



278050

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: WD	.	
4/10/2008	.	
	.	
	.	

1 The Committee on Criminal and Civil Justice Appropriations (Dean)
2 recommended the following **amendment to amendment (357726)**:

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

5 Between lines 646 and 647

6 insert:

7 Section 21. Subsection (3) is added to section 948.03,
8 Florida Statutes, to read:

9 948.03 Terms and conditions of probation.--

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 postjudgment obligations, the court may order the posting
14 of a surety bond to secure the appearance of the person at any
15 subsequent court proceeding. The surety bond must be filed by a
16 bail agent with the sheriff who shall provide a copy to the clerk
17 of the court. Upon written notice by the court or the clerk of



278050

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

32
33 ===== T I T L E A M E N D M E N T =====

34 And the title is amended as follows:

35
36 On line 964, after the first semicolon,
37 insert:

38
39 amending s. 948.03, F.S.; authorizing the court to order
40 the posting of a surety bond to secure the appearance of a
41 person on probation, community control, or any other
42 court-ordered community supervision at any subsequent
43 court proceeding; requiring the bail agent to surrender
44 the person to the sheriff after receiving written notice,
45 e-mail, or facsimile notice from the probation officer
46 that the person has violated the terms of probation,
47 community control, or court-ordered community supervision;



278050

48 | providing that if the bail agent does not surrender the
49 | person to the sheriff after receiving notice from the
50 | probation officer or does not produce the person in court
51 | at the time noticed by the court or the clerk of court,
52 | the surety bond is forfeited;