

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

.

---

1 Representative(s) Barreiro offered the following:

2  
3 **Amendment (with title amendment)**

4 Between lines 684 and 685 insert:

5 Section 24. Paragraph (d) of subsection (2) of section  
6 794.055, Florida Statutes, is amended, present paragraphs (h)  
7 and (i) of that subsection are redesignated as paragraphs (i)  
8 and (j), respectively, a new paragraph (h) is added to that  
9 subsection, and paragraphs (a) and (b) of subsection (3) of that  
10 section are amended, to read:

11 794.055 Access to services for victims of sexual  
12 battery.--

13 (2) As used in this section, the term:

14 (d) "Rape crisis center" means any public or private  
15 agency that provides ~~offers at least five of the~~ sexual battery  
16 recovery services ~~in paragraph (g)~~ to victims of sexual battery

279571

4/25/2006 9:13:45 AM

Amendment No. (for drafter's use only)

17 and their families and is certified by the statewide nonprofit  
18 association.

19 (h) "Statewide nonprofit association" means the federally  
20 recognized sexual assault coalition whose primary purpose is to  
21 represent and provide technical assistance to rape crisis  
22 centers.

23 (3)(a) The department shall contract with the a statewide  
24 nonprofit association ~~whose primary purpose is to represent and~~  
25 ~~provide technical assistance to rape crisis centers.~~ The  
26 statewide nonprofit ~~This~~ association shall receive 95 percent of  
27 the moneys appropriated from the Rape Crisis Program Trust Fund.

28 (b) Funds received under s. 938.085 shall be used to  
29 provide sexual battery recovery services to victims and their  
30 families. Funds shall be distributed to rape crisis centers ~~by~~  
31 ~~county,~~ based on an allocation formula that takes into account  
32 the population and rural characteristics of each ~~the~~ county. No  
33 more than 15 percent of the funds shall be used for statewide  
34 initiatives, ~~including developing service standards and a~~  
35 ~~certification process for rape crisis centers.~~ No more than 5  
36 percent of the funds may be used for administrative costs.

37 Section 25. Section 794.056, Florida Statutes, is amended  
38 to read:

39 794.056 Rape Crisis Program Trust Fund.--

40 (1) The Rape Crisis Program Trust Fund is created within  
41 the Department of Health for the purpose of providing funds for  
42 rape crisis centers in this state. Trust fund moneys shall be  
43 used exclusively for the purpose of providing services for  
44 victims of sexual assault. Funds credited to the trust fund  
45 consist of those funds collected as an additional court

279571

4/25/2006 9:13:45 AM

Amendment No. (for drafter's use only)

46 | assessment in each case in which a defendant pleads guilty or  
47 | nolo contendere to, or is found guilty of, regardless of  
48 | adjudication, an offense defined in s. 784.011, s. 784.021, s.  
49 | 784.03, s. 784.041, s. 784.045, s. 784.048, s. 784.07, s.  
50 | 784.08, s. 784.081, s. 784.082, s. 784.083, s. 785.085, or s.  
51 | 794.011. Funds credited to the trust fund also shall include  
52 | revenues provided by law, moneys appropriated by the  
53 | Legislature, and grants from public or private entities.

54 | (2) The Department of Health shall establish by rule  
55 | criteria consistent with the provisions of s. 794.055(3)(a) for  
56 | distributing moneys from the trust fund to rape crisis centers.

57 |

58 | ===== T I T L E A M E N D M E N T =====

59 | Remove line 25 and insert:

60 | references thereto; amending s. 794.055, F.S.; revising  
61 | and providing definitions; requiring the Department of  
62 | Health to contract with a statewide nonprofit association  
63 | to provide assistance to rape crisis centers; providing  
64 | for distribution of funds; amending s. 794.056, F.S.;  
65 | providing for funds to be credited to the Rape Crisis  
66 | Program Trust Fund; providing effective dates.