By Senator Wise

5-71A-06

2An act relating to prison industries; creating3the Prison Industries Task Force within the4Office of Legislative Services; requiring the5task force to determine how well the prison6industries program has fulfilled its statutory7mission and purpose; providing for the8appointment of members to the task force;9requiring the task force to hold a minimum10number of public meetings; providing that the11meetings and records of the task force are12subject to public-meetings requirements and the13public-records law; providing for members of14the task force to be reimbursed for per diem15and travel expenses; requiring the Legislative16Committee on Intergovernmental Relations to17provide staff support for the task force;18specifying the duties of the task force on a21future date; amending s. 946.505, F.S.;23clarifying the state's reversionary interest in24the facilities, property, and assets of the25corporation operating a correctional work26program; providing an effective date.27Be It Enacted by the Legislature of the State of Florida:28Section 1.29Section 1.20Section 1.21Drison Industries Task Force22	1	A bill to be entitled
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(1)(a) There is created within the Office of Legislative Services the Prison Industries Task Force to review how well PRIDE has fulfilled its statutory missions and purposes and whether the statutory missions of the prison industries program are feasible and relevant today and in the

7 (b) The task force shall consist of the following 14 8 <u>members:</u> 9 1. The Secretary of Corrections, who shall serve as 10 chair, and two wardens of prisons that have prison industries 11 programs; 12 A representative from the Agency for Workforce 2. 13 Innovation; 3. A representative from the Office of Workforce 14 Education within the Department of Education; 15 4. A representative from Florida TaxWatch; 16 17 5. A member of the Senate, appointed by the President 18 of the Senate; 6. A member of the House of Representatives, appointed 19 by the Speaker of the House of Representatives; 20 21 7. A representative from the board of directors of the private nonprofit prison industries corporation, as defined in 2.2 23 s. 946.503, Florida Statutes; 8. A representative from a local governmental entity 2.4 25 that purchases products that are produced by prison 26 industries; 27 9. A representative from a private industry that 2.8 regularly employs former inmates; 10. A representative from a private industry that 29 30 regularly trains inmates;

1 11. A representative from the academic community who 2 has expertise in research concerning the reentry of former prisoners into society and the employment of former felons; 3 4 and 5 12. A former inmate who has worked in the prison б industries program. 7 (c) The President of the Senate and the Speaker of the House of Representatives shall jointly appoint the members of 8 the task force specified in subparagraphs (b)7.-11. by July 1, 9 10 2006. (d) The task force shall hold its first meeting by 11 12 July 15, 2006, at which time the members shall select by 13 majority vote a chairperson from among themselves. (e) All recommendations of the task force shall be by 14 15 <u>majority vote.</u> (f) The task force shall meet at the call of the 16 17 chairperson and shall conduct at least three public meetings. (q) Meetings of the task force shall be open to the 18 public and are subject to the requirements of s. 286.011, 19 Florida Statutes. Records of the task force are public records 20 21 and subject to chapter 119, Florida Statutes, except to the extent that public access to any of those records is 2.2 23 restricted by law. (h) Members of the task force shall serve without 2.4 compensation, but are entitled to reimbursement for per diem 25 and travel expenses in accordance with s. 112.061, Florida 26 27 Statutes. 2.8 (i) The Legislative Committee on Intergovernmental Relations shall provide staff support for the task force. 29 30 (2)(a) The task force shall receive testimony from the Auditor General, the Governor's Inspector General, the Office 31

1 of Program Policy Analysis and Government Accountability, 2 PRIDE, and other appropriate officials to address the 3 following: 4 1. Are the statutory missions of the prison industries program as defined in s. 946.501(2), Florida Statutes, still 5 б valid? 7 2. Should other valid missions be included within the 8 program? 9 3. How do the current or recommended missions conflict 10 with any other valid missions? 4. Should the missions be ranked in order of priority 11 12 and, if so, to what extent can accomplishment of a 13 higher-priority mission be reduced in order to accomplish a lower-priority mission? 14 5. Is the method of addressing the legislative finding 15 in s. 946.501(3), Florida Statutes, which is that it is in the 16 17 best interest of the state, inmates, and the general public to 18 duplicate as closely as possible free-enterprise production and service operations, also the most effective manner in 19 which to accomplish the missions of the prison industries 20 21 program? 22 6. Should the structure for managing the correctional 23 work program be changed in order to facilitate accomplishing the missions of the program? 2.4 25 7. Is operating the prison industries program independently of state government the most effective manner in 26 27 which to accomplish its valid mission? 2.8 8. To what extent can PRIDE fulfill the legislative intent stated in s. 946.502(6), Florida Statutes, which is 29 30 that prison industries programs use inmates in all levels of 31

1 custody, with specific emphasis on reducing idleness among 2 inmates in close custody? 9. To what extent, if any, have privatization of 3 governmental functions and changing markets reduced sales by 4 5 PRIDE or impeded its ability to expand prison industry б training? 7 10. What creative strategies could enhance the prison 8 industries program's ability to meet its valid missions? 9 (b) The task force shall submit a report of its 10 findings and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives by 11 12 February 15, 2007. 13 (3) All meetings of the task force and all business of the task force for which reimbursement may be requested must 14 be concluded before the report is filed. The task force is 15 abolished July 1, 2007. 16 17 Section 2. Subsection (1) of section 946.505, Florida 18 Statutes, is amended to read: 19 946.505 Reversion upon dissolution of corporation or termination of lease. --20 21 (1) In the event the corporation is dissolved or its 22 lease of any correctional work program expires or is otherwise 23 terminated, all property relating to such correctional work program which ceases to function because of such termination 2.4 or dissolution, including all buildings, land, furnishings, 25 equipment, and other chattels and assets, whether originally 26 27 leased from the department or, as well as any subsequently 2.8 constructed or otherwise acquired facilities in connection 29 with its continued operation of that program, automatically reverts to full ownership by the department unless the 30 corporation intends to <u>use</u> utilize such property in another 31

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correctional work program. Such a reversionary ownership interest of the state in any and all such after-acquired facilities, property, and assets by the corporation is in furtherance of the goals established in s. 946.502(4), and such a present ownership interest by the state is a continuing б and insurable state interest. Section 3. This act shall take effect upon becoming a law. SENATE SUMMARY Creates the Prison Industries Task Force within the Office of Legislative Services, which shall exist for 1 year and review the prison industries program. Provides for membership of the task force and meetings. Requires that the Legislative Committee on Intergovernmental Relations provide staff support for the task force. (See bill for details.)