

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.

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

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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 prisoners.—A 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

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.