

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 1, 2011

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

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

IN RE: SB348 by Estes (Relating to the sale or delivery of salvia divinorum or Salvinorin A to a child; providing a penalty.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Penal Code to create a Class C misdemeanor offense for the act of selling salvia divinorum, Salvinorin A, or a product containing salvia divinorum or Salvinorin A to a person younger than 18 years of age or to a person who intends to deliver it to a person younger than 18 years of age.

A Class C misdemeanor is punishable by a fine not to exceed \$500. Costs associated with enforcement and prosecution, and revenue gain from fines imposed and collected would vary depending on the number of offenses and the amount of fines imposed; however, those amounts are not anticipated to be significant.

Local Government Impact

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

Source Agencies:

LBB Staff: JOB, ESi, TP