



128856

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/15/2022	.	
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The Committee on Rules (Broxson) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Subsection (3) of section 903.21, Florida  
Statutes, is amended to read:

903.21 Method of surrender; exoneration of obligors.-

(3) (a) The surety shall be exonerated of liability on the  
bond if it is determined before ~~prior to~~ breach of the bond that  
the defendant is in any jail or prison and the surety agrees in  
writing to pay the costs and expenses incurred in transportation



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12 ~~cost of~~ returning the defendant to the jurisdiction of the  
13 court. A surety is only responsible for the itemized costs and  
14 expenses incurred for the transport of a defendant to whom he or  
15 she has a fiduciary duty and is not liable for the costs and  
16 expenses incurred in transporting any other defendant.

17 (b) For purposes of this subsection, the term:

18 1. "Costs and expenses" means the prorated salary of any  
19 law enforcement officer or employee of a contracted  
20 transportation company as well as the actual expenses of  
21 transporting each defendant, which may only consist of mileage,  
22 vehicle expenses, meals, and, if necessary, overnight lodging  
23 for any law enforcement officer or employee of a contracted  
24 transportation company and the defendant.

25 2. "Jurisdiction" means the county from which the defendant  
26 was released on bail within the judicial circuit as prescribed  
27 by law.

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

29  
30 ===== T I T L E A M E N D M E N T =====

31 And the title is amended as follows:

32 Delete everything before the enacting clause  
33 and insert:

34 A bill to be entitled  
35 An act relating to breach of bond costs; amending s.  
36 903.21, F.S.; requiring sureties to pay costs and  
37 expenses incurred in returning a defendant to the  
38 jurisdiction of the court; providing construction;  
39 specifying recoverable costs; revising and providing  
40 definitions; providing an effective date.