

CHAMBER ACTION

1 The Criminal Justice Committee recommends the following:

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3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to prison industries; creating the Prison
7 Industries Task Force within the Office of Legislative
8 Services; requiring the task force to determine how well
9 the prison industries program has fulfilled its statutory
10 mission and purpose; providing for the appointment of
11 members to the task force; requiring the task force to
12 hold a minimum number of meetings; providing for members
13 of the task force to be reimbursed for per diem and travel
14 expenses; requiring the Legislative Committee on
15 Intergovernmental Relations to provide staff support for
16 the task force; specifying the duties of the task force
17 with respect to taking testimony; requiring the task force
18 to submit a report to the Governor and the Legislature;
19 abolishing the task force on a future date; amending s.
20 946.505, F.S.; clarifying the state's reversionary
21 interest in the facilities, property, and assets of the
22 corporation operating a correctional work program;
23 providing an effective date.

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Be It Enacted by the Legislature of the State of Florida:

Section 1. Prison Industries Task Force.--

(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 future.

(b) The task force shall consist of the following 13 members:

1. The Secretary of Corrections, who shall serve as chair, and two wardens of prisons that have prison industries programs;

2. A representative from the Agency for Workforce Innovation;

3. A representative from the Office of Workforce Education within the Department of Education;

4. A member of the Senate, appointed by the President of the Senate;

5. A member of the House of Representatives, appointed by the Speaker of the House of Representatives;

6. A representative from the board of directors of the private nonprofit prison industries corporation, as defined in s. 946.503, Florida Statutes;

7. A representative from a local governmental entity that purchases products that are produced by prison industries;

8. A representative from a private industry that regularly employs former inmates;

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52 9. A representative from a private industry that regularly
53 trains inmates;

54 10. A representative from the academic community who has
55 expertise in research concerning the reentry of former prisoners
56 into society and the employment of former felons; and

57 11. A former inmate who has worked in the prison
58 industries program.

59 (c) The President of the Senate and the Speaker of the
60 House of Representatives shall jointly appoint the members of
61 the task force specified in subparagraphs (b)6.-11. by July 1,
62 2006.

63 (d) The task force shall hold its first meeting by July
64 15, 2006.

65 (e) All recommendations of the task force shall be by
66 majority vote.

67 (f) The task force shall meet at the call of the
68 chairperson and shall conduct at least three meetings.

69 (g) Members of the task force shall serve without
70 compensation, but are entitled to reimbursement for per diem and
71 travel expenses in accordance with s. 112.061, Florida Statutes.

72 (h) The Legislative Committee on Intergovernmental
73 Relations shall provide staff support for the task force.

74 (2)(a) The task force shall receive testimony from the
75 Auditor General, the Governor's Inspector General, the Office of
76 Program Policy Analysis and Government Accountability, PRIDE,
77 and other appropriate officials to address the following:

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78 1. Are the statutory missions of the prison industries
79 program as defined in s. 946.501(2), Florida Statutes, still
80 valid?

81 2. Should other valid missions be included within the
82 program?

83 3. How do the current or recommended missions conflict
84 with any other valid missions?

85 4. Should the missions be ranked in order of priority and,
86 if so, to what extent can accomplishment of a higher-priority
87 mission be reduced in order to accomplish a lower-priority
88 mission?

89 5. Is the method of addressing the legislative finding in
90 s. 946.501(3), Florida Statutes, which is that it is in the best
91 interest of the state, inmates, and the general public to
92 duplicate as closely as possible free-enterprise production and
93 service operations, also the most effective manner in which to
94 accomplish the missions of the prison industries program?

95 6. Should the structure for managing the correctional work
96 program be changed in order to facilitate accomplishing the
97 missions of the program?

98 7. Is operating the prison industries program
99 independently of state government the most effective manner in
100 which to accomplish its valid mission?

101 8. To what extent can PRIDE fulfill the legislative intent
102 stated in s. 946.502(6), Florida Statutes, which is that prison
103 industries programs use inmates in all levels of custody, with
104 specific emphasis on reducing idleness among inmates in close
105 custody?

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106 9. To what extent, if any, have privatization of
107 governmental functions and changing markets reduced sales by
108 PRIDE or impeded its ability to expand prison industry training?

109 10. What creative strategies could enhance the prison
110 industries program's ability to meet its valid missions?

111 (b) The task force shall submit a report of its findings
112 and recommendations to the Governor, the President of the
113 Senate, and the Speaker of the House of Representatives by
114 February 15, 2007.

115 (3) All meetings of the task force and all business of the
116 task force for which reimbursement may be requested must be
117 concluded before the report is filed. The task force is
118 abolished July 1, 2007.

119 Section 2. Subsection (1) of section 946.505, Florida
120 Statutes, is amended to read:

121 946.505 Reversion upon dissolution of corporation or
122 termination of lease.--

123 (1) In the event the corporation is dissolved or its lease
124 of any correctional work program expires or is otherwise
125 terminated, all property relating to such correctional work
126 program which ceases to function because of such termination or
127 dissolution, including all buildings, land, furnishings,
128 equipment, and other chattels and assets, whether originally
129 leased from the department or, as well as any subsequently
130 constructed or otherwise acquired ~~facilities in connection with~~
131 ~~its continued operation of that program~~, automatically reverts
132 to full ownership by the department unless the corporation
133 intends to use ~~utilize~~ such property in another correctional

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134 work program. Such a reversionary ownership interest of the
135 state in any and all such after-acquired facilities, property,
136 and assets by the corporation is in furtherance of the goals
137 established in s. 946.502(4), and such a present ownership
138 interest by the state is a continuing and insurable state
139 interest.

140 Section 3. This act shall take effect upon becoming a law.