

HB 302 -- REFILEING OF DISMISSED CASES

SPONSOR: Smith (46)

This bill specifies that, if a case is set for a preliminary hearing but is dismissed by the court prior to the hearing being held, the prosecuting attorney may refile the case only one time. If the case is refiled, there will be no warrant issued for the arrest of the defendant but a summons for the defendant to appear may be issued and the defendant will not be required to post bond.

This bill is the same as HB 1703 (2024) and HB 211 (2023).