

**Conference Committee on
Senate Appropriations Subcommittee on
Criminal and Civil Justice / House Justice
Appropriations Subcommittee**

**Senate Offer #1 - Implementing Bill
Meeting Packet**

**Monday, June 8, 2015
10:00 a.m.**

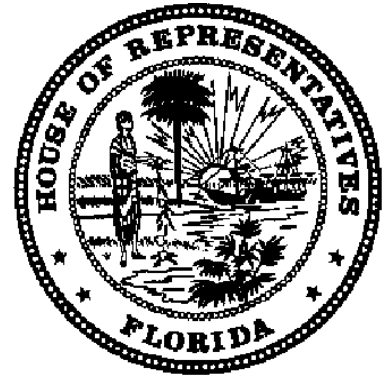
Mallory Horne Committee Room (37 SOB)

Senate Subcommittee on Criminal and Civil Justice Appropriations
House Justice Appropriations Subcommittee
Fiscal Year 2015-2016
Implementing Bill
Senate Offer #1

Line No.	Senate Section	House Section	10-year History	Description	Senate Conference Offer #1
1	19	17	2014-53(20) 2013-41(10) 2012-119(12) 2011-47(15) 2010-153(5) 2009-82(3) 2008-153(8) 2007-73(7) 2006-26(7) 2005-71(14)	DOC / CJEC BUDGET AMENDMENT. Amends s. 216.262, F.S. to allow the Executive Office of the Governor (EOG) to request additional positions and appropriations from unallocated general revenue during the 2014-2015 fiscal year for the Department of Corrections (DOC) if the actual inmate population of the DOC exceeds certain Criminal Justice Estimating Conference forecasts. The additional positions and appropriations may be used for essential staff, fixed capital improvements, and other resources to provide classification, security, food services, health services, and other variable expenses within the institutions to accommodate the estimated increase in the inmate population, and are subject to LBC review and approval.	Senate
2	20	18	2014-53(21) 2013-41(11) 2012-119 (14) 2011-47(17) 2010-153(7) 2009-82(4) 2008-153(9) 2007-73(9) 2006-26(9) 2005-71(18)	DEPARTMENT OF LEGAL AFFAIRS. Authorizes DLA to expend appropriated funds in those specific appropriations on the same programs that were funded by the department pursuant to specific appropriations made in general appropriations acts in prior years.	Senate
3	21	19	2014-53(22) 2013-41(12) 2012-119(15) 2011-47(18) 2010-153(8) 2009-82(7), 2008-153(10) 2007-73(10) 2006-26(11) 2005-71(19)	MUNICIPALITIES / REPAY GEN. FUND. Amends s. 932.7055, F.S. relating to the disbursement of proceeds from the sale of forfeited property to extend for another year the authorization for a municipality to expend funds in a special law enforcement trust fund to reimburse the general fund of the municipality for moneys advanced from the general fund to the special law enforcement trust fund prior to October 1, 2001.	Senate
4	22	20	2014-53(25)	COURT TRUST FUND LOAN. Amends s. 215.18, F.S. to provide chief justice the authority to request a trust fund loan.	Senate
5		21		DEPARTMENT OF CORRECTIONS. Prohibits the DOC from transferring funds from salaries and benefits to any other appropriation category without the approval of the Legislative Budget Commission.	House

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6				<p>DEPARTMENT OF JUVENILE JUSTICE.</p> <p>SECTION ???. Provides that for billing purposes the state's share of detention costs pursuant to s. 985.686, F.S., is 43% and the share of detention costs for counties that are not fiscally constrained is 57% of the costs of detention care. The costs of detention care will be determined by the Department of Juvenile Justice based on actual costs of detention care, including any adjustments to the department's budget made from administered funds.</p> <p>SECTION ???. Requires the Department of Revenue to review county juvenile detention payments to the Department of Juvenile Justice to ensure that counties are fulfilling their financial responsibilities. If the Department of Revenue determines that a county has not met its obligations, it must deduct the amount owed to the Department of Juvenile Justice from shared revenue funds provided to the county under s. 218.23, F.S.</p>	House Modify
7	NEW		2014-53(24) 2013-44(14) 2012-119(20) 2011-47(23) 2010-153(23)	<p>COUNTY ARTICLE V REQUIREMENTS. Amends s. 29.008, F.S. to suspend for one year the requirement that counties spend 1.5% more on county funded court system obligations.</p>	Senate



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Senate Offer #1 – New Proviso / Back of the Bill

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**Appropriations Subcommittee on Criminal and Civil Justice
Conference - New Proviso and Back of the Bill**

		SENATE OFFER #1
	SENATE PROVISIO	
1.	<p><u>DEPARTMENT OF CORRECTIONS</u></p> <p>From the funds in Specific Appropriation *****, the Office of Program Policy Analysis and Government Accountability shall study the effectiveness of inmate re-entry programs. The purpose of the study is to identify factors that contribute to successful re-entry outcomes and to recommend criteria for evaluating requests for public funding of new or existing re-entry programs in the state. The study must: (1) research national best practices for re-entry programs, including provision of pre-release services to prepare prisoners to re-enter society and post-release assistance with career development and life skills training; (2) examine all re-entry centers currently receiving recurring general revenue funds and determine what services are provided and what population is served; and (3) develop recommendations for performance measures. The Office of Program Policy Analysis and Government Accountability shall report its findings and recommendations to the President of the Senate and the Speaker of the House of Representatives by December 1, 2015.</p>	Senate
2.	<p>From the funds in Specific Appropriation *****, \$_____ in nonrecurring funds is appropriated for the Legislature to contract with an independent consultant to study the operations of the Department of Corrections with regard to the incarceration of inmates. The contractor shall identify both positive and negative aspects of the department's operations and shall prepare a report of its findings, including recommendations for improvements. The report shall be submitted to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than December 1, 2015.</p>	Senate

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3.	The Department of Corrections shall conduct a review of the performance of electronic monitoring devices used to monitor work release inmates and supervised offenders. The review must concentrate on device performance under conditions and in locations that affect the ability of the device to acquire and maintain a GPS signal or to communicate with the electronic monitoring control facility. The review must also examine whether device performance or monitoring protocol requires an offender to move periodically in order to demonstrate that the device has not been altered or removed. The report shall also compare costs, technical specifications, delay in providing location information, safeguards to prevent device removal and tampering, number of devices required to be maintained by the offender, and any other performance criteria the department determines to be essential to protecting public safety compared to alternative systems. The department shall prepare and submit a report of its findings to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee by November 1, 2015. The department shall issue one or more competitive solicitations pursuant to s. 287.057 for all electronic monitoring services. Evaluative criteria shall include cost to the state, technical specifications, delay in providing location information, safeguards to prevent device removal and tampering, and any additional criteria determined by the department as essential to protecting public safety.	Senate
4.	From the funds in Specific Appropriation *****, \$100,000 in nonrecurring general revenue funds is appropriated to the Virgil Hawkins Justice Foundation, a 501(c)(3) tax-exempt organization, to fund court costs, filing fees, litigation expenses, and direct administrative support for the pro bono legal representation provided through the Foundation's work in Central Florida with the Florida Agricultural and Mechanical University College of Law's Legal Clinic Program to assist traditionally underserved clients in matters related to, but not limited to, human trafficking, domestic violence, guardianship, probate, consumer finance, and landlord and tenant disputes. These funds may not be used to pay attorney fees, and no more than 20 percent of the funds may be expended for payment of salaries and benefits.	Senate
	SENATE BACK OF THE BILL	
5.	SECTION ????. The unexpended balance of funds appropriated to the state courts in Specific Appropriation 3192 of chapter 2014-51, Laws of Florida, for the compensation of retired judges shall revert and is reappropriated for Fiscal Year 2015-2016 for the same purpose.	Senate
6.	SECTION ????. The unexpended balance of funds appropriated to the state courts in Specific Appropriation 3193A of chapter 2014-51, Laws of Florida, for the implementation of a 24x7 Sobriety Monitoring Program pilot shall revert and is reappropriated for Fiscal Year 2015-2016 for the same purpose.	Senate

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7.	SECTION ????. The unexpended balance of funds in Specific Appropriation 1979A, chapter 2014-51, Laws of Florida, for domestic security issues shall revert and is reappropriated for Fiscal Year 2015-2016 to the Department of Law Enforcement for the same purpose.	Senate
8.	SECTION ????. The unexpended balance of the \$500,000 in general revenue funds appropriated to the City of Miami Gardens in Specific Appropriation 1263 of chapter 2014-51, Laws of Florida, for the Citizens' Crime Watch Program, shall revert and is reappropriated for Fiscal Year 2015-2016 to the program to fund ShotSpotter gunshot data services.	Senate
	HOUSE PROVISIO	
9.	<u>DEPARTMENT OF CORRECTIONS</u> By November 1, 2015, all re-entry programs funded in Specific Appropriation *****, must provide to the department information on: the population served by the program including information relating to the criminal history, age, employment history and education level of inmates served; the services provided to inmates as part of the program; the cost per inmate to provide those services; any available recidivism rates; and any matching funds or in-kind contributions provided to the program. The department must compile this information and submit a report to the chairs of the Senate Committee on Appropriations and the House Appropriations Committees by December 1, 2015.	House
10.	<u>ATTORNEY GENERAL/LEGAL AFFAIRS</u> From the funds in Specific Appropriation *****, \$100,000 in nonrecurring general revenue funds is provided to the Cuban American Bar Association Pro Bono Project, Inc., a 501 (c) (3) tax-exempt organization, to fund court costs, filing fees, litigation expenses, and direct administrative support for the free legal representation provided by the project throughout the state to individuals and families whose household income is within 125 percent of the Federal Poverty Guidelines on matters relating, but not limited to, human trafficking, domestic violence, guardianship, probate, consumer finance, and landlord tenant disputes. These funds may not be used to pay attorney fees or salaries or benefits.	House
11.	<u>STATE COURTS</u> From the funds in Specific Appropriation *****, \$100,000 in nonrecurring general revenue funds is provided for training judges and staff on how to address co-occurring disorders in the criminal justice system.	House

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12.	From the funds in Specific Appropriation *****, \$120,000 in nonrecurring general revenue funds is provided to the Florida Partners in Crisis to provide educational initiatives specific to criminal justice officials and community-based stakeholders working with individuals involved in or at risk of becoming involved in the criminal justice system as a result of their mental illness or substance abuse disorders.	House Modify
	HOUSE BACK OF THE BILL	
13.	SECTION ????. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG B2015-0436 as submitted on March 20, 2015, by the Governor on behalf of the Department of Corrections for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2014-2015 consistent with the amendment. This section is effective upon becoming law.	House
14.	SECTION ????. The sum of \$1,500,000 from nonrecurring general revenue funds is hereby appropriated to counties that currently operate county juvenile detention centers. The sum of \$500,000 is appropriated to each Marion, Polk, and Seminole counties. This section is effective upon becoming law.	Bump