

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Representative(s) Barreiro offered the following:

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**Amendment**

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On page 22, line 8 through page 30, line 22,  
remove from the bill: all of said lines

14

15

and insert in lieu thereof:

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(4) Facilitating placement in a private transition-housing program, upon expiration of sentence, if requested by an eligible inmate prior to release. If an inmate who is nearing his or her date of release requests placement in a contracted substance-abuse-transition housing program, the transition-assistance specialist shall inform the inmate of program availability and assess the inmate's need and suitability for transition-housing assistance. If an inmate is approved for placement, the specialist shall assist the inmate and coordinate the release of the inmate with the selected program. If an inmate requests and is approved for placement in a contracted faith-based substance-abuse-transition housing program, the specialist must consult with the chaplain prior to such placement. In

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1 selecting inmates who are nearing their date of release for  
2 placement in a faith-based program, the department shall  
3 ensure that an inmate's faith orientation, or lack thereof,  
4 will not be considered in determining admission to the program  
5 and that the program does not attempt to convert an inmate  
6 toward a particular faith or religious preference. Under no  
7 circumstances may any inmate be placed in contracted substance  
8 abuse transition housing or contracted faith-based substance  
9 abuse transition housing, until the inmate has served the  
10 entirety of his or her lawful prison sentence in accordance  
11 with s. 944.275 or other applicable law regarding percentage  
12 of sentence served.

13 (5)(4) Providing a photo identification card to all  
14 inmates prior to their release.

15  
16 The transition-assistance specialist may not be a correctional  
17 officer or correctional probation officer as defined in s.  
18 943.10.

19 Section 10. Subsections (1) and (2) of section  
20 944.705, Florida Statutes, are reenacted, and subsection (5)  
21 of that section is amended to read:

22 944.705 Release orientation program.--

23 (1) The department shall provide participation in a  
24 standardized release orientation program to every eligible  
25 inmate.

26 (2) The release orientation program instruction must  
27 include, but is not limited to:

- 28 (a) Employment skills.  
29 (b) Money management skills.  
30 (c) Personal development and planning.  
31 (d) Special needs.

- 1 (e) Community reentry concerns.  
2 (f) Community reentry support.  
3 (g) Any other appropriate instruction to ensure the  
4 inmate's successful reentry into the community.  
5 (5) The department may ~~is authorized to~~ contract with  
6 public or private entities, including faith-based service  
7 groups, for the provision of all or part of the services  
8 pursuant to this section.

9 Section 11. Section 944.706, Florida Statutes, is  
10 amended to read:

11 944.706 Basic release assistance.--

12 (1) Any inmate who is being released is eligible for  
13 transition assistance. Those inmates released to a detainer  
14 are eligible pursuant to s. 944.703.

15 (2) The department may ~~is authorized to~~ contract with  
16 the Department of Children and Family Services, the Salvation  
17 Army, and other public or private organizations, including  
18 faith-based service groups, for the provision of basic support  
19 services for releasees. ~~The department shall contract with~~  
20 ~~the Department of Labor and Employment Security for the~~  
21 ~~provision of releasee job placement.~~

22 (3) The department shall adopt ~~promulgate~~ rules for  
23 the development, implementation, and termination of transition  
24 assistance.

25 Section 12. Section 944.707, Florida Statutes, is  
26 amended to read:

27 944.707 Postrelease special services; job placement  
28 services.--

29 (1) The department shall ~~attempt to~~ generate and  
30 provide to every releasee, identified by the prerelease needs  
31 assessment, support services such as, but not limited to,

1 substance abuse counseling, family counseling, and employment  
2 support programs. The department may ~~is authorized to~~ select  
3 and contract with public or private organizations, including  
4 faith-based service groups, for the provision of these basic  
5 support services. When selecting a provider, the department  
6 shall consider faith-based service groups on an equal basis  
7 with other private organizations. Provider selection criteria  
8 include, but are not limited to:

- 9 (a) The depth and scope of services provided.  
10 (b) The geographic area to be served.  
11 (c) The number of inmates to be served and the cost of  
12 services per inmate.  
13 (d) The individual provider's record of success in the  
14 provision of inmate services.

15 (2) The department, with the assistance of the State  
16 Office on Homelessness, shall maintain and regularly update a  
17 comprehensive directory of support services offered by private  
18 organizations and faith-based service groups for the purpose  
19 of assisting transition-assistance specialists and chaplains  
20 in making individualized placements and referrals. ~~The~~  
21 ~~following items shall be provided to the Department of Labor~~  
22 ~~and Employment Security job service office located nearest to~~  
23 ~~the inmate's intended residence:~~

24 ~~(a) The job placement information obtained at release~~  
25 ~~orientation.~~

26 ~~(b) Referral information for the needed basic support~~  
27 ~~service providers.~~

28 ~~(3)(a) The Department of Labor and Employment Security~~  
29 ~~shall assign job service staff exclusively dedicated to~~  
30 ~~releasee services at those offices identified by the~~  
31 ~~Department of Corrections as having a high number of releasee~~

1 ~~contacts. Those offices having a fewer number of releasee~~  
2 ~~contacts shall have designated staff assigned to assist~~  
3 ~~releasees. The Department of Labor and Employment Security~~  
4 ~~shall provide appropriate training for staff assigned to~~  
5 ~~assist releasees. Staff assigned to assist releasees shall~~  
6 ~~use job placement information obtained at each releasee's~~  
7 ~~release orientation to attempt to secure suitable employment~~  
8 ~~for the releasee prior to the releasee's arrival. Staff~~  
9 ~~assigned to assist releasees shall act to maximize releasee~~  
10 ~~placement opportunities in the job service office service~~  
11 ~~area.~~

12 ~~(b) The Department of Labor and Employment Security~~  
13 ~~shall provide to the Department of Corrections data relating~~  
14 ~~to inmate placement, tracking, and market needs.~~

15 Section 13. Section 944.803, Florida Statutes, is  
16 amended to read:

17 944.803 Faith-based programs for inmates.--

18 (1) The Legislature finds and declares that  
19 faith-based programs offered in state and private correctional  
20 institutions and facilities have the potential to facilitate  
21 inmate institutional adjustment, help inmates assume personal  
22 responsibility, and reduce recidivism.

23 (2) It is the intent of the Legislature that the  
24 Department of Corrections and the private vendors operating  
25 private correctional facilities shall continuously:

26 (a) Measure recidivism rates for inmates who have  
27 participated in religious programs;

28 (b) Increase the number of volunteers who minister to  
29 inmates from various faith-based institutions in the  
30 community;

31 (c) Develop community linkages with churches,

1 synagogues, mosques, and other faith-based institutions to  
2 assist inmates in their release back into the community; and

3 (d) Fund through the use of inmate welfare trust funds  
4 pursuant to s. 945.215 an adequate number of chaplains and  
5 support staff to operate faith-based programs in correctional  
6 institutions.

7 (3) By March 1, 2002, the department must have at  
8 least three additional faith-based dormitory programs fully  
9 operational and by June 1, 2002, the department must have at  
10 least three more faith-based dormitory programs fully  
11 operational, for a total of six new programs fully operational  
12 by June 1, 2002. These six programs shall be similar to and in  
13 addition to the current faith-based pilot program. The six new  
14 programs shall be a joint effort with the department and  
15 faith-based service groups within the community. The  
16 department shall ensure that an inmate's faith orientation, or  
17 lack thereof, will not be considered in determining admission  
18 to a faith-based program and that the program does not attempt  
19 to convert an inmate toward a particular faith or religious  
20 preference. The programs shall operate 24 hours a day within  
21 the existing correctional facilities. The programs must  
22 emphasize the importance of personal responsibility,  
23 meaningful work, education, substance-abuse treatment, and  
24 peer support. Participation in the faith-based dormitory  
25 program shall be voluntary. However, at least 80 percent of  
26 the inmates participating in this program must be within 36  
27 months of release. Assignment to these programs shall be based  
28 on evaluation and the length of time the inmate is projected  
29 to be assigned to that particular institution. In evaluating  
30 an inmate for this program, priority shall be given to inmates  
31 who have shown an indication for substance abuse. A right to

1 substance-abuse-program services is not stated, intended, or  
2 otherwise implied by this subsection. The department may not  
3 remove an inmate once assigned to the program except for the  
4 purposes of population management, for inmate conduct that may  
5 subject the inmate to disciplinary confinement or loss of  
6 gain-time, for physical or mental health concerns, or for  
7 security or safety concerns. To support the programming  
8 component, the department shall assign a chaplain and a  
9 full-time clerical support person dedicated to each dormitory  
10 to implement and monitor the program and to strengthen  
11 volunteer participation and support. By January 1, 2004, the  
12 department shall submit an evaluation report to the Governor,  
13 the President of the Senate, and the Speaker of the House of  
14 Representatives on the faith-based dormitory program. The  
15 report must contain the findings from an extensive and  
16 scientifically sound evaluation of the program, including at  
17 least a longitudinal followup of the inmates who have  
18 successfully completed the program compared to other similar  
19 inmates who have not participated and an opinion survey of the  
20 faith-based service providers.

21 (4) Effective October 1, 2001, the Department of  
22 Corrections shall assign chaplains to community correctional  
23 centers authorized pursuant to s. 945.091(1)(b). These  
24 chaplains shall strengthen volunteer participation by  
25 recruiting volunteers in the community to assist inmates in  
26 transition, and, if requested by the inmate, placement in a  
27 mentoring program or at a contracted  
28 substance-abuse-transition housing program upon the expiration  
29 of his or her sentence. When placing a released inmate in a  
30 contracted program the chaplain shall work with the  
31 institutional transition-assistance specialist in an effort to

1 successfully place the released inmate.

2 (5) The department shall ensure that any faith  
3 component of any program authorized in this chapter is offered  
4 on a voluntary basis and, an offender's faith orientation, or  
5 lack thereof, will not be considered in determining admission  
6 to a faith-based program and that the program does not attempt  
7 to convert an offender toward a particular faith or religious  
8 preference.

9 (6) The department shall ensure that state funds are  
10 not expended for the purpose of furthering religious  
11 indoctrination, but rather, that state funds are expended for  
12 purposes of furthering the secular goals of criminal  
13 rehabilitation, the successful reintegration of offenders into  
14 the community, and the reduction of recidivism.

15 Section 14. Subsection (1) of section 945.091, Florida  
16 Statutes, is amended to read:

17 945.091 Extension of the limits of confinement;  
18 restitution by employed inmates.--

19 (1) The department may ~~is authorized to~~ adopt rules  
20 ~~regulations~~ permitting the extension of the limits of the  
21 place of confinement of an inmate as to whom there is  
22 reasonable cause to believe that the inmate will honor his or  
23 her trust by authorizing the inmate, under prescribed  
24 conditions and following investigation and approval by the  
25 secretary, or the secretary's designee, who shall maintain a  
26 written record of such action, to leave the confines of that  
27 place unaccompanied by a custodial agent for a prescribed  
28 period of time to:

29 (a) Visit, for a specified period, a specifically  
30 designated place or places:

31 1. For the purpose of visiting a dying relative,



1 attending the funeral of a relative, or arranging for  
2 employment or for a suitable residence for use when released;

3 2. To otherwise aid in the rehabilitation of the  
4 inmate and his or her successful transition into the  
5 community; or

6 3. For another compelling reason consistent with the  
7 public interest,

8  
9 and return to the same or another institution or facility  
10 designated by the Department of Corrections.

11 (b) Work at paid employment, participate in an  
12 education or a training program, or voluntarily serve a public  
13 or nonprofit agency or faith-based service group in the  
14 community, while continuing as an inmate of the institution or  
15 facility in which the inmate is confined, except during the  
16 hours of his or her employment, education, training, or  
17 service and traveling thereto and therefrom.

18 1. An inmate may participate in paid employment only  
19 during the last 36 months of his or her confinement, unless  
20 sooner requested by the Parole Commission or the Control  
21 Release Authority.

22 2. While working at paid employment and residing in  
23 the facility, an inmate may apply for placement at a  
24 contracted substance-abuse-transition housing program. The  
25 transition-assistance specialist shall inform the inmate of  
26 program availability and assess the inmate's need and  
27 suitability for transition-housing assistance. If an inmate is  
28 approved for placement, the specialist shall assist the  
29 inmate. If an inmate requests and is approved for placement in  
30 a contracted faith-based substance-abuse-transition housing  
31 program, the specialist must consult with the chaplain prior

1 to such placement. The department shall ensure that an  
 2 inmate's faith orientation, or lack thereof, will not be  
 3 considered in determining admission to a faith-based program  
 4 and that the program does not attempt to convert an inmate  
 5 toward a particular faith or religious preference. Under no  
 6 circumstances may any inmate be placed in contracted substance  
 7 abuse transition housing or contracted faith-based substance  
 8 abuse transition housing, until the inmate has served the  
 9 entirety of his or her lawful prison sentence in accordance  
 10 with s. 944.275 or other applicable law regarding percentage  
 11 of sentence served.

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