CS/HB 1091

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 circuit court 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.
16	
17	Be It Enacted by the Legislature of the State of Florida:
18	
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 prisonersA 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

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26	unserved warrant in the circuit court of the judicial circuit in
27	which the unserved warrant was issued. The prisoner must also
28	serve notice on the state attorney of that circuit. The circuit
29	court shall schedule the notice for a status hearing within 90
30	days after receipt of the notice. The state prisoner may not be
31	transported to the status hearing. At the status hearing, the
32	state attorney shall inform the court as to whether there is an
33	unserved violation of probation warrant or an unserved violation
34	of community control warrant for the arrest of the state
35	prisoner. If a warrant for either violation exists, the court
36	must enter an order within 30 days after the status hearing for
37	the transport of the state prisoner to the county jail of the
38	county that issued the warrant for prosecution of the violation
39	and the court shall send the order to the county sheriff for
40	execution.
41	Section 2. This act shall take effect July 1, 2017.
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