

Bill No. CS for SB 1534

Amendment No. Barcode 155740

CHAMBER ACTION

Senate

House

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

.
. .
. .
. .
. .
. .

Senator Crist moved the following amendment:

Senate Amendment (with title amendment)

On page 54, between lines 4 and 5,

insert:

Section 55. Subsections (5), (6), and (8) of section 944.17, Florida Statutes, are amended to read:

944.17 Commitments and classification; transfers.--

(5) The department shall also refuse to accept a person into the state correctional system unless the following documents are presented in a completed form by the custodian of the local jail, by another person having custody of the prisoner, sheriff or by the chief correctional officer, or a designated representative, to the officer in charge of the reception process:

(a) The uniform commitment and judgment and sentence forms as described in subsection (4).

(b) The ~~sheriff's~~ certificate as described in s. 921.161.

(c) A certified copy of the indictment or information

Bill No. CS for SB 1534

Amendment No. ____ Barcode 155740

1 relating to the offense for which the person was convicted.

2 (d) A copy of the probable cause affidavit for each
3 offense identified in the current indictment or information.

4 (e) A copy of the Criminal Punishment Code scoresheet
5 and any attachments thereto prepared pursuant to Rule 3.701,
6 Rule 3.702, or Rule 3.703, Florida Rules of Criminal
7 Procedure, or any other rule pertaining to the preparation of
8 felony sentencing scoresheets.

9 (f) A copy of the restitution order or the reasons by
10 the court for not requiring restitution pursuant to s.
11 775.089(1).

12 (g) The name and address of any victim, if available.

13 (h) A printout of a current criminal history record as
14 provided through an FCIC/NCIC printer.

15 (i) Any available health assessments including
16 medical, mental health, and dental, including laboratory or
17 test findings; custody classification; disciplinary and
18 adjustment; and substance abuse assessment and treatment
19 information which may have been developed during the period of
20 incarceration prior to the transfer of the person to the
21 department's custody. Available information shall be
22 transmitted on standard forms developed by the department.

23
24 In addition, the custodian of the prisoner or a designated
25 representative of the custodian ~~sheriff or other officer~~
26 ~~having such person in charge~~ shall also deliver with the
27 foregoing documents any available presentence investigation
28 reports as described in s. 921.231 and any attached documents.
29 After a prisoner is admitted into the state correctional
30 system, the department may request such additional records
31 relating to the prisoner as it considers necessary from the

Bill No. CS for SB 1534

Amendment No. ____ Barcode 155740

1 clerk of the court, the Department of Children and Family
2 Services, or any other state or county agency for the purpose
3 of determining the prisoner's proper custody classification,
4 gain-time eligibility, or eligibility for early release
5 programs. An agency that receives such a request from the
6 department must provide the information requested.

7 (6) If a person is sentenced by a circuit court to
8 serve a term of imprisonment concurrently with a term being
9 served in another jurisdiction, the ~~sheriff or chief~~
10 correctional officer or person having custody of the prisoner
11 shall notify the department of the location at which such
12 person is serving such term of imprisonment and shall forward
13 to the department the documents described in subsection (5).

14 (8) If a state prisoner's presence is required in
15 court for any reason after the ~~sheriff or chief~~ correctional
16 officer or custodian of the local jail has relinquished
17 custody to the department, the court shall issue an order for
18 the ~~sheriff or chief~~ correctional officer or custodian of the
19 local jail to assume temporary custody and transport the
20 prisoner to the county jail pending the court appearance. The
21 ~~sheriff or chief~~ correctional officer or custodian of the
22 local jail, ~~or a designated representative~~, shall present a
23 copy of the order to appropriate officers at the facility
24 housing the prisoner prior to assuming temporary custody of
25 the prisoner. Neither the court nor the ~~sheriff or chief~~
26 correctional officer nor any other person may release such
27 prisoner without first obtaining confirmation from the
28 department that the prisoner has no commitments from other
29 jurisdictions or outstanding detainers. It is the
30 responsibility of the clerk of the circuit court to provide
31 the department's central office with certified copies of each

Bill No. CS for SB 1534

Amendment No. ____ Barcode 155740

1 court action that affects a state commitment.

2

3 (Redesignate subsequent sections.)

4

5

6 ===== T I T L E A M E N D M E N T =====

7 And the title is amended as follows:

8 On page 2, line 10, after the semicolon,

9

10 insert:

11 amending s. 944.17, F.S.; providing for certain
12 responsibilities relating to the transportation
13 of prisoners;

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31