$\ensuremath{\mathbf{By}}$ the Committee on Criminal Justice; and Senators Smith and Crist

591-2071-06

1	A bill to be entitled
2	An act relating to youth custody officers;
3	amending s. 985.2075, F.S.; authorizing a youth
4	custody officer to take a youth into custody if
5	the officer has probable cause to believe that
6	the youth has escaped from a facility operated
7	by or under contract with the Department of
8	Juvenile Justice or has absconded from the
9	supervision of the department; authorizing the
10	youth custody officer to file certain criminal
11	charges and gather evidence for court; revising
12	a provision concerning an officer informing
13	local law enforcement agencies of his or her
14	activities; providing an effective date.
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16	Be It Enacted by the Legislature of the State of Florida:
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18	Section 1. Section 985.2075, Florida Statutes, is
19	amended to read:
20	985.2075 Youth custody officer
21	(1) There is created within the Department of Juvenile
22	Justice the position of youth custody officer. The primary
23	duties of each youth custody officer shall be to take youth
24	into custody if the officer has probable cause to believe that
25	the youth has violated the conditions of probation, home
26	detention, conditional release, or postcommitment probation:
27	has escaped from a facility operated by or under contract with
28	the department; has absconded from the supervision of the
29	department; -, or has failed to appear in court after being
30	properly noticed. The authority of the youth custody officer
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to take youth into custody is specifically limited to this 2 purpose. (2) A youth custody officer who, while in the 3 performance of his or her duties, takes a youth into custody 4 5 for any reason specified in subsection (1) and has probable cause to believe that the youth has committed violations of 7 criminal law, may file the appropriate criminal charges and 8 gather evidence for prosecution. Each youth custody officer is subject to and shall have the same arrest and other authority 9 provided for law enforcement officers generally in chapter 10 901, and shall have statewide jurisdiction. Such officers have 11 12 full law enforcement powers granted to other peace officers of 13 this state, including the authority to make arrests, carry firearms, serve court process, and seize contraband and the 14 proceeds of illegal activities, except that a youth custody 15 officer may not exercise any power or duty authorized in 16 17 chapter 316 or in s. 901.15(5). (3)(2) A youth custody officer must meet the minimum 18 qualifications for employment or appointment, be certified as 19 a law enforcement officer under chapter 943, and comply with 2.0 21 the requirements for continued employment required by s. 22 943.135. The Department of Juvenile Justice must comply with 23 the responsibilities provided for an employing agency under s. 943.133 for each youth custody officer. 2.4 (4) (3) A youth custody officer shall inform 25 26 appropriate local law enforcement agencies of his or her 27 activities under this section. 2.8 Section 2. This act shall take effect July 1, 2006. 29 30

1	STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN COMMITTEE SUBSTITUTE FOR
2	Senate Bill 1398
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4	Provides that a youth custody officer would be given full law enforcement powers granted to other peace officers in Florida,
5	including the authority to make arrests, carry firearms, serve court process, and seize contraband and the proceeds of
6	illegal activities.
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