By Senator Haridopolos

26-1253-06 See HB 585

1	A bill to be entitled
2	An act relating to inmate litigation costs;
3	creating s. 945.6038, F.S.; authorizing the
4	Department of Corrections to charge inmates for
5	specified costs relating to inmate litigation;
6	authorizing liens on inmate trust funds;
7	authorizing rulemaking; providing intent;
8	providing an effective date.
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10	Be It Enacted by the Legislature of the State of Florida:
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12	Section 1. Section 945.6038, Florida Statutes, is
13	created to read:
14	945.6038 Inmate litigation costs
15	(1) The department is authorized to charge an inmate
16	for the following and to place a lien on the inmate's trust
17	fund account if the inmate has insufficient funds at the time
18	the charges are imposed:
19	(a) Costs of duplication of documents and accompanying
20	evidentiary materials needed to initiate proceedings in
21	judicial or administrative forums or which must be filed or
22	served in a pending proceeding.
23	(b) Postage for mail to courts and attorneys for
24	pleadings to be served upon each of the parties to a lawsuit.
25	(2) The department may adopt rules pursuant to ss.
26	120.536(1) and 120.54 to implement this section.
27	(3) This section is not intended to create any legal
28	rights or obligations that do not otherwise exist. This
29	section is not intended to limit or preclude the department
30	from charging for duplication of its records as allowed under
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1	chapter 119, nor is it intended to create a right to
2	substitute a lien in lieu of payment for public records.
3	Section 2. This act shall take effect July 1, 2006.
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