

1 A bill to be entitled
 2 An act relating to withholding from the return of cash
 3 bonds; amending s. 903.286, F.S.; exempting specified
 4 charitable bail funds from the withholding of certain
 5 amounts from the return of cash bonds posted on behalf
 6 of criminal defendants; providing an effective date.

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

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 10 Section 1. Subsection (1) of section 903.286, Florida
 11 Statutes, is amended to read:

12 903.286 Return of cash bond; requirement to withhold
 13 unpaid fines, fees, court costs; cash bond forms.—

14 (1) Notwithstanding s. 903.31(2), the clerk of the court
 15 shall withhold from the return of a cash bond posted on behalf
 16 of a criminal defendant by a person other than a charitable bail
 17 fund registered as a nonprofit organization under s. 501(c)(3)
 18 of the United States Internal Revenue Code or a bail bond agent
 19 licensed pursuant to chapter 648 sufficient funds to pay any
 20 unpaid costs of prosecution, costs of representation as provided
 21 by ss. 27.52 and 938.29, court fees, court costs, and criminal
 22 penalties. If sufficient funds are not available to pay all
 23 unpaid costs of prosecution, costs of representation as provided
 24 by ss. 27.52 and 938.29, court fees, court costs, and criminal
 25 penalties, the clerk of the court shall immediately obtain

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26 | payment from the defendant or enroll the defendant in a payment
27 | plan pursuant to s. 28.246.

28 | Section 2. This act shall take effect July 1, 2022.