

1 A bill to be entitled
 2 An act relating to arrest warrants for state
 3 prisoners; creating s. 948.33, F.S.; authorizing a
 4 prisoner in a state prison who has an unserved
 5 violation of probation or an unserved violation of
 6 community control warrant to file a notice of unserved
 7 warrant in the circuit court where the warrant was
 8 issued; requiring the prisoner to serve notice on the
 9 state attorney; requiring the state attorney to
 10 schedule a status hearing within a certain time after
 11 receiving notice; specifying procedures and
 12 requirements for the status hearing; providing for
 13 prosecution of the violation; requiring the court to
 14 send the order to the county sheriff; providing an
 15 effective date.

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

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 19 Section 1. Section 948.33, Florida Statutes, is created to
 20 read:

21 948.33 Prosecution for violation of probation and
 22 community control arrest warrants of state prisoners.—A prisoner
 23 in a state prison in this state who has an unserved violation of
 24 probation or an unserved violation of community control warrant
 25 for his or her arrest may file a state prisoner's notice of

26 | unserved warrant in the circuit court of the judicial circuit in
27 | which the unserved warrant was issued. The prisoner must serve
28 | notice on the state attorney of that circuit and the state
29 | attorney must schedule the notice for a status hearing before
30 | the circuit court within 90 days after receipt of the notice.
31 | The state prisoner may not be transported to the status hearing.
32 | At the status hearing the state attorney shall inform the court
33 | whether there is an unserved violation of probation or an
34 | unserved violation of community control warrant for the arrest
35 | of the state prisoner. If a warrant for either violation exists,
36 | the court must order the state attorney to submit to the court
37 | within 30 days after the status hearing an order to transport
38 | the state prisoner to the county jail of the county that issued
39 | the warrant for prosecution of the violation and the court shall
40 | send the order to the county sheriff for execution.

41 | Section 2. This act shall take effect July 1, 2017.