

## Department of Planning and Budget 2011 Fiscal Impact Statement

**1. Bill Number:** HB1713-S1

<b>House of Origin</b>	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input checked="" type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron:** Wilt

**3. Committee:** Courts of Justice

**4. Title:** Criminal procedure; presumption against admission to bail.

**5. Summary:** Adds to the list of crimes committed for which there is a presumption against admission to bail, subject to rebuttal, obstruction of justice where a person threatens bodily harm or force to intimidate or impede a witness.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Preliminary. See Item 8.

**8. Fiscal Implications:** Although insufficient data exists to determine the fiscal impact resulting from the proposal at this time, the legislation could result in an increase in the jail population since additional crimes will be added to the list for which there is a presumption against admission to bail. Denying bail will keep individuals in jail. Any increase in the jail population will increase costs to the state. The Compensation Board presently pays \$4.00 a day for persons being held awaiting trial in a local or regional jail. It also funds most of the jails' operating costs, e.g. correctional officers. The state's share of these costs on a per prisoner, per day basis varies from locality to locality. However, according to the Compensation Board's FY2009 Jail Cost Report (November 1, 2010), the estimated state support for local and regional jails averaged \$33.01 per state inmate, per day in FY 2009.

**9. Specific Agency or Political Subdivisions Affected:** Local and regional jails.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.

**Date:** 2/15/2011

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