

## **Department of Planning and Budget**

### **2015 Fiscal Impact Statement**

**1. Bill Number:** HB2396ER

<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 type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Enrolled

**2. Patron:** Spruill

**3. Committee:** Passed Both Houses

**4. Title:** Surety on a bond; discharge from liability; magistrates.

**5. Summary.** Allows a bail bondsman or his licensed bail enforcement agent to request from the magistrate before which the recognizance was taken the issuance of a capias for the arrest of his principal, which capias may be executed by the bondsman, his agent, or a law-enforcement officer. Currently, a bondsman can request the issuance of a capias only from the court or clerk thereof. The bill also provides that if a magistrate issues a capias, he shall transmit a copy of the capias to the court before which such principal's appearance is required by the close of business on the next day that the court is open.

**6. Budget Amendment Necessary:** No

**7. Fiscal Impact Estimates:** Final (see Item #8)

**8. Fiscal Implications:** According to the Office of the Executive Secretary of the Supreme Court (OES), this bill is not expected to have a material fiscal impact on the magistrate or court systems. The bill permits a bail bondsman to seek a capias for his principal from a magistrate, in addition to a judge or clerk.

**9. Specific Agency or Political Subdivisions Affected:** Magistrates, Courts

**10. Technical Amendment Necessary:** No

**11. Other Comments:** None

RMT/022715