



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2023 Biennium

**Bill #** HB0698

**Title:** Limiting when defendant released pretrial may be charged certain costs/fees

**Primary Sponsor:** Buckley, Alice

**Status:** As Introduced

- Significant Local Gov Impact     
  Needs to be included in HB 2     
  Technical Concerns  
 Included in the Executive Budget     
  Significant Long-Term Impacts     
  Dedicated Revenue Form Attached

### FISCAL SUMMARY

	<u>FY 2022</u> <u>Difference</u>	<u>FY 2023</u> <u>Difference</u>	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>
<b>Expenditures:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

**Description of fiscal impact:** This bill has no fiscal impact to the state. The cost of the tracking device is assumed to be cost to local government responsible for the cost of pretrial detention.

### FISCAL ANALYSIS

**Assumptions:**

1. This act stipulates that if a defendant qualifies under 47-1-111, MCA, for public defender services and is released pre-trial, the defendant may not be required to pay a fee or the costs for an electronic device.
2. The District Courts do not pay for electronic monitoring. Should the defendant be required to wear a tracking device, the Judicial Branch assumes the costs will be borne by other parties or the local government responsible for the cost of the pretrial detention, and therefore does not have a fiscal impact on the branch.

*AA B*

Sponsor's Initials

*4-1-2021*

Date

*KA*

Budget Director's Initials

*3-31-21*

Date