

Department of Legislative Services
Maryland General Assembly
1999 Session

FISCAL NOTE
Revised

House Bill 1166 (Delegate Menes)

Judiciary

Criminal Procedure - Release Pretrial

This bill authorizes a court to issue a bench warrant for the arrest of a defendant charged with a criminal offense who violates a pretrial condition of release. The bill also authorizes a court to revoke or continue a pretrial release after a defendant is present before the court.

Fiscal Summary

State Effect: Minimal. General fund expenditures could increase as a result of additional pretrial incarcerations at the Baltimore City Detention Center, a State operated facility, subsequent to additional bench warrants. However, any pretrial detention time spent by a person ultimately convicted of a charge would likely be credited against any incarceration sentence meted out. Thus, this bill could also reduce the post-conviction actual time served by the offender. It is not possible to quantify these somewhat offsetting effects. The provisions of this bill relating to the Judiciary and the Division of Pretrial Detention and Services could be accommodated with existing budgeted resources.

Local Effect: Minimal. The execution of additional bench warrants could be handled with the existing budgeted resources of local law enforcement. Any offsetting effects due to increased pretrial detention time and decreased post-conviction time, as discussed above, cannot be reliably quantified.

Small Business Effect: None.

Information Source(s): Judiciary (Administrative Office of the Courts), Department of

Public Safety and Correctional Services (Division of Pretrial Detention and Services),
Department of Legislative Services

Fiscal Note History: First Reader - March 18, 1999
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