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LEGISLATIVE ACTION

Senate

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House

The Committee on Criminal Justice (Brandes) recommended the following:

Senate Amendment (with title amendment)

Delete lines 242 - 261

and insert:

(10)-(6)-(a) The department shall notify every inmate, ~~in no less than 18-point type~~ in the inmate's release documents:7

(a) Of all outstanding terms of the inmate's sentence at the time of release, including, but not limited to, a term of supervision and any conditions required upon release from imprisonment or unpaid restitution, court costs, fees, or fines.



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11 This paragraph does not apply to inmates who are being released
12 from the custody of the department to any type of supervision
13 monitored by the department.

14 (b)1. In no less than 18-point type, that the inmate may be
15 sentenced pursuant to s. 775.082(9) if the inmate commits any
16 felony offense described in s. 775.082(9) within 3 years after
17 the inmate's release. This notice must be prefaced by the word
18 "WARNING" in boldfaced type.

19 2. ~~(b) Nothing in~~ This section does not preclude ~~precludes~~
20 the sentencing of a person pursuant to s. 775.082(9), and ~~nor~~
21 ~~shall~~ evidence that the department failed to provide this notice
22 does not prohibit a person from being sentenced pursuant to s.
23 775.082(9). The state is ~~shall~~ not ~~be~~ required to demonstrate
24 that a person received any notice from the department in order
25 for the court to impose a sentence pursuant to s. 775.082(9).

26 (11) The department shall adopt rules to implement this
27 section.

28 Section 6. Section 948.041, Florida Statutes, is created to
29 read:

30 948.041 Notification of outstanding terms of sentence upon
31 termination of probation or community control.—Upon the
32 termination of an offender's term of probation or community
33 control, the department shall notify the offender in writing of
34 all outstanding terms of the offender's sentence at the time of
35 termination, including, but not limited to, uncompleted
36 conditions, unpaid restitution, court costs, fees, or fines.

37 Section 7. Section 951.30, Florida Statutes, is created to
38 read:

39 951.30 Notification of outstanding terms of sentence upon



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40 release.-

41 (1) A county detention facility shall notify a prisoner in
42 writing upon the discharge of such prisoner of all outstanding
43 terms of the prisoner's sentence at the time of release,
44 including, but not limited to, a term of supervision and any
45 conditions required upon release from imprisonment or unpaid
46 restitution, court costs, fees, or fines. Such notification
47 shall be included in the documentation provided to the prisoner
48 at release.

49 (2) This section does not apply to prisoners who are
50 discharged from a county detention facility to the custody or
51 control of the Department of Corrections.

52
53 ===== T I T L E A M E N D M E N T =====

54 And the title is amended as follows:

55 Delete lines 37 - 38

56 and insert:

57 documents; providing an exception to the notification
58 requirement for inmates who are released to any type
59 of supervision monitored by the Department of
60 Corrections; requiring the department to adopt certain
61 rules; creating s. 948.041, F.S.; requiring the
62 department to provide notification in writing to an
63 offender, upon the termination of his or her term of
64 probation or community control, of all outstanding
65 terms of sentence; creating s. 951.30, F.S.; requiring
66 each county detention facility to notify a prisoner in
67 writing, upon such prisoner's release, of all
68 outstanding terms of sentence; providing an exception



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to the notification requirement for prisoners who are
released into the custody or control of the Department
of Corrections; amending s. 944.801, F.S.; authorizing
the