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LEGISLATIVE ACTION

Senate

House

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Floor: 1/AD/2R

04/25/2013 09:31 AM

Senator Bradley moved the following:

Senate Amendment (with title amendment)

Between lines 78 and 79

insert:

Section 2. Paragraph (m) is added to subsection (2) of section 903.046, Florida Statutes, to read:

903.046 Purpose of and criteria for bail determination.—

(2) When determining whether to release a defendant on bail or other conditions, and what that bail or those conditions may be, the court shall consider:

(m) Whether the defendant, other than a defendant whose only criminal charge is a misdemeanor offense under chapter 316, is required to register as a sexual offender under s. 943.0435



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14 or a sexual predator under s. 775.21; and, if so, he or she is
15 not eligible for release on bail or surety bond until the first
16 appearance on the case in order to ensure the full participation
17 of the prosecutor and the protection of the public.

18
19 ===== T I T L E A M E N D M E N T =====

20 And the title is amended as follows:

21 Delete line 5

22 and insert:

23 amending s. 903.046, F.S.; requiring a court
24 considering whether to release a defendant on bail to
25 determine whether the defendant is subject to
26 registration as a sexual offender or sexual predator
27 and, if so, to hold the defendant without bail until
28 the first appearance on the case; providing an
29 exception; providing an effective date.