

# BAIL OR BOND MONEY; ASSESS ADMINISTRATIVE FEE



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FISCAL ANALYSIS

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## HOUSE BILL 5047 AS ENROLLED

**Sponsor:** Rep. Glenn S. Anderson

**House Committee:** Civil Law and the Judiciary

**ENROLLED ANALYSIS - 1/8/03**

**Analyst(s):** Kyle I. Jen

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## SUMMARY

House Bill 5047 would amend The Code of Criminal Procedure to allow a law enforcement agency that obtains bail or bond money from or on behalf of a person arrested pursuant to a warrant issued by a court to collect a \$10.00 fee, in addition to the bail or bond money, from the person arrested or from another person on behalf of the person arrested.

To the extent that law enforcement agencies chose to collect this fee, the bill would increase state and local revenue. Based on 2000 arrest figures, the bill would increase revenue collected by the Department of State Police by \$320,000 to \$520,000 annually--assuming the fee was successfully collected for each applicable arrest (it is not uncommon for the amount of bail or bond actually paid to fall short of the amount set in the warrant; in such a situation, presumably, the \$10.00 fee would be uncollectible). The increase in revenue collected by local law enforcement agencies is indeterminate due to the unavailability of statewide arrest figures.

Given that this fee would represent a new step in the arrest/bail/bond process, there may be administrative costs for law enforcement agencies that would offset or reduce the revenue collected under the bill.