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A bill to be entitled
 An act relating to arrests and arrestees; amending s.
 907.04, F.S.; providing that arrestees in the custody of
 the Department of Corrections at the time of arrest be
 retained in the department's custody pending disposition
 of the charge or until the expiration of the arrestee's
 original sentence of imprisonment; requiring application
 of specified provisions if an arrested state prisoner's
 presence is required in court; providing an effective
 date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 907.04, Florida Statutes, is amended to
 read:

907.04 Disposition of defendant upon arrest.--

(1) Except as provided in subsection (2), if a person who
 is arrested does not have a right to bail for the offense
 charged, he or she shall be delivered immediately into the
 custody of the sheriff of the county in which the indictment,
 information, or affidavit is filed. If the person who is
 arrested has a right to bail, he or she shall be released after
 giving bond on the amount specified in the warrant.

(2) If the person who is arrested is, at the time of
 arrest, in the custody of the Department of Corrections under
 sentence of imprisonment, unless otherwise ordered by the court,

28 | such person shall remain in the department's custody pending
29 | disposition of the charge or until the person's underlying
30 | sentence of imprisonment expires, whichever occurs earlier. If
31 | the arrested state prisoner's presence is required in court for
32 | any reason, the provisions of s. 944.17(8) shall apply.

33 | Section 2. This act shall take effect July 1, 2006.