

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**March 30, 2005**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** John S. O'Brien, Deputy Director, Legislative Budget Board

**IN RE: SB56** by Nelson (Relating to requiring notice before the amount of bail set in certain cases is reduced.), **Committee Report 1st House, Substituted**

**No fiscal implication to the State is anticipated.**

The bill would amend the Code of Criminal Procedure to require a judge or magistrate to provide reasonable notice to the prosecuting attorney before reducing the amount of bail set for defendants charged with certain offenses. Upon request from either the prosecuting attorney, the defendant's counsel, or the defendant, the judge or magistrate would be required to provide an opportunity for a hearing concerning the proposed bail reduction. The bill would take effect September 1, 2005.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council

**LBB Staff:** JOB, KJG, DLBa