

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

March 24, 2007

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

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

IN RE: HB1812 by Talton (Relating to the punishment of the offense of aggravated assault.), **As Introduced**

The probable impact of implanting the bill cannot be determined due to the unavailability of reliable data or information related to the circumstances involved in the offense of aggravated assault with a deadly weapon and with serious bodily injury.

The bill would amend the Penal Code to allow aggravated assault to be punishable as a felony of the first degree if the defendant used a deadly weapon and caused serious bodily injury to another person regardless of the defendant's relationship to that person. The bill would take effect on September 1, 2007 and apply to offenses committed on or after that date.

A check of Texas Department of Criminal Justice records, Department of Public Safety records, Office of Court Administration records, and Jail Standards Commission records did not reveal any information that would help in an accurate assumption regarding aggravated assault and the occurrence of a deadly weapon along with serious bodily injury; therefore the probable impact of implementing the bill cannot be determined.

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