

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

**FISCAL NOTE, 83rd LEGISLATURE 2nd CALLED SESSION - 2013**

**July 12, 2013**

**TO:** Honorable Abel Herrero, Chair, House Committee on Criminal Jurisprudence

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB49** by Dutton (Relating to a requirement that a peace officer obtain a search warrant before conducting a body cavity search.), **As Introduced**

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| <p><b>No significant fiscal implication to the State is anticipated.</b></p> |
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The bill would amend the Code of Criminal Procedure to require law enforcement to obtain a search warrant before conducting a body cavity search. Magistrates issue search warrants; however, any increased time spent considering the applications for search warrants is expected to be minimal. The Office of Court Administration indicated no significant fiscal impact is anticipated. The Department of Public Safety indicated no fiscal impact is anticipated.

**Local Government Impact**

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

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council, 405  
Department of Public Safety

**LBB Staff:** UP, ESi, TP