

1 **Rule 9A Procedures for persons arrested pursuant to an arrest warrant.**

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3 (a)(1) For purposes of this rule an “arrest warrant” means a warrant issued by a judge pursuant to  
4 Rule 6(c), or after a defendant’s failure to appear at an initial appearance or arraignment after  
5 having been summoned.

6 (a)(2) An “arrest warrant” does not include a warrant issued for failing to appear for a subsequent  
7 court proceeding or for reasons other than those described in subsection (a)(1).

8 (a)(3) For purposes of this rule "booked" means that an arrested person has been processed into  
9 a jail and notice of the incarceration has been provided to the court that issued the warrant.

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11 (b)(1) When a peace officer or other person arrests a defendant pursuant to an arrest warrant and  
12 the arrested person cannot provide any condition or security required by the judge or magistrate  
13 issuing the arrest warrant, ~~the person arrested must be presented to a magistrate within 24 hours~~  
14 ~~after arrest. The information provided to the magistrate must include the case number, and the~~  
15 ~~results of any validated pretrial risk assessment.~~ the court must conduct an initial appearance or  
16 arraignment within three calendar days after the arrested person was booked. This time may be  
17 extended by the court to accommodate the person’s transportation to the jurisdiction from which  
18 the warrant issued.

19 (b)(2) If the time periods in this subsection (b) expire on a weekend or legal holiday, the period  
20 expires at 5:00 pm on the next business day.

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22 ~~(c) With the results of the pretrial risk assessment, and having considered the factors that caused~~  
23 ~~the court to issue an arrest warrant in the first place, the magistrate may modify the release~~  
24 ~~conditions.~~

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26 ~~(d) Any defendant who remains in custody after the review process must be seen by the court~~  
27 ~~issuing the arrest warrant no later than the third day after the arrest.~~

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29 ~~(e)~~(c) If the arrested person meets the conditions, or provides the security required by the arrest  
30 warrant, the person must be released and instructed to appear as required in the issuing court.

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32 ~~(f)~~(d) Any posted security must be forwarded to the court issuing the arrest warrant.