

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB21-1280 be amended as follows:

1 Amend printed bill, page 5, strike lines 16 through 19 and substitute:

2 "(e) Unless extraordinary circumstances exist, the custodian of a
3 jail shall release a defendant WHO IS GRANTED A PERSONAL
4 RECOGNIZANCE BOND as soon as practicable but no later than ~~four~~ SIX
5 hours after the defendant is physically present in the jail. ~~and the~~
6 ~~defendant's bond has been posted.~~ UNLESS EXTRAORDINARY
7 CIRCUMSTANCES EXIST, THE CUSTODIAN OF A JAIL SHALL RELEASE A
8 DEFENDANT WHO IS GRANTED A CASH BOND AS SOON AS PRACTICABLE BUT
9 NO LATER THAN SIX HOURS AFTER BOND IS SET, AFTER THE DEFENDANT IS
10 PHYSICALLY PRESENT IN THE JAIL, AND AFTER THE DEFENDANT OR SURETY
11 NOTIFIES THE JAIL THAT THE DEFENDANT OR SURETY IS PREPARED TO POST
12 BOND."

13 Page 5, line 20, strike "SET."

14 Page 5, line 21, strike "HOURS AFTER THE BOND HAS BEEN SET," and
15 substitute "HOURS,".

16 Page 7, strike lines 11 and 12 and substitute "**WITHIN SIX HOURS AFTER**
17 **A PERSONAL RECOGNIZANCE BOND IS SET AND THE DEFENDANT HAS**
18 **RETURNED TO JAIL OR WITHIN SIX HOURS AFTER A CASH BOND HAS**
19 **BEEN SET AND THE DEFENDANT HAS RETURNED TO JAIL AND THE**
20 **DEFENDANT OR SURETY NOTIFIED THE JAIL THAT BOND IS PREPARED TO**
21 **BE POSTED, UNLESS**".

22 Page 8, lines 22 through 24, strike "PHYSICALLY PRESENT IN THE JAIL WHO
23 POSTS BOND WITHIN SIX HOURS AFTER BOND IS SET," and substitute
24 "WITHIN SIX HOURS AFTER A PERSONAL RECOGNIZANCE BOND IS SET AND
25 THE DEFENDANT HAS RETURNED TO JAIL OR WITHIN SIX HOURS AFTER A
26 CASH BOND HAS BEEN SET AND THE DEFENDANT HAS RETURNED TO JAIL
27 AND THE DEFENDANT OR SURETY NOTIFIED THE JAIL THAT BOND IS
28 PREPARED TO BE POSTED,".

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