

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

8 (2) If the person who is arrested is, at the time of
9 arrest, in the custody of the Department of Corrections under
10 sentence of imprisonment, unless otherwise ordered by the
11 court, such person shall remain in the department's custody
12 pending disposition of the charge or until the person's
13 underlying sentence of imprisonment expires, whichever occurs
14 earlier. If the arrested state prisoner's presence is required
15 in court for any reason, the provisions of s. 944.17(8) shall
16 apply.

17 Section 3. This act shall take effect July 1, 2006.

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19 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
20 COMMITTEE SUBSTITUTE FOR
21 CS for Senate Bill 688

22 The committee substitute provides two additional circumstances
23 for arrest without a warrant: when there is probable cause to
24 believe that a person has exposed his or her sexual organs or
25 committed an act of voyeurism.
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