

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

March 6, 2023

TO: Honorable Joe Moody, Chair, House Committee on Criminal Jurisprudence

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB314 by Toth (Relating to prohibiting the death penalty for a defendant whose conviction is based solely on certain evidence.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would prohibit the death penalty for a defendant who is found guilty in a capital felony case based solely on a single eyewitness testimony without any corroborating evidence.

The Office of Capital and Forensic Writs anticipates undetermined cost savings to the state court system as a result of a reduction in capital murder cases where the death penalty is sought. The Office of Court Administration anticipates no significant fiscal impact to the state court system.

It is assumed that any impact on state correctional populations or on the demand for state correctional resources would not be significant.

Local Government Impact

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

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 215 Office of Capital and Forensic Writs, 696 Department of Criminal Justice

LBB Staff: JMc, DDel, LBO, MGol