

Amendment to HB 46-FN

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT establishing a committee to study replacement of bail commissioners with court
4 magistrates.

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6 Amend the bill by replacing all after the enacting clause with the following:

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8 1 Committee Established. There is established a committee to study replacement of bail
9 commissioners with court magistrates..

10 2 Membership and Compensation.

11 I. The members of the committee shall be as follows:

12 (a) Three members of the house of representatives, appointed by the speaker of the
13 house of representatives.

14 (b) One member of the senate, appointed by the president of the senate.

15 II. Members of the committee shall receive mileage at the legislative rate when attending to
16 the duties of the committee.

17 3 Duties. The committee shall evaluate whether bail commissioner should be replace or
18 supplemented by court magistrates and assess the following:

19 I. The benefits and problems with the current bail commissioner system;

20 II. The potential structure of a court magistrate system throughout the state courts;

21 III. Replacement of bail commissioners with court magistrates; and

22 IV. Supplementation of the bail commissioners with court magistrates.

23 4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from
24 among the members. The first meeting of the committee shall be called by the first-named house
25 member. The first meeting of the committee shall be held within 45 days of the effective date of this
26 section. Three members of the committee shall constitute a quorum.

27 5 Report. The committee shall report its findings and any recommendations for proposed
28 legislation to the speaker of the house of representatives, the president of the senate, the house
29 clerk, the senate clerk, the governor, and the state library on or before November 1, 2023.

30 6 Effective Date. This act shall take effect upon its passage.

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AMENDED ANALYSIS

This bill establishes a committee to study the use of court magistrates throughout the state court system to supplement or replace the current bail commissioner positions.