

Bill No. CS for CS for SB 1594

Amendment No. ____

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Dawson-White moved the following amendment:

Senate Amendment (with title amendment)

On page 43, between lines 2 and 3,

insert:

Section 29. Section 985.315, Florida Statutes, 1998 Supplement, is amended to read:

985.315 Educational/technical and vocational work-related work-training programs.--

(1)(a) It is the finding of the Legislature that the educational/technical and vocational work-related work programs of the Department of Juvenile Justice are uniquely different from other programs operated or conducted by other departments in that it is essential to the state that these the work programs provide juveniles with useful information and activities that can lead to meaningful employment after release in order to assist in reducing the return of juveniles to the system.

(b) It is further the finding of the Legislature that the mission of a juvenile educational/technical and vocational

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1 work-related work program is, in order of priority:

2 1. To provide a joint effort between the department,
3 the juvenile work programs, and educational/technical and
4 ~~other~~ vocational training programs to reinforce relevant
5 education, training, and postrelease job placement, and help
6 reduce recommitment.

7 2. To serve the security goals of the state through
8 the reduction of idleness of juveniles and the provision of an
9 incentive for good behavior in residential commitment
10 facilities.

11 3. To teach youth in juvenile justice programs
12 relevant job skills and the fundamentals of a trade in order
13 to prepare them for placement in the workforce.

14 (c) It is further the finding of the Legislature that
15 a program which duplicates as closely as possible free-work
16 production and service operations in order to aid juveniles in
17 adjustment after release and to prepare juveniles for gainful
18 employment is in the best interest of the state, juveniles,
19 and the general public.

20 (2)(a) The department is strongly encouraged to ~~may~~
21 require juveniles placed in a high-risk residential,
22 maximum-risk residential, or a serious/habitual offender
23 program to participate in an educational/technical or a
24 vocational work-related work program 5 hours per day, 5 days
25 per week. All policies developed by the department relating
26 to this requirement must be consistent with applicable
27 federal, state, and local labor laws and standards, including
28 all laws relating to child labor.

29 (b) Nothing in this subsection is intended to restore,
30 in whole or in part, the civil rights of any juvenile. No
31 juvenile compensated under this subsection shall be considered

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1 as an employee of the state or the department, nor shall such
2 juvenile come within any other provision of the Workers'
3 Compensation Law.

4 (3) In adopting or modifying master plans for juvenile
5 work programs and educational/technical and vocational
6 training programs, and in the administration of the Department
7 of Juvenile Justice, it shall be the objective of the
8 department to develop:

9 (a) Attitudes favorable to work, the work situation,
10 and a law-abiding life in each juvenile employed in the
11 juvenile work program.

12 (b) Education and training opportunities that are
13 reasonably broad, but which develop specific work skills.

14 (c) Programs that motivate juveniles to use their
15 abilities. ~~Juveniles who do not adjust to these programs shall~~
16 ~~be reassigned.~~

17 (d) Education and training programs that will be of
18 mutual benefit to all governmental jurisdictions of the state
19 by reducing the costs of government to the taxpayers and which
20 integrate all instructional programs into a unified curriculum
21 suitable for all juveniles, but taking account of the
22 different abilities of each juvenile.

23 (e) A logical sequence of educational/technical or
24 vocational training, employment by the juvenile ~~vocational~~
25 work programs, and postrelease job placement for juveniles
26 participating in juvenile work programs.

27 (4)(a) The Department of Juvenile Justice shall
28 establish guidelines for the operation of juvenile
29 educational/technical and vocational work-related work
30 programs, which shall include the following procedures:

31 1. Participation in the educational/technical and

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1 vocational work-related programs shall be on a 5-day-per-week,
2 5-hour-per-day basis.

3 ~~2.1.~~ The education, training, work experience,
4 emotional and mental abilities, and physical capabilities of
5 the juvenile and the duration of the term of placement imposed
6 on the juvenile are to be analyzed before assignment of the
7 juvenile inmate into the various processes best suited for
8 educational/technical or vocational training.

9 ~~3.2.~~ When feasible, the department shall attempt to
10 obtain education or training credit for a juvenile seeking
11 apprenticeship status or a high school diploma or its
12 equivalent.

13 ~~4.3.~~ The juvenile may begin in a general education and
14 work skills program and progress to a specific work skills
15 training program, depending upon the ability, desire, and
16 education and work record of the juvenile.

17 ~~5.4.~~ Modernization and upgrading of equipment and
18 facilities should include greater automation and improved
19 production techniques to expose juveniles to the latest
20 technological procedures to facilitate their adjustment to
21 real work situations.

22 (b) Evaluations of juvenile educational/technical and
23 vocational work-related work programs shall be conducted
24 according to the following guidelines:

25 1. Systematic evaluations and quality assurance
26 monitoring shall be implemented, in accordance with ss.
27 985.401(4) and 985.412(1), to determine whether the ~~juvenile~~
28 ~~vocational work~~ programs are related to successful postrelease
29 adjustments.

30 2. Operations and policies of the work programs shall
31 be reevaluated to determine if they are consistent with their

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1 primary objectives.

2 (c) The department shall seek the advice of private
3 labor and management to:

4 1. Assist its work programs in the development of
5 statewide policies aimed at innovation and organizational
6 change.

7 2. Obtain technical and practical assistance,
8 information, and guidance.

9 3. Encourage the cooperation and involvement of the
10 private sector.

11 4. Assist in the placement of youth into meaningful
12 jobs upon release from the residential program.

13 (d) The department and providers are strongly
14 encouraged to work in partnership with local businesses and
15 trade groups in the development and operation of
16 educational/technical and vocational programs.

17 (5)(a) The Department of Juvenile Justice may adopt
18 and put into effect an agricultural and industrial production
19 and marketing program to provide training facilities for
20 persons placed in serious/habitual offender, high-risk
21 residential, and maximum-risk residential programs and
22 facilities under the control and supervision of the
23 department. The emphasis of this program shall be to provide
24 juveniles with useful work experience and appropriate job
25 skills that will facilitate their reentry into society and
26 provide an economic benefit to the public and the department
27 through effective utilization of juveniles.

28 (b) The department is authorized to contract with the
29 private sector for substantial involvement in a juvenile
30 industry program which includes the operation of a direct
31 private sector business within a juvenile facility and the

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1 hiring of juvenile workers. The purposes and objectives of
2 this program shall be to:

3 1. Increase benefits to the general public by
4 reimbursement to the state for a portion of the costs of
5 juvenile residential care.

6 2. Provide purposeful work for juveniles as a means of
7 reducing tensions caused by confinement.

8 3. Increase job skills.

9 4. Provide additional opportunities for rehabilitation
10 of juveniles who are otherwise ineligible to work outside the
11 facilities, such as maximum security juveniles.

12 5. Develop and establish new models for juvenile
13 facility-based businesses which create jobs approximating
14 conditions of private sector employment.

15 6. Draw upon the economic base of operations for
16 disposition to the Crimes Compensation Trust Fund.

17 7. Substantially involve the private sector with its
18 capital, management skills, and expertise in the design,
19 development, and operation of businesses.

20 (c) Notwithstanding any other law to the contrary,
21 including s. 440.15(9), private sector employers shall provide
22 juveniles participating in juvenile work programs under
23 paragraph (b) with workers' compensation coverage, and
24 juveniles shall be entitled to the benefits of such coverage.
25 Nothing in this subsection shall be construed to allow
26 juveniles to participate in unemployment compensation
27 benefits.

28 (6) The Juvenile Justice Accountability Board shall
29 conduct a study regarding the types of effective juvenile
30 vocational and work programs in operation across the country,
31 relevant research on what makes programs effective, the key

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1 ingredients of effective juvenile vocational and work
 2 programs, and the status of such programs in juvenile
 3 facilities across the state. The board shall report its
 4 findings and make recommendations on how to expand and improve
 5 these programs no later than January 31, 2000, to the
 6 President of the Senate, the Speaker of the House of
 7 Representatives, and the Secretary of Juvenile Justice.

8 (7) The department, working with providers, shall
 9 inventory juvenile vocational and work training programs in
 10 use in commitment programs across the state. The inventory
 11 shall list the commitment program, the type of vocational or
 12 work program offered, the relevant job skills provided, and
 13 which programs work with the trades industry to place youth in
 14 jobs upon release.

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16 (Redesignate subsequent sections.)

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19 ===== T I T L E A M E N D M E N T =====

20 And the title is amended as follows:

21 On page 3, line 15, after the semicolon,

22

23 insert:

24 amending s. 985.315, F.S.; revising the
 25 vocational work training programs under the
 26 Department of Juvenile Justice; providing for
 27 participation of certain juveniles in
 28 educational/technical or vocational
 29 work-related program 5 hours per day, 5 days
 30 per week; requiring the Juvenile Justice
 31 Accountability Board to conduct a study of

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juvenile vocational and work programs;
requiring a report; requiring the department to
inventory programs in the state;