and services of those agencies.

Local Government Impact

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

Source Agencies:

LBB Staff: JOB, ESi, GG, ADM