

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based only on the provisions contained in the legislation as of the latest date listed below.)

BILL: SB 1670

SPONSOR: Senator Brown-Waite

SUBJECT: Redesignation of certain terms relating to Corrections

DATE: March 12, 2000 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Cellon	Cannon	CJ	Favorable
2.			FP	
3.				
4.				
5.				

I. Summary:

This bill redesignates correctional institutions as prisons and community work centers as work release centers. The bill also corrects some grammatical and technical inconsistencies within the effected statutes.

This bill substantially amends the following sections of the Florida Statutes: 944.012; 944.02; 944.023; 944.026; 944.033; 944.09; 944.095; 944.10; 944.11; 944.115; 944.14; 944.151; 944.23; 944.24; 944.31; 944.32; 944.35; 944.39; 944.402; 944.44; 944.45; 944.46; 944.47; 944.611; 944.613; 944.801; 944.803; 944.8031; 945.025; 945.0311; 945.091; 945.215; 945.21501; 945.21502; 945.27; 945.35; 945.6031; 945.6037; 945.72; 945.75; 946.002; 946.205; 946.25; 946.40; 946.504; 946.513; 413.051; 414.40; 948.03; 951.23; and 958.04.

II. Present Situation:

The above-referenced Florida Statutes currently refer to penal institutions operated by the Florida Department of Corrections as “correctional facilities,” “correctional institutions,” and “community correctional centers.”

III. Effect of Proposed Changes:

Section 1. Amends s. 944.012, F.S., changing the term “correctional institutions” to “prisons” and “community correctional” center to “work-release” center.

Section 2. Amends s. 944.02, F.S., changing the term “correctional institution(s)” to “prison(s).”

Section 3. Amends s. 944.023 F.S., changing the term “community correctional” centers to “work-release” centers.

Section 4. Amends s. 944.026, F.S., changing the term “community correctional” centers to “work-release” centers, and changing the term “correctional institutions” to “prisons.”

Section 5. Amends s. 944.033, F.S., changing the term “community correctional” center(s) to “work-release” center(s).

Section 6. Amends s. 944.09, F.S., changing the term “correctional institution(s) or facility” to “prison(s).”

Section 7. Amends s. 944.095, F.S., changing the term “correctional facility/facilities” to “prison(s),” and correcting a grammatical error by changing the word “of” to “after.”

Section 8. Amends s. 944.10, F.S., changing the terms “correctional facilities,” “correctional institutions,” and “detention or commitment facilities” to the term “prisons.” This section also changes a phrase from “correctional facilities for the housing of” to “prisons to house.”

Section 9. Amends s. 944.11, F.S., changing the term “institutions” to “prisons,” and the term “correctional facility” to “prison.” This section also corrects a grammatical error by changing “which” to “that” and deletes the term “shall have authority to” replacing that term with the word “may.”

Section 10. Amends s. 944.115, F.S., changing the terms “correctional facility/facilities” to “prison(s).”

Section 11. Amends s. 944.14, F.S., changing the term “correctional institutions” to “prisons.”

Section 12. Amends s. 944.151, F.S., changing the terms “correctional institution(s)” and “correctional institutions and facilities” to “prison(s).”

Section 13. Amends s. 944.23, F.S., changing the term “correctional institution(s)” to “prison(s).”

Section 14. Amends s. 944.24, F.S., changing the terms “correctional institutions” to “prisons,” and “institution” to “prison.”

Section 15. Amends s. 944.31, F.S., changing the term “correctional institution” to “prison.”

Section 16. Amends s. 944.32, F.S., changing the term “correctional institution” to “prison.” This section also deletes certain surplus language and makes grammatical changes.

Section 17. Amends s. 944.35, F.S., changing the terms “correctional institution” and “institution” to “prison.”

Section 18. Amends s. 944.39, F.S., changing the term “correctional institution” to “prison.”

Section 19. Amends s. 944.402, F.S., changing the term “correctional institution” to “prison.”

Section 20. Amends s. 944.44, F.S., changing the term “correctional institution” to “prison.” This section also deletes the term “shall be guilty of,” replacing it with “commits,” in the description of the crime of holding a person hostage and the attendant penalty for the crime.

Section 21. Amends s. 944.45, F.S., changing the term “correctional institution” to “prison.” This section also deletes the term “shall be guilty of,” replacing it with “commits,” in the description of the crime of mutiny and the attendant penalty for the crime.

Section 22. Amends s. 944.46, F.S., changing the term “correctional institution” to “prison.” This section also deletes the term “shall be guilty of,” replacing it with “commits,” in the description of the crime of harboring escaped prisoners and its attendant penalty.

Section 23. Amends s. 944.47, F.S., changing the term “correctional institution” to “prison,” deleting some surplus language and making technical grammatical changes. This section further amends s. 944.46, F.S., by changing the term “is guilty of” to “commits” in the description of the crime of introducing or possessing contraband on prison grounds and the attendant penalties.

Section 24. Amends s. 944.611, F.S., changing the terms “correctional facility” and “an institution or facility” to “(a) prison” as well as changing “community work release program” to “work-release center.”

Section 25. Amends s. 944.613, F.S., changing the term “correctional institution or facility” to “prison.”

Section 26. Amends s. 944.801, F.S., deleting some surplus language and changing the terms “correctional facilities,” “correctional institutions,” “correctional institutions and facilities,” and “institutions and facilities” to “prisons.” This section also changes the term “community correctional” center to “work-release” center.

Section 27. Amends s. 944.803, F.S., changing the terms “correctional institutions and facilities” and “private correctional facilities” to “prisons.”

Section 28. Amends s. 944.8031, F.S., changing the terms “correctional facility/facilities” to “prison(s).”

Section 29. Amends s. 945.025, F.S., changing the term “correctional institutions” to “prisons,” the term “community correctional” center to “work-release” center, and “correctional facility” to “prison.” This section also deletes surplus language and punctuation, and makes a technical change by changing the word “Appropriation” to “Appropriations.”

Section 30. Amends s. 945.0311, F.S., changing the terms “correctional institution” to “prison” and “work release” to “work-release.”

Section 31. Amends s. 945.091, F.S., changing the term “institution or facility” to “prison.”

Section 32. Amends s. 945.215, F.S., changing the term “correctional facility/facilities” to “prison(s).”

Section 33. Amends s. 945.21501, F.S., changing the term “correctional facilities” to “prisons” and deleting the word “hereby.”

Section 34. Amends s. 945.21502, F.S., changing the term “correctional facilities” to “prisons” and deleting the word “hereby.”

Section 35. Amends s. 945.27, F.S., changing the terms “correctional facilities” and “facilities” to “prisons” and deleting some surplus language.

Section 36. Amends s. 945.35, F.S., changing the term “correctional facilities” to “prisons.”

Section 37. Amends s. 945.6031, F.S., changing the terms “correctional institution” and “institution” to “prison.”

Section 38. Amends s. 945.6037, F.S., changing the term “correctional facilities” to “prisons.”

Section 39. Amends s. 945.72, F.S., changing the term “correctional institutions” to “prisons.”

Section 40. Amends s. 945.75, F.S., changing the term “correctional facilities” to “prisons.”

Section 41. Amends s. 946.002, F.S., changing the term “correctional institution” to “prison.”

Section 42. Amends s. 946.205, F.S., changing the term “correctional institutions” to “prisons” and the term “correctional institutions that” to “prisons who.”

Section 43. Amends s. 946.25, F.S., deleting the term “or correctional institution.”

Section 44. Amends s. 946.40, F.S., changing the term “correctional institutions” to “prisons.”

Section 45. Amends s. 946.504, F.S., changing the term “correctional institution(s)” to “prison(s)” and the term “institution” to “prison.” This section also deletes the phrase “is authorized to,” replacing it with “may.”

Section 46. Amends s. 946.513, F.S., changing the term “correctional institution” to “prison.”

Section 47. Amends s. 413.051, F.S., changing the term “correctional institution” to “prison.”

Section 48. Amends s. 414.40, F.S., changing the term “correctional institution(s)” to “prison(s).”

Section 49. Amends s. 948.03, F.S., changing the term “community correctional” center to “work-release” center and making a technical grammatical change.

Section 50. Amends s. 951.23, F.S., changing the term “correctional facility” to “prison.”

Section 51. Amends s. 958.04, F.S., changing the term “community correctional” center to “work-release” center.

Section 52. Provides an effective date.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Economic Impact and Fiscal Note:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

There may be a minimal fiscal impact in that letterhead, envelopes, business cards, and signs at the effected institutions would become obsolete upon the passage of this law.

VI. Technical Deficiencies:

None.

VII. Related Issues:

Current law contains references to “correctional facilities” and “institutions” as well as “private correctional facilities” in Chapters 946, 947, 957 and 958, F.S.

VIII. Amendments:

None.