

By the Committee on Criminal Justice and Senator Geller

307-1495-01

1 A bill to be entitled
2 An act relating to youthful offenders; amending
3 s. 958.11, F.S.; providing for certain inmates
4 to be assigned to a facility for youthful
5 offenders as a residential assignment if the
6 inmate's mental or physical vulnerability may
7 jeopardize the inmate's safety; providing
8 legislative intent with respect to housing all
9 inmates under a specified age in facilities for
10 youth offenders; providing an effective date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14 Section 1. Subsection (6) of section 958.11, Florida
15 Statutes, is amended to read:

16 958.11 Designation of institutions and programs for
17 youthful offenders; assignment from youthful offender
18 institutions and programs.--

19 (6) The department may assign to a youthful offender
20 facility, as a residential assignment, ~~any inmate, except a~~
21 ~~capital or life felon,~~ whose age does not exceed 19 years but
22 who does not otherwise meet the criteria of this section, if
23 the Assistant Secretary for Youthful Offenders determines that
24 such inmate's mental or physical vulnerability may ~~would~~
25 ~~substantially or materially~~ jeopardize his or her safety in a
26 nonyouthful offender facility. It is the intent of the
27 Legislature that any inmate whose age does not exceed 18 years
28 be housed in a facility for youthful offenders, unless the
29 inmate presents an unacceptable disciplinary problem at that
30 facility. Assignments made under this subsection shall be
31 included in the department's annual report.

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

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3 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
4 COMMITTEE SUBSTITUTE FOR
5 Senate Bill 322

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- Provides that it is the Legislature's intent that the Department of Corrections assign all inmates under the age of 18 to a youthful offender facility as a residential placement, regardless of level of crime or length of sentence.

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- Allows the Department of Corrections to remove an inmate under 18 years of age assigned to a youthful offender facility under this bill for disciplinary problems.

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