

CHAMBER ACTION

1 The Committee on Public Safety & Crime Prevention recommends the
2 following:

3
4 **Committee Substitute**

5 Remove the entire bill and insert:

6 A bill to be entitled

7 An act relating to the juvenile justice system; amending
8 s. 985.02, F.S.; requiring gender-specific programming
9 within the Department of Juvenile Justice for children in
10 this state; requiring the Office of Program Policy
11 Analysis and Government Accountability to conduct an
12 analysis of gender-specific programs in the Department of
13 Juvenile Justice; providing certain gender-specific
14 information to be included in the analysis; requiring the
15 analysis to address the administration of psychotropic
16 medication to youth in commitment facilities; reenacting
17 s. 985.3045(1) and (3), F.S., relating to prevention
18 service programs, for the purpose of incorporating the
19 amendment to s. 985.02, F.S., in references thereto;
20 providing an effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:
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24 Section 1. Subsection (1) of section 985.02, Florida
25 Statutes, is amended, and subsection (8) is added to said
26 section, to read:

27 985.02 Legislative intent for the juvenile justice
28 system.--

29 (1) GENERAL PROTECTIONS FOR CHILDREN.--It is a purpose of
30 the Legislature that the children of this state be provided with
31 the following protections:

32 (a) Protection from abuse, neglect, and exploitation.

33 (b) A permanent and stable home.

34 (c) A safe and nurturing environment which will preserve a
35 sense of personal dignity and integrity.

36 (d) Adequate nutrition, shelter, and clothing.

37 (e) Effective treatment to address physical, social, and
38 emotional needs, regardless of geographical location.

39 (f) Equal opportunity and access to quality and effective
40 education, which will meet the individual needs of each child,
41 and to recreation and other community resources to develop
42 individual abilities.

43 (g) Access to preventive services.

44 (h) An independent, trained advocate when intervention is
45 necessary, and a skilled guardian or caretaker in a safe
46 environment when alternative placement is necessary.

47 (i) Gender-specific programming and gender-specific
48 program models and services that comprehensively address the
49 needs of a targeted gender group.

50 (8) GENDER-SPECIFIC PROGRAMMING.--

51 (a) The Legislature finds that the prevention, treatment,
52 and rehabilitation needs of youth served by the juvenile justice
53 system are gender-specific.

54 (b) Gender-specific programming refers to unique program
55 models and services that comprehensively address the needs of a
56 targeted gender group. Gender-specific services require the
57 adherence to the principle of equity to ensure that the
58 different interests of young women and men are recognized and
59 varying needs are met, with equality as the desired outcome.
60 Gender-specific programming focuses on the differences between
61 young females' and young males' roles and responsibilities,
62 positions in society, access to and use of resources, and social
63 codes governing behavior. Gender-specific programs increase the
64 effectiveness of programs by making interventions more
65 appropriate to the specific needs of young women and men and
66 ensuring that these programs do not unknowingly create,
67 maintain, or reinforce gender roles or relations that may be
68 damaging.

69 (c) The Office of Program Policy Analysis and Government
70 Accountability shall conduct an analysis of programs for young
71 females within the Department of Juvenile Justice. The analysis
72 shall address the nature of young female offenders in this
73 state, the percentage of young females who are incarcerated in
74 the juvenile justice system for status offenses and violations
75 of probation, and whether these young females could be better
76 served in less costly community-based programs. In addition, the
77 review shall analyze whether existing juvenile justice programs
78 are designed to meet the gender-specific needs of young females

79 | and an analysis of the true cost of providing gender-specific
80 | services to young females. The analysis shall also address the
81 | administration of psychotropic medication by the department to
82 | youths in all commitment facilities. The analysis shall include
83 | the number of youths currently in commitment facilities who are
84 | receiving psychotropic medications, the type of medication, and
85 | the purpose of the administration of the medication.

86 | Section 2. For the purpose of incorporating the amendment
87 | to section 985.02, Florida Statutes, in references thereto,
88 | subsections (1) and (3) of section 985.3045, Florida Statutes,
89 | are reenacted to read:

90 | 985.3045 Prevention service program; monitoring; report;
91 | uniform performance measures.--

92 | (1) The department's prevention service program shall
93 | monitor all state-funded programs, grants, appropriations, or
94 | activities that are designed to prevent juvenile crime,
95 | delinquency, gang membership, or status offense behaviors and
96 | all state-funded programs, grants, appropriations, or activities
97 | that are designed to prevent a child from becoming a "child in
98 | need of services," as defined in chapter 984, in order to inform
99 | the Governor and the Legislature concerning efforts designed to
100 | further the policy of the state concerning juvenile justice and
101 | delinquency prevention, consistent with ss. 984.02 and 985.02.

102 | (3) The department shall expend funds related to the
103 | prevention of juvenile delinquency in a manner consistent with
104 | the policies expressed in ss. 984.02 and 985.02. The department
105 | shall expend said funds in a manner that maximizes public
106 | accountability and ensures the documentation of outcomes.

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107 (a) All entities that receive or use state moneys to fund
108 juvenile delinquency prevention services through contracts or
109 grants with the department shall design the programs providing
110 such services to further one or more of the strategies specified
111 in paragraphs (2)(a)-(d).

112 (b) The department shall develop an outcome measure for
113 each program strategy specified in paragraphs (2)(a)-(d) that
114 logically relates to the risk factor addressed by the strategy.

115 (c) All entities that receive or use state moneys to fund
116 the juvenile delinquency prevention services through contracts
117 or grants with the department shall, as a condition of receipt
118 of state funds, provide the department with personal demographic
119 information concerning all participants in the service
120 sufficient to allow the department to verify criminal or
121 delinquent history information, school attendance or academic
122 information, employment information, or other requested
123 performance information.

124 Section 3. This act shall take effect upon becoming a law.