

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

April 18, 2015

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

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB1864 by Burton (Relating to requiring a peace officer to obtain a warrant to search a cellular telephone or other wireless communications device.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure, prohibiting a peace officer from searching a person's cell phone or other wireless communications device without a search warrant. The bill would prescribe the procedure, format, and required information for an application for a search warrant. The bill would provide exceptions to the search warrant requirement. The Office of Court Administration indicates bill provisions are not anticipated to have a significant fiscal implication for the court system. The Department of Public Safety indicates it can implement bill provisions within existing resources.

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, KJo, TB