

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

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

**March 2, 2015**

**TO:** Honorable Larry Phillips, Chair, House Committee on Homeland Security & Public Safety

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

**IN RE:** **HB324** by Dutton (Relating to a requirement that a peace officer obtain a search warrant before conducting a body cavity search.), **As Introduced**

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

The bill would amend the Code of Criminal Procedure to prohibit a peace officer from conducting a body cavity search of a detained or arrested person unless a magistrate has issued a search warrant authorizing the body cavity search.

The Department of Public Safety and the Office of Court Administration indicate no fiscal impact to the state is anticipated.

**Local Government Impact**

According to the Sheriff's Association of Texas and the Texas Municipal Police Association, the provisions of the bill would not have a significant fiscal impact and any additional workload can be handled with existing staff and resources.

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

**LBB Staff:** UP, ESj, AI, EK, JAW