

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

May 16, 2005

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

FROM: John S. O'Brien, Deputy Director, Legislative Budget Board

IN RE: HB550 by Phillips (Relating to the preparation of and procedures related to a presentence report in a felony case.), **As Engrossed**

No fiscal implication to the State is anticipated.

The bill would amend Article 42.12, Code of Criminal Procedure, to establish that unless waived by a defendant, at least 48 hours before sentencing, the judge shall permit the defendant or the defendant's counsel to read the presentence report. The bill would also stipulate that a judge would not be required to order that a presentence report be prepared.

The bill would take effect September 1, 2005.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: JOB, KJG, DLBa