

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**May 23, 2019**

**TO:** Honorable Dennis Bonnen, Speaker of the House, House of Representatives

**FROM:** John McGeady, Assistant Director    Sarah Keyton, Assistant Director  
Legislative Budget Board

**IN RE: HB1139** by Thompson, Senfronia (Relating to the applicability of the death penalty to a capital offense committed by a person with an intellectual disability.), **As Passed 2nd House**

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| <p><b>No significant fiscal implication to the State is anticipated.</b></p> |
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The bill would amend the Code of Criminal Procedure to prohibit the sentencing to death a defendant with an intellectual disability and require that evidence offered by either party for the purpose of determining if a defendant has a intellectual disability must be consistent with prevailing medical standards.

Based on the analysis of the Office of Court Administration, the duties and responsibilities associated with implementing the provisions of the bill could be accomplished using existing resources.

The bill would take effect September 1, 2019, and apply to trials that begin on or after that date.

**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:** WP, SD, LBO, MW, DA