

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

April 13, 2015

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

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB1040 by Rodríguez (Relating to the courts authorized to hear certain matters relating to a capias pro fine.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure regarding the arrest of a defendant on a capias pro fine. Under current law, an officer executing a capias pro fine can hold the defendant in jail until the following business day if he cannot be brought before the court immediately. The bill would add an option for the peace officer to take the defendant before another court that has concurrent jurisdiction with the court that issued the capias pro fine. The Office of Court Administration indicates bill provisions are not anticipated to have a significant fiscal implication in the court system.

Local Government Impact

The bill would have a positive fiscal impact on counties and would reduce county jail populations.

According to the Texas Commission on Jail Standards, the average cost for an inmate in a county jail is \$60.01 per day.

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

LBB Staff: UP, KJo, TB, KVe