

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATURE 2nd CALLED SESSION 2025

August 20, 2025

TO: Honorable John T. Smithee, Chair, House Committee on Criminal Jurisprudence

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: SB11 by Parker (Relating to an affirmative defense to prosecution for certain victims of trafficking of persons or compelling prostitution.), **As Engrossed**

Amending the list of general defenses to criminal responsibility may result in decreases in demands upon state correctional resources due to a possible decrease in the number of individuals placed under supervision in the community or sentenced to a term of confinement. The fiscal implications of the bill cannot be determined due to the lack of data to estimate the prevalence of offense circumstances in which the affirmative defense would be applicable under the provisions of the bill.

The bill would amend the list of general defenses to criminal responsibility by including the affirmative defense, applicable in limited circumstances, that an actor, who is a victim of the offense of trafficking or compelling prostitution, engaged in the conduct as a direct result of being caused, through means of force, fraud, or coercion, to engage in that specific conduct.

The impact on state correctional populations or on the demand for state correctional resources cannot be determined due to the lack of data to estimate the prevalence of offense circumstances in which the affirmative defense would be applicable under the provisions of the bill.

Local Government Impact

While the fiscal impact cannot be determined, amending the list of general defenses to criminal responsibility may result in decreased demands upon local correctional resources due to a possible decrease in the number of individuals placed under supervision in the community or sentenced to a term of confinement.

Source Agencies:

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