

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

March 21, 2021

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

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB1352 by Crockett (Relating to the release of a defendant when the state is not ready for trial.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Code of Criminal Procedure to decrease the time periods by which the State must be ready for trial following a defendant's detention before triggering the requirement that the defendant be released on personal bond or by reducing the amount of bail.

According to the Office of Court Administration, no significant fiscal impact to the state court system is anticipated.

Local Government Impact

According to the Sheriff's Association of Texas, the bill would require additional personnel to assess and report on defendants released on personal recognizance, related office space additions, and data management requirements. Also, County Sheriffs may need to increase their fugitive/warrant divisions to locate and return people to the courts.

According to Hays County, the bill would require additional personnel costs of \$514,806. According to the Hays County District Attorney, meeting the deadline to file a case before the defendant is eligible for a reduced or public personal recognizance bond would require the addition of five intake coordinators and three new prosecutors.

The Office of Court Administration anticipates no significant fiscal impact to local courts.

Source Agencies: 212 Office of Court Admin

LBB Staff: JMc, DKN, CMA, DPE