

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

April 15, 2007

TO: Honorable Aaron Pena, Chair, House Committee on Criminal Jurisprudence

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

IN RE: HB1240 by Haggerty (Relating to the eligibility of certain defendants for jury-recommended community supervision.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Penal Code as it relates to the eligibility of certain defendants for jury-recommended community supervision. Under the provision of the bill a defendant would no longer be required to file a written sworn motion with the judge that the defendant has not previously been convicted of a felony in this or any other state before the trial begins, and the jury would not have to enter in the verdict a finding that the information in the defendant's motion is true before the defendant would be eligible for jury-recommended community supervision.

This bill would take effect September 1, 2007 and apply only to an offense committed on or after the effective date.

Local Government Impact

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

Source Agencies: 696 Department of Criminal Justice

LBB Staff: JOB, ES, GG, LM, KJG