

Bill No. CS for SB's 1708 & 1626

Amendment No. Barcode 224440

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| <u>Senate</u> | CHAMBER ACTION | <u>House</u> |
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11 Senator Bronson moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 Delete everything after the enacting clause

16 and insert:

17 Section 1. Section 944.31, Florida Statutes, is

18 amended to read:

19 944.31 Inspector general; inspectors; power and

20 duties.--The inspector general shall be responsible for prison

21 inspection and investigation, internal affairs investigations,

22 and management reviews. The office of the inspector general

23 shall be charged with the duty of inspecting the penal and

24 correctional systems of the state. The office of the inspector

25 general shall inspect each prison ~~correctional institution~~ or

26 any place in which state prisoners are housed, worked, or kept

27 within the state, with reference to its physical conditions,

28 cleanliness, sanitation, safety, and comfort; the quality and

29 supply of all bedding; the quality, quantity, and diversity of

30 food served and the manner in which it is served; the number

31 and condition of the prisoners confined therein; and the

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1 general conditions of each prison institution. The office of
2 inspector general shall see that all the rules and regulations
3 issued by the department are strictly observed and followed by
4 all persons connected with the correctional systems of the
5 state. The office of the inspector general shall coordinate
6 and supervise the work of inspectors throughout the state. The
7 inspector general and inspectors may enter any place where
8 prisoners in this state are kept and shall be immediately
9 admitted to such place as they desire and may consult and
10 confer with any prisoner privately and without molestation.
11 The inspector general and inspectors shall be responsible for
12 criminal and administrative investigation of matters relating
13 to the Department of Corrections. The secretary shall have the
14 authority to designate persons within the Office of the
15 Inspector General as law enforcement officers to conduct any
16 criminal investigation that occurs on property owned or leased
17 by the department or matters over which the department has
18 jurisdiction. Persons designated as law enforcement officers
19 must be certified pursuant to s. 943.1395, and must have a
20 minimum of 3 years experience as an inspector general
21 investigator or as a law enforcement officer. The department
22 shall maintain a memorandum of understanding with the
23 Department of Law Enforcement for the notification of an
24 investigation of mutually agreed upon predicate events that
25 shall include, but not be limited to, suspicious deaths and
26 major organized criminal activity. During ~~in such~~
27 investigations, the inspector general and inspectors may
28 consult and confer with any prisoner or staff member privately
29 and without molestation and persons designated as law
30 enforcement officers under this section shall have the
31 authority to conduct warrantless arrests of ~~detain~~ any person

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1 for violations of the felony, criminal laws of the state
2 prescribed in chapters 944 and 893. Persons designated as law
3 enforcement officers under this section may make arrests
4 pursuant to a warrant, including offenders who have escaped or
5 absconded from custody. ~~Such detention shall be made only on~~
6 properties owned or leased by the department, and The arrested
7 detained person shall be surrendered without delay to the
8 detention facility sheriff of the county in which the arrest
9 detention is made, with a formal complaint subsequently made
10 against her or him in accordance with law.

11 Section 2. This act shall take effect July 1, 2001.

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

15 And the title is amended as follows:

16 Delete everything before the enacting clause

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18 and insert:

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A bill to be entitled

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An act relating to the Department of

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Corrections; amending s. 944.31, F.S.;

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authorizing the Secretary of Corrections to

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designate persons in the Office of the

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Inspector General as law enforcement officers

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to conduct criminal investigations occurring on

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property under the jurisdiction of the

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department; such persons must be certified and

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possess minimum experience; requiring a

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memorandum of understanding between the

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department and the Department of Law

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Enforcement relating to predicate events;

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authorizing law enforcement officers to make
warrantless arrests; providing that arrested
persons must be surrendered to the county
detention facility; providing an effective
date.