

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative(s) Barreiro offered the following:

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

4 Between line(s) 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

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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 developed by the
32 statewide nonprofit association that takes into account the
33 population and rural characteristics of each ~~the~~ county. No more
34 than 15 percent of the funds shall be used for statewide
35 initiatives, ~~including developing service standards and a~~
36 ~~certification process for rape crisis centers.~~ No more than 5
37 percent of the funds may be used for administrative costs.

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

40 794.056 Rape Crisis Program Trust Fund.--

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

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

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

58
59

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

61 Remove line 25 and insert:

62 references thereto; amending s. 794.055, F.S.; revising and
63 providing definitions; requiring the Department of Health to
64 contract with a statewide nonprofit association to provide
65 assistance to rape crisis centers; providing for distribution of
66 funds; amending s. 794.056, F.S.; providing for funds to be
67 credited to the Rape Crisis Program Trust Fund; requiring
68 distribution of trust fund moneys to be consistent with the
69 allocation formula developed by the statewide nonprofit
70 association; providing effective dates.

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