



943814

CHAMBER ACTION

Senate

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House

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The Committee on Criminal and Civil Justice Appropriations
(Crist) recommended the following **amendment**:

Senate Amendment (with title amendment)

Delete lines 91 through 128

and insert:

(3) Any beds contracted under this section shall be added to the total capacity of the correctional system as defined in s. 944.023, Florida Statutes, notwithstanding any law to the contrary.

(4) In making placements authorized by this section, the department shall consider, to the extent possible, the proximity of the receiving facility to the inmate's family, consistent with s. 944.8031, Florida Statutes.

(5) The Department of Corrections may adopt rules to administer this section.

(6) This section expires June 30, 2009.



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18 Section 2. Section 957.09, Florida Statutes, is amended to
19 read:

20 957.09 Applicability of chapter to other provisions of
21 law.--

22 (1) (a) Any offense that if committed at a state
23 correctional facility would be a crime shall be a crime if
24 committed by or with regard to inmates at private correctional
25 facilities operated pursuant to a contract entered into under
26 this chapter.

27 (b) All laws relating to commutation of sentences, release
28 and parole eligibility, and the award of sentence credits shall
29 apply to inmates incarcerated in a private correctional facility
30 operated pursuant to a contract entered into under this chapter.

31 (2) The provisions of this chapter are supplemental to the
32 provisions of ss. 944.105 and 944.710-944.719. However, in any
33 conflict between a provision of this chapter and a provision of
34 such other sections, the provision of this chapter shall prevail.

35 (3) The provisions of law governing the participation of
36 minority business enterprises are applicable to this chapter.

37 (4) The provisions of this chapter do not apply to
38 contracts between the department and county and municipal
39 entities, other states, political subdivisions of another state,
40 or correctional management service vendors in another state for
41 the transfer and confinement of state inmates. This subsection
42 expires June 30, 2009.

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

45 And the title is amended as follows:

46
47 Delete lines 13 and 14

Bill No. PCS (249628) for SB 1796



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48 | and insert:

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50 | requiring that additional