

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 8, 2017

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

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1442 by Wu (Relating to the release of certain defendants pending a motion for new trial or an appeal from a misdemeanor conviction.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure to provide that, pending the determination of a defendant's motion for a new trial or the resolution of a defendant's appeal from a misdemeanor conviction, the defendant must be released after completion of the sentence of confinement for the conviction and would allow the trial court to require the defendant to give a personal bond, but would not allow the trial court to require any condition of the personal bond, any other type of bail bond, or any other surety or security. Based on the analysis of the Office of Court Administration, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

Local Government Impact

According to the Office of Court Administration, no significant fiscal impact on local courts is anticipated.

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

LBB Staff: UP, KJo, ZB, GDz, JGA