Department of Planning and Budget
2026 General Assembly Session
State Fiscal Impact Statement

PUBLISHED: 2/19/2026 9:56 AM **ORIGINAL**

Bill Number: HB127EH1 **Patron:** Callsen
Bill Title: Court appearance of a person not free on bail.

Bill Summary: This engrossed bill makes various changes to provisions regarding bail hearings for persons not free on bail. As amended and engrossed, the bill requires, in jurisdictions that have a public defender's office, the appointment of counsel for the accused at bail hearings and ensures that counsel, when practicable, is provided with adequate time and space to consult with the accused prior to the hearing; allows jurisdictions that do not have a public defender office to implement these provisions; provides that, effective in due course, the chief judge in each circuit must create a written plan (to be completed by November 1, 2026) establishing how the jurisdiction will meet these requirements, including selection of counsel and procedures for notifying counsel of bail hearings; and, continues the delayed effective date of January 1, 2027, for most provisions not otherwise effective in due course.

Budget Amendment Necessary: No **Items Impacted:** N/A

Explanation: See Fiscal Summary

Fiscal Summary: The bill is expected to have a minimal fiscal impact on the Virginia Indigent Defense Commission (VIDC). The impact on the Courts is indeterminate at this time.

Fiscal Analysis: According to the Virginia Indigent Defense Commission (VIDC), the proposed legislation is not expected to have a material impact on agency operations. There is not enough information for the Office of the Executive Secretary (OES) of the Supreme Court of Virginia to estimate the impact, so it is indeterminate at his time.

Other: None.