

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

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**March 2, 2009**

**TO:** Honorable Pete Gallego, Chair, House Committee on Criminal Jurisprudence

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

**IN RE: HB107** by Phillips (Relating to the rendering of a judgment and sentence in the absence of certain defendants charged with felonies.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Code of Criminal Procedure relating to the rendering of a judgment and sentence in the absence of certain defendants charged with felonies. The bill would allow a sentence to be rendered in the absence of a defendant imprisoned in a penal institution under certain conditions. The bill would take effect September 1, 2009.

To the extent the bill would result in reduced costs relating to transporting defendants imprisoned in penal institutions to courts for rendering of sentences, no significant fiscal implication to the State is anticipated.

**Local Government Impact**

Savings to counties related to transportation and incarceration costs would vary and would depend on the number of defendants in a penal institution who choose to waive the right to be present at the rendering of the judgment and sentence. No significant fiscal impact is anticipated.

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

**LBB Staff:** JOB, ESi, DB