

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

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

**April 13, 2011**

**TO:** Honorable Sid Miller, Chair, House Committee on Homeland Security & Public Safety

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

**IN RE: HB3228** by Hernandez Luna (Relating to the creation of DNA records for the state and federal DNA database systems.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Government Code to indicate the entities eligible to analyze DNS specimens submitted by persons who are suspected in criminal investigations. The bill would require law enforcement agencies to seek the expunction of DNA records of certain suspects no longer considered to be suspects. The bill would require the Department of Public Safety (DPS) to ensure certain expunged DNA samples are also expunged from the CODIS database. The bill would take effect September 1, 2011. This analysis assumes DPS could implement the provisions of the bill within existing resources.

**Local Government Impact**

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

**Source Agencies:** 405 Department of Public Safety

**LBB Staff:** JOB, ESi, GG, KKR