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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: RCS	.	
2/20/2008	.	
	.	
	.	

1 The Committee on Criminal Justice (Aronberg) recommended the
 2 following **amendment to amendment (242012)**:

3
 4 **Senate Amendment (with title amendment)**

5 Between lines 1219 and 1220

6 insert:

7
 8 Section 23. Subsection (3) is added to section 948.03,
 9 Florida Statutes, to read:

10 (3) As a condition of an order sentencing a person to
 11 probation, community control, or any other court-ordered
 12 community supervision, and subject to the ability of the person
 13 to pay post-judgment obligations, the court may order the
 14 posting of a surety bond to secure the appearance of the person
 15 at any subsequent court proceeding. The surety bond must be



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16 filed by a bail agent with the sheriff who shall provide a copy
 17 to the clerk of the court. Upon written notice by the court or
 18 the clerk of the court, the bail agent shall produce the person
 19 to the court. The bail agent shall surrender the person to the
 20 sheriff after the bail agent receives a written notice, e-mail,
 21 or fax notice from the probation officer that the person has
 22 violated the terms of probation, community control, or court-
 23 ordered community supervision. If the bail agent does not
 24 surrender the person to the sheriff after receiving notice from
 25 the probation officer or does not produce the person in court at
 26 the time noticed by the court or the clerk of court, the bond
 27 shall be forfeited in accordance with ch. 903 and ch. 648.
 28 Failure to appear shall be the sole grounds for forfeiture of
 29 the appearance bond. If not inconsistent with this subsection,
 30 ch. 904 and ch. 648 shall regulate the relationship between the
 31 parties to the bond.

32
 33 Redesignate subsequent sections.

34
 35 ===== T I T L E A M E N D M E N T =====

36 And the title is amended as follows:

37 On line 1948, after the second semi-colon, insert:
 38
 39 amending s. 948.03, F.S.; providing that the court may
 40 order the posting of a surety bond to secure the
 41 appearance of the person on probation, community control,
 42 or any other court-ordered community supervision at any
 43 subsequent court proceeding; requiring the bail agent to

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44 | surrender the person to the sheriff after receiving
45 | written notice, e-mail, or fax notice from the probation
46 | officer that the person has violated the terms of
47 | probation, community control, or court-ordered community
48 | supervision; providing that if the bail agent does not
49 | surrender the person to the sheriff after receiving notice
50 | from the probation officer or does not produce the person
51 | in court at the time noticed by the court or the clerk of
52 | court, the surety bond will be estreated and forfeited;