By Senator Siplin

19-211-06

A bill to be entitled 2 An act relating to delinquency proceedings; amending s. 985.228, F.S.; requiring the 3 4 Department of Juvenile Justice to adopt rules 5 governing the procedures that may be used to 6 restrain a child before and during an 7 adjudicatory hearing; prohibiting unreasonable 8 restraint or extended periods of isolation; 9 providing an effective date. 10 Be It Enacted by the Legislature of the State of Florida: 11 12 13 Section 1. Subsection (1) of section 985.228, Florida Statutes, is amended to read: 14 985.228 Adjudicatory hearings; withheld adjudications; 15 orders of adjudication .--16 17 (1) The adjudicatory hearing must be held as soon as practicable after the petition alleging that a child has 18 committed a delinquent act or violation of law is filed and in 19 accordance with the Florida Rules of Juvenile Procedure; but 20 21 reasonable delay for the purpose of investigation, discovery, 22 or procuring counsel or witnesses shall be granted. If the 23 child is being detained, the time limitations provided for in s. 985.215(5)(c) and (d) apply. The department shall adopt by 2.4 rule procedures for restraining a child before and during an 25 26 adjudicatory hearing. The rules must prohibit the use of 27 mechanical devices or unreasonable restraints. In addition, a 2.8 child may not be subject to extended periods of isolation. Section 2. This act shall take effect July 1, 2006. 29 30 31

SENATE SUMMARY  Requires that the Department of Juvenile Justice adopt rules to provide procedures for restraining a child before and during an adjudicatory hearing.  Before and during an adjudicato	ء ا	*********
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