

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 19, 2009

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

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

IN RE: HB2145 by Miklos (Relating to the right of one immediate family member of certain deceased peace officers to make an oral statement regarding the terms of a plea bargain agreement.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure relating to the right of one immediate family member of certain deceased peace officers to make an oral statement regarding the terms of a plea bargain agreement. The bill would entitle one immediate family member designated by other immediate family members of a peace officer who died as the result of alleged criminal conduct for which a defendant has been indicted to make an oral statement to the court regarding any plea bargain agreement with the State and the defendant or the defendant's counsel would have an opportunity to respond. The prosecuting attorney would be required to notify the immediate family members about any plea bargain. To the extent the bill would modify court procedures in certain infrequent types of cases, no significant increase in judicial workloads or fiscal implication to the State is anticipated. The bill would take effect September 1, 2009.

Local Government Impact

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

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: JOB, ESi, TB