

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

April 18, 2021

TO: Honorable Nicole Collier, Chair, House Committee on Criminal Jurisprudence

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB1340 by Leach (Relating to the extent of a defendant 's criminal responsibility for the conduct of a coconspirator in a capital murder case.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal procedure to allow imposing the death penalty on a defendant convicted of capital murder solely as a coconspirator if: the defendant was a major participant in a conspiracy to commit a felony; and, in attempting to carry out that conspiracy, one of the defendant's coconspirators acts with reckless indifference to human life and commits capital murder in furtherance of the conspiracy.

Based on information provided by the Office of Court Administration, no significant fiscal impact to the state court system is anticipated as a result from implementing the provisions of the bill.

This analysis assumes the provisions of the bill addressing felony sanctions for criminal offenses would not result in a significant impact on state correctional agencies.

Local Government Impact

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

Source Agencies: 212 Office of Court Admin, 696 Department of Criminal Justice

LBB Staff: JMc, DKN, BH