

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

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

**April 3, 2003**

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

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

**IN RE: SB600** by West (Relating to the reimbursement of compensation and expenses of certain appointed counsel filing an application for a writ of habeas corpus in a capital case. ),  
**Committee Report 1st House, Substituted**

<b>No fiscal implication to the State is anticipated.</b>
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The bill would amend the Code of Criminal Procedure to shift payments for counsel appointed prior to September 1, 1999 in death penalty cases from the Court of Criminal Appeals to the convicting court, for which counties receive reimbursements from the state, in an amount up to \$25,000 per case. No net fiscal implication to the state is anticipated because savings to the Court of Criminal Appeals would be offset by costs to the Judiciary Section, Comptroller's Department for reimbursements to counties. The bill would take effect on September 1, 2003.

**Local Government Impact**

No fiscal implication to units of local government is anticipated because the state reimburses counties for payments made to death penalty counsel appointed by convicting courts, in an amount up to \$25,000 per case.

**Source Agencies:** 211 Court of Criminal Appeals, 304 Comptroller of Public Accounts

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