

EXHIBIT 4
DATE 1/30/05
HB 205

**FACT SHEET
HB205**

Purpose:

The bill requires criminal forfeitures in a felony case to be deposited in the state general fund. The state general fund supports the District Court system thus any bonds forfeited under the jurisdiction of a District Court should come back to the general fund.

- The District Court Council proposed the bill when a District Court Judge forfeited a bond on a felony sexual assault case. The Judge believed that the bond would go to the state general fund and was surprised to learn it still went to the city or county.
- The bill does not alter the forfeiture process (still requires the notice of forfeiture, the 90-day timeline for the bondsmen, etc.) it simply ensures that any money/property that is forfeited in a District Court (felony) flows to the state general fund.
- Misdemeanor bond forfeitures remain with the city or county to support the limited court.
- The fiscal impact to the general fund is impossible to predict. It will not be a predictable source of funding as it may vary greatly from year to year. It is not expected to be a significant amount of money.