



June 12, 2020

SUMMARY OF ORIGINAL BILL: Requires a magistrate imposing global positioning monitoring on a defendant as a condition for bail for an offense involving domestic violence to inform the victim of how to obtain a copy of the defendant's conditions of bail, including geographic restrictions.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENTS (018098, 018520): Amendment 018098 deletes all language after the enacting clause. Authorizes a magistrate to order the use of a global positioning monitoring system in lieu of requiring bail for a defendant.

Specifies that the defendant's presence in a location in which the magistrate prohibited is a violation of the conditions of bond and may result in revocation of the defendant's bond.

Amendment 018520 adds language to the amended legislation to require an arresting officer of specific offenses to ask the victim if they request the defendant carry or wear a global positioning monitoring system device if released on bond. Requires a magistrate setting bond to consider the victim's request.

Effective October 1, 2020.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Specifying that the defendant's presence in a location in which the magistrate prohibited is a violation of the conditions of bond and may result in revocation of the defendant's bond is not expected to have a significant impact on total violations; therefore, there will not be a significant impact to state or local expenditures, as a result.
- Requiring an arresting officer to ask a victim of stalking, aggravated stalking, especially aggravated stalking, a violation of an order of protection, or domestic abuse if they request the defendant carry or wear a global positioning monitoring system device if released on bond will not significantly impact to state or local expenditures.

- Per the language of this legislation, a magistrate setting bond is required to consider the victim's request. This does not necessitate that the magistrate order a defendant to carry or wear a global positioning monitoring system device upon release and therefore, is not expected to increase state or local expenditures.
- Any impact to the court system is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jmg