

Department of Fiscal Services
Maryland General Assembly

FISCAL NOTE

House Bill 380 (Delegate Harkins, *et al.*)
Judiciary

Pretrial Release - Detainers and Fugitive Warrants

This bill prohibits a District Court Commissioner from authorizing the pretrial release of a defendant: (1) whose presence in Maryland has been obtained through proceedings under the Interstate Agreement on Detainers; or (2) whose custody is being pursued by another state under a detainer or fugitive warrant. A judge is prohibited from authorizing a pretrial release of a defendant whose presence in the State has been obtained under the Interstate Agreement on Detainers until the defendant completes the sentence in the sending state. The filing of a detainer by another state automatically revokes authorization for pretrial release in a pending criminal case.

Fiscal Summary

State Effect: None. The requirements of this bill can be handled with the existing budgeted resources of the Judiciary and the Pretrial Release Services Program.

Local Effect: None.

Small Business Effect: This bill could minimally decrease business opportunities for bail bond agencies, but only to the extent that such defendants would have had bail authorized under current law provisions.

Information Source(s): Judiciary (District Court), Department of Public Safety and Correctional Services (Pretrial Release Services Program), Department of Fiscal Services

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