

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

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**April 21, 2003**

**TO:** Honorable Terry Keel, Chair, House Committee on Criminal Jurisprudence

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HB1657** by Wohlgemuth (Relating to the sentencing of defendants convicted of multiple counts of intoxication assault or intoxication manslaughter.), **As Introduced**

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

The bill would include in the sentences for offenses arising out of the same criminal episode provision of the Penal Code the offense of intoxication assault. The bill would allow sentences to run concurrently or consecutively for convictions of intoxication assault. The offense of intoxication assault is punishable as a felony of the third degree.

The impact of the bill would depend on the extent to which intoxication assault convictions arising out of the same criminal episode would be required to serve consecutive sentences rather than concurrent sentences. It is assumed that the additional number of offenders convicted under this statute would not result in a significant impact on the programs and workload of state corrections agencies or on the demand for resources and services of those agencies.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 696 Department of Criminal Justice

**LBB Staff:** JK, WK, GG, KG