

AB 218 Conceptual Amendment

Section 1

Subsection 1

1. The Court Administrator and each court in this State shall
4 establish a program to remind criminal defendants, persons
5 receiving a citation and children subject to the jurisdiction of the
6 juvenile court of certain information relating to court proceedings
7 by text message ~~or other available communication methods, if the~~
~~8 defendant, person or child cannot receive text messages.~~ A court
9 may establish its own program or adopt the program established
10 by the Court Administrator. ~~If a court does not have a valid~~
~~11 telephone number for a criminal defendant, person who received a~~
~~12 citation or child subject to the jurisdiction of the juvenile court,~~
~~13 the court shall attempt to secure a valid telephone number and an~~
~~14 indication of whether the defendant, person or child has agreed to~~
~~15 receive communications from the court by text message.~~

Comments:

Subsection 2

16 Any program described in subsection 1 must allow a
17 person to opt out of the program, **a failure to opt out results in automatic enrolment,**
change his or her telephone
18 number, opt in at any time and include, without limitation, that
19 such defendants, persons and children receive:
20 (a) Not less than three notifications before any court date,
21 specialty court evaluation or payment to the court is due; and
22 (b) A notification of any missed court appearance.

Subsection 3

~~23 Any notification:~~

~~24 (a) Issued pursuant to paragraph (a) of subsection 2 must be~~
~~25 sent at intervals of not less than 7 days, 3 days and 1 day before a~~
~~26 court date, specialty court evaluation date or date a payment is~~
~~27 due~~

~~1 (b) Sent for cases that require a court appearance must~~
~~2 include:~~

~~3 (1) The date, time and location of the hearing;~~

~~4 (2) A warning about the consequences of missing a court~~
~~5 appearance;~~
~~5~~

~~6 (3) Contact information, including a telephone number, for
7 the court; and
8 (4) A link to the remote hearing, if applicable.
9 (c) Sent for a citation or other case that can be resolved
10 without an appearance must include:
11 (1) The date by which a payment or response must be
12 made;
13 (2) A warning about the consequences of noncompliance;
14 (3) Contact information, including a telephone number, for
15 the court;
16 (4) A link to the Internet website payment platform, if any;
17 and
18 (5) A link to the Internet website containing information to
19 request a payment plan or community service in lieu of payment, if
20 any.~~

Replace with: **Court reminder programs shall be established based on research and best practices.**

Delete subsection Section 4 & 5 in their entirety.

Section 2:

Maintain section 2