

Bill No. SB 1398

Barcode 770750

CHAMBER ACTION

Senate

House

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Comm: WD
03/27/2006 10:35 AM

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The Committee on Criminal Justice (Smith) recommended the following amendment:

Senate Amendment (with title amendment)

Delete everything after the enacting clause,

and insert:

Section 1. Section 985.2075, Florida Statutes, is amended to read:

985.2075 Youth custody officer.--

(1) There is created within the department ~~of Juvenile Justice~~ the position of youth custody officer. The primary duties of each youth custody officer shall be to take youth into custody if the officer has probable cause to believe that the youth has violated the conditions of probation, home detention, conditional release, or postcommitment probation, or has failed to appear in court after being properly noticed. The authority of the youth custody officer to take youth into custody is specifically limited to this purpose.

(2) A youth custody officer who, while in the performance of his or her duties, takes a youth into custody

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1 for any reason specified in subsection (1) and has probable
2 cause to believe that the youth has committed violations of
3 criminal law, may file the appropriate criminal charges and
4 gather evidence for prosecution. Each youth custody officer is
5 subject to and shall have the same arrest and other authority
6 provided for law enforcement officers generally in chapter
7 901, including s. 901.15, and shall have statewide
8 jurisdiction. Such officers have full law enforcement powers
9 granted to other peace officers of this state, including the
10 authority to make arrests, carry firearms, serve court
11 process, and seize contraband and the proceeds of illegal
12 activities.

13 ~~(3)(2)~~ A youth custody officer must meet the minimum
14 qualifications for employment or appointment, be certified
15 under chapter 943, and comply with the requirements for
16 continued employment required by s. 943.135. The department ~~of~~
17 ~~Juvenile Justice~~ must comply with the responsibilities
18 provided for an employing agency under s. 943.133 for each
19 youth custody officer.

20 ~~(4)(3)~~ A youth custody officer should ~~shall~~ inform
21 appropriate local law enforcement agencies of his or her
22 activities under this section.

23 Section 2. This act shall take effect July 1, 2006.

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

27 And the title is amended as follows:

28 Delete everything before the enacting clause,

29
30 and insert:

31 A bill to be entitled

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1 An act relating to youth custody officers;
2 amending s. 985.2075, F.S.; authorizing a youth
3 custody officer to take a youth into custody if
4 the officer has probable cause to believe that
5 the youth has escaped from a facility operated
6 by or under contract with the Department of
7 Juvenile Justice or has absconded from the
8 supervision of the department; authorizing the
9 youth custody officer to file certain criminal
10 charges and gather evidence for court; revising
11 a provision concerning an officer informing
12 local law enforcement agencies of his or her
13 activities; providing an effective date.

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