

Bill No. CS for CS for SB's 662 & 232

Amendment No.      Barcode 144208

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

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

14 On page 829, between lines 19 and 20,

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16 insert:

17 Section 890. Effective January 7, 2003, all powers,  
 18 duties, functions, rules, records, personnel, property, and  
 19 unexpended balances of appropriations, allocations, or other  
 20 funds of the Correctional Privatization Commission, as created  
 21 in chapter 957, Florida Statutes, are transferred to the  
 22 office of the Attorney General by a type one transfer, as  
 23 defined in section 20.06(2), Florida Statutes.

24 Section 891. Subsection (1), paragraph (e) of  
 25 subsection (3), and subsection (6) of section 957.03, Florida  
 26 Statutes, are amended to read:

27 957.03 Correctional Privatization Commission.--  
 28 (1) COMMISSION.--The Correctional Privatization  
 29 Commission is created within the office of the Attorney  
 30 General for the purpose of entering into contracts with  
 31 contractors for the designing, financing, acquiring, leasing,

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1 constructing, and operating of private correctional  
2 facilities. ~~For administrative purposes, the commission is~~  
3 ~~created within the Department of Management Services.~~ The  
4 commission may enter into contracts with contractors for the  
5 designing, financing, acquiring, leasing, and constructing of  
6 private juvenile commitment facilities.

7 (3) TERMS, ORGANIZATION, AND MEETINGS.--

8 (e) The commission may employ an executive director,  
9 subject to approval or dismissal by the Attorney General, and  
10 such staff as is necessary, within the limits of legislative  
11 appropriation. The commission may retain such consultants as  
12 it deems necessary to accomplish its mission. Neither the  
13 executive director nor any consultant retained by the  
14 commission may have been an employee or a contract vendor of  
15 or a consultant to the department or the Department of  
16 Juvenile Justice, or an employee or a contract vendor of or a  
17 consultant to a bidder, for 2 years prior to employment with  
18 the commission and may not become an employee or a contract  
19 vendor of or a consultant to the department or the Department  
20 of Juvenile Justice, or an employee or a contract vendor of or  
21 a consultant to a bidder, for 2 years following termination of  
22 employment with the commission.

23 (6) OFFICE OF THE ATTORNEY GENERAL SUPPORT BY  
24 ~~DEPARTMENT OF MANAGEMENT SERVICES.~~--The commission shall be a  
25 separate budget entity, and the executive director shall be  
26 its chief administrative officer. The office of the Attorney  
27 General Department of Management Services shall provide  
28 administrative support, oversight, and service to the  
29 commission ~~to the extent requested by the executive director.~~  
30 ~~The commission and its staff are not subject to control,~~  
31 ~~supervision, or direction by the Department of Management~~

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1 ~~Services in any manner, including, but not limited to,~~  
2 ~~personnel, purchasing, and budgetary matters, except to the~~  
3 ~~extent as provided in chapters 110, 216, 255, 282, and 287 for~~  
4 ~~agencies of the executive branch.~~The executive director may  
5 designate a maximum of two policymaking or managerial  
6 positions as being exempt from the Career Service System.  
7 These two positions may be provided for as members of the  
8 Senior Management Service.

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10 (Redesignate subsequent sections.)

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

14 And the title is amended as follows:

15        On page 8, line 12, after the semicolon,

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17 insert:

18        transferring the powers, duties, personnel,  
19        property, and unexpended balances of funds of  
20        the Correctional Privatization Commission to  
21        the office of the Attorney General; amending s.  
22        957.03, F.S.; providing for the office of the  
23        Attorney General to provide administrative  
24        support, oversight, and service to the  
25        commission;

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