

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

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**March 18, 2015**

**TO:** Honorable Allen Fletcher, Chair, House Committee on Emerging Issues In Texas Law Enforcement, Select

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

**IN RE: HB1168** by Rinaldi (Relating to creating a defense to prosecution for the offense of resisting arrest, search, or transportation or the offenses of escape or permitting or facilitating escape.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Penal Code to provide a defense to prosecution for the offense of resisting arrest, search, or transportation if the arrest or search was unlawful. The bill would also provide a defense to prosecution for the offenses of escape and permitting or facilitating escape if the custody was unlawful. This analysis assumes the provisions of the bill would not result in a significant impact on state correctional agencies.

**Local Government Impact**

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

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council

**LBB Staff:** UP, ESi, LM, KVe