

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

May 6, 2011

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

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

IN RE: SB1503 by Huffman (Relating to procedures regarding certain criminal defendants who are or may be persons with mental illness or mental retardation.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure and the Health and Safety Code relating to procedures regarding certain criminal defendants who are or may be persons with mental illness or mental retardation. The proposed amendments include criteria to be considered in and procedures for a judicial review of a patient's discharge from court-ordered inpatient mental health services. The proposed judicial review of discharge may result in additional workload for the courts, but the fiscal impact is not expected to be significant. Accordingly, to the extent the bill would amend procedures in certain criminal cases involving defendants with mental illness or retardation; no significant fiscal implication to the state is anticipated. The bill would take effect September 1, 2011.

Local Government Impact

The additional costs associated with the proposed judicial review of discharge may result in additional workload for the courts; however, the fiscal impact is not expected to be significant.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 537 State Health Services, Department of

LBB Staff: JOB, TB, ESi, KKR