CS/HB 381

1	A bill to be entitled
2	An act relating to breach of bond costs; amending s.
3	903.21, F.S.; requiring sureties to pay costs and
4	expenses incurred in returning a defendant to the
5	jurisdiction of the court; providing construction;
6	specifying recoverable costs; revising and providing
7	definitions; providing an effective date.
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9	Be It Enacted by the Legislature of the State of Florida:
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11	Section 1. Subsection (3) of section 903.21, Florida
12	Statutes, is amended to read:
13	903.21 Method of surrender; exoneration of obligors
14	(3) <u>(a)</u> The surety shall be exonerated of liability on the
15	bond if it is determined <u>before</u> prior to breach of the bond that
16	the defendant is in any jail or prison and the surety agrees in
17	writing to pay the costs and expenses incurred in transportation
18	cost of returning the defendant to the jurisdiction of the
19	court. A surety is only responsible for the itemized costs and
20	expenses incurred for the transport of a defendant to whom he or
21	she has a fiduciary duty and is not liable for the costs and
22	expenses incurred in transporting any other defendant.
23	(b) For purposes of this subsection, the term:
24	1. "Costs and expenses" means the prorated salary of any
25	law enforcement officer or employee of a contracted
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26	transportation company as well as the actual expenses of
27	transporting each defendant, which may only consist of mileage,
28	vehicle expenses, meals, and, if necessary, overnight lodging
29	for any law enforcement officer or employee of a contracted
30	transportation company and the defendant.
31	2. "Jurisdiction" means the county from which the
32	defendant was released on bail within the judicial circuit as
33	prescribed by law.
34	Section 2. This act shall take effect July 1, 2022.
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