

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83rd LEGISLATURE 1st CALLED SESSION - 2013

June 17, 2013

TO: Honorable Abel Herrero, Chair, House Committee on Criminal Jurisprudence

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB72 by Canales (Relating to the punishment for a capital felony committed by an individual younger than 18 years of age.), **As Introduced**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Penal Code as it relates to the punishment for a capital felony committed by an individual younger than 18 years of age. Under the provisions of the bill, any individual convicted of a capital felony in which the state does not seek the death penalty and who was 17 years old or less at the time of the offense shall be punished by a term of imprisonment of 25 to 99 years. Persons convicted under this provision would not be eligible for parole until they had served, without consideration of good conduct time, 25 calendar years in prison.

The bill decreases the penalty for certain offenders convicted of capital offenses. Decreasing the penalty for any criminal offense is expected to decrease demands on state correctional agency resources due to shorter terms of state correctional institution confinement. In the case of the bill, it is assumed that the number of offenders incarcerated under this statute would not significantly impact state correctional agencies' workload and programs.

Local Government Impact

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

Source Agencies:

LBB Staff: UP, JPo, ESi, GG, AG, LM