

LEGISLATIVE ACTION

SENATE

HOUSE

Senator _____ recommended the following:

1 **Senate Amendment to Amendment (668264)**

2 Delete lines 16 - 31

3 and insert:

4 (b) Every pretrial release program shall provide the first
5 appearance court all pertinent information about the defendant,
6 including the defendant's ability to pay for a surety appearance
7 bond, so that the court may determine the defendant's conditions
8 of release. A defendant is eligible to participate in a
9 pretrial release program by order of the court, only if the
10 court finds that the defendant does not have the ability to pay
11 or arrange for the posting of a surety appearance bond, and if
12 the defendant:

- 13 1. Is not charged with a capital, life, or first degree
14 felony;
- 15 2. Subject to the limitations of sec. 903.046(2)(d), has
16 not failed to appear at any court proceeding with the preceding
17 12 months of the current arrest;
- 18 3. Is not, at the time of the arrest, subject to or on
19 probation for another charge and is not facing charges for
20 another crime anywhere in this state;
- 21 4. Has no prior convictions involving violence; and
- 22 5. Satisfies any other limitation upon eligibility for
23 release which is in addition to those in this subsection,
24 whether established by the board of county commissioners or the
25 court.
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