

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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Representative(s) Alexander offered the following:

Amendment (with title amendment)

On page 7, between lines 9&10, of the bill

insert:

Section 3. Paragraph (a) of subsection (2) of section 944.17, Florida Statutes, is created to read:

944.17 Commitments and classification; transfers.--

(2) Each prisoner committed to the custody of the department shall be conveyed to such institution, facility, or program in the correctional system as the department shall direct, in accordance with its classification scheme.

(a) Any person sentenced pursuant to s. 775.31 shall be committed to a close custody facility operated by the Department of Corrections and shall under no circumstances be committed to a private correctional facility operated under the jurisdiction of the Correctional Privatization Commission.

Section 4. Notwithstanding any other provision of law to the contrary, the provisions of this section shall supercede the proviso language with Specific Appropriation 570

Amendment No. ____ (for drafter's use only)

1 in Senate Bill 2-C. The Correctional Privatization Commission
2 shall develop and issue requests for proposals (RFPs) for the
3 operation of each correctional facility prior to renewal of a
4 contract with the Correctional Privatization Commission. The
5 RFPs shall require that the per diem cost of operating each
6 correctional facility under contract with the Commission shall
7 not exceed 93 percent of the average per diem cost of housing
8 comparable prisoners within the Department of Corrections,
9 excluding those in the reception process and in community
10 correctional centers, for a cost savings of at least 7
11 percent. Any bids that do not reflect a cost savings to the
12 state of at least 7 percent shall be deemed to be
13 non-responsive and must be rejected by the Commission.

14
15 It is the intent of the Legislature that the comparable per
16 diem of the Department of Corrections for the 2000-2001 fiscal
17 year shall be determined by the Office of Program Policy
18 Analysis and Governmental Accountability in consultation with
19 the Department of Corrections and the Auditor General. The
20 average per diem shall be adjusted for prospective inflation
21 and delivered to the Commission.

22
23 The Department of Corrections shall assume operational
24 responsibility of any correctional facility for which there
25 are no proposals reflecting the 7 percent cost-savings
26 requirement. Current employees of private vendors operating
27 correctional facilities shall receive first preference for
28 employment by the Department of Corrections, provided,
29 however, that Correctional Officers currently employed by
30 private vendors must meet the minimum qualifications for
31 employment specific in s. 943.13, Florida Statutes. In

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1 accordance with the applicable provisions of chapter 216, the
2 Department of Corrections may request a transfer from Specific
3 Appropriations 696, 712, and 725 of chapter 2001-235, Laws of
4 Florida, to operate facilities for which it has assumed
5 operational responsibility.

6
7 The provisions of this section shall be repealed on July 1,
8 2002.

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

And the title is amended as follows:

On page ,

remove from the title of the bill:

and insert in lieu thereof: