



197142

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: FAV	.	
4/22/2008	.	
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1 The Committee on Criminal and Civil Justice Appropriations  
2 (Joyner) recommended the following **amendment**:

3  
4 **Senate Amendment (with title amendment)**

5 Delete lines 77-122

6 and insert:

7 (e) The council shall monitor outcomes of the direct-  
8 support organization created pursuant to s. 16.616.

9 (f) The council shall develop a strategic program and  
10 funding initiative to establish local Councils on the Social  
11 Status of Black Men and Boys.

12 (5) The council may:

13 (a) Access data held by any state department or agency  
14 which is otherwise a public record.

15 (b) Make requests directly to the Joint Legislative  
16 Auditing Committee for assistance with research and monitoring of



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17 outcomes by the Office of Program Policy Analysis and Government  
18 Accountability.

19 (c) Request, through council members who are also  
20 legislators, research assistance from the Office of Economic and  
21 Demographic Research within the Legislature.

22 (d) Request information and assistance from the state or  
23 any political subdivision, municipal corporation, public officer,  
24 or governmental department thereof.

25 (e) Apply for and accept funds, grants, gifts, and services  
26 from the state, the Federal Government or any of its agencies, or  
27 any other public or private source for the purpose of defraying  
28 clerical and administrative costs as may be necessary for  
29 carrying out its duties under this section.

30 (f) Work directly with, or request information and  
31 assistance on issues pertaining to education from, the  
32 historically black colleges and universities of this state.

33 (6)~~(5)~~ The Office of the Attorney General shall provide  
34 staff and administrative support to the council.

35 (7)~~(6)~~ The council shall meet quarterly and at other times  
36 at the call of the chair or as determined by a majority of  
37 council members and approved by the Attorney General.

38 (8)~~(7)~~ Eleven of the members of the council shall  
39 constitute a quorum, and an affirmative vote of a majority of the  
40 members present is required for final action.

41 (9)~~(8)~~(a) The council shall issue its first annual report  
42 by December 15, 2007, and by December 15 each following year,  
43 stating the findings, conclusions, and recommendations of the  
44 council. The council shall submit the report to the Governor, the  
45 President of the Senate, the Speaker of the House of



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46 Representatives, and the chairpersons of the standing committees  
47 of jurisdiction in each chamber.

48 (b) The initial report must include the findings of an  
49 investigation into factors causing black-on-black crime from the  
50 perspective of public health related to mental health, other  
51 health issues, cultural disconnection, and cultural identity  
52 trauma.

53 ~~(10)-(9)~~ Members of the council shall serve without  
54 compensation. Members are entitled to reimbursement for per diem  
55 and travel expenses as provided in s. 112.061. State officers and  
56 employees shall be reimbursed from the budget of the agency  
57 through which they serve. Other members may be reimbursed by the  
58 Department of Legal Affairs.

59 ~~(11)-(10)~~ The council and any subcommittees it forms are  
60 ~~shall be~~ subject to the provisions of chapter 119, related to  
61 public records, and the provisions of chapter 286, related to  
62 public meetings.

63 ~~(12)-(11)~~ Each member of the council who is not otherwise  
64 required to file a financial disclosure statement pursuant to s.  
65 8, Art. II of the State Constitution or s. 112.3144, must file a  
66 disclosure of financial interests pursuant to s. 112.3145.

67 ~~(12) Notwithstanding subsection (6), the Attorney General~~  
68 ~~shall:~~

69 ~~(a) Within 60 days after the effective date of this act,~~  
70 ~~fix a date for the initial meeting of the council.~~

71 ~~(b) Notify each member of the council of the time, date,~~  
72 ~~and place where the initial meeting will be held.~~

73 ~~(c) Make any other arrangements concerning the initial~~  
74 ~~meeting of the council.~~



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75 ~~(d) Serve as the presiding officer at the initial meeting~~  
76 ~~of the council until a chair is elected.~~

77 ~~(13) This section expires July 1, 2012, unless reenacted by~~  
78 ~~the Legislature.~~

79 Section 2. Section 16.616, Florida Statutes, is created to  
80 read:

81 16.616 Direct-support organization.--

82 (1) The Department of Legal Affairs shall establish a  
83 direct-support organization that is:

84 (a) A Florida corporation, not for profit, incorporated  
85 under the provisions of chapter 617 and approved by the Secretary  
86 of State.

87 (b) Organized and operated exclusively to solicit funds;  
88 request and receive grants, gifts, and bequests of money;  
89 acquire, receive, hold, invest, and administer, in its own name,  
90 property and funds; and make expenditures for the benefit of the  
91 purposes as specified by this section.

92 (c) Certified by the department, after review, to be  
93 operating in a manner consistent with the statutory goals of the  
94 organization and in the best interests of the state.

95 (2) The direct-support organization shall operate under  
96 written contract with the Department of Legal Affairs. The  
97 contract must provide for:

98 (a) Approval of the articles of incorporation and bylaws of  
99 the direct-support organization by the department.

100 (b) Submission of an annual budget for the approval by the  
101 department.

102 (c) Certification by the department that the direct-support  
103 organization is complying with the terms of the contract and in a  
104 manner consistent with the statutory goals and purposes, and in



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105 the best interests, of the state. Such certification must be made  
106 annually.

107 (d) The reversion to the department of moneys and property  
108 held in trust by the direct-support organization if the direct-  
109 support organization is no longer approved to operate or ceases  
110 to exist.

111 (e) The disclosure of material provisions of the contract  
112 and the distinction between the board of directors and the  
113 direct-support organization to donors of gifts, contributions, or  
114 bequests, as well as on all promotional and fundraising  
115 publications.

116 (f) An annual financial audit in accordance with s.  
117 215.981.

118 (g) The fiscal year of the direct-support organization, to  
119 begin July 1 of each year and end June 30 of the following year.

120 (h) Appointment of the board of directors to be made  
121 pursuant to this section.

122 (i) Authority of the board of directors of the direct-  
123 support organization to hire an executive director.

124 (3) The board of directors of the direct-support  
125 organization shall consist of 13 members. Each member of the  
126 board of directors shall be appointed to a 4-year term; however,  
127 for the purpose of providing staggered terms, the President of  
128 the Senate and the Speaker of the House of Representatives shall  
129 each initially appoint two members to serve a 2-year term, and  
130 the Attorney General and the chair of the Council on the Social  
131 Status of Black Men and Boys shall each initially appoint one  
132 member to serve a 2-year term. All subsequent appointments shall  
133 be for 4-year terms. Any vacancy that occurs shall be filled in  
134 the same manner as the original appointment and shall be for the



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135 unexpired term of that seat. The board of directors shall be  
136 appointed as follows:

137 (a) Two members of the Council on the Social Status of  
138 Black Men and Boys, appointed by the council chair.

139 (b) Three members appointed by the Attorney General.

140 (c) Four members appointed by the President of the Senate.

141 (d) Four members appointed by the Speaker of the House of  
142 Representatives.

143 (4) In conjunction with the Council on the Social Status of  
144 Black Men and Boys, and funded exclusively by the direct-support  
145 organization, the direct-support organization shall form  
146 strategic partnerships to foster the development of community and  
147 private-sector resources and shall act as a liaison with state  
148 agencies, other state governments, and the public and private  
149 sectors on matters that relate to underlying conditions that  
150 affect black men and boys to bring about an environment that  
151 promotes the values of learning, family, prosperity, unity, and  
152 self-worth. To that end, the direct-support organization is  
153 charged with the following duties:

154 (a) Develop a strategic program and funding initiative to  
155 expand the 5000 Role Models of Excellence in Miami-Dade and  
156 Pinellas Counties and implement the 5000 Role Models of  
157 Excellence in Broward, Palm Beach, Duval, Orange, and  
158 Hillsborough Counties. The strategic program and funding  
159 initiative shall be reported to the Legislature by February 15,  
160 2009.

161 (b) Develop a strategic program and funding initiative to  
162 implement the Reading 4 Success Program by the 100 Black Men of  
163 Florida in Broward, Miami-Dade, Palm Beach, Duval, Orange,  
164 Pinellas, and Hillsborough Counties. The strategic program and



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165 funding initiative shall be reported to the Legislature by  
166 February 15, 2009.

167 (c) Develop a strategic program and funding initiative to  
168 implement the One Church, One Child program statewide. The  
169 strategic program and funding initiative shall be reported to the  
170 Legislature by February 15, 2009.

171 (d) Develop a strategic program and funding initiative to  
172 implement the Mapping the Future for Black Males Program within  
173 community colleges identified by the Council on the Social Status  
174 of Black Men and Boys. The strategic program and funding  
175 initiative shall be reported to the Legislature by February 15,  
176 2009.

177 (e) Develop a public awareness and marketing campaign  
178 showcasing programs funded by the direct-support organization, as  
179 well as other opportunities to implement the statutory duties of  
180 the direct-support organization and the Council on the Social  
181 Status of Black Men and Boys, pursuant to s. 16.615(4). The  
182 campaign should also encourage the idea that each person has a  
183 responsibility to make a difference in the community.

184 (f) Fund the clerical and administrative costs of the  
185 Council on the Social Status of Black Men and Boys as may be  
186 necessary for carrying out the council's duties under s. 16.615.

187 (5) The direct-support organization may:

188 (a) Develop a strategic program and funding initiative to  
189 implement a health-screening program using mobile screening  
190 services.

191 (b) Hold a statewide Black Policy Summit in conjunction  
192 with a university in this state.



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193       (c) Create a compendium of intervention programs in each  
194 county, which can be used to determine how to maximize existing  
195 resources and address underserved populations or unmet needs.

196       (6) The direct-support organization shall consider the  
197 participation of counties, in addition to those specified in  
198 subsection (4), which demonstrate a willingness to participate  
199 and an ability to be successful in any programs funded by the  
200 direct-support organization.

201  
202 ===== T I T L E   A M E N D M E N T =====

203 And the title is amended as follows:

204       Delete lines 3-5

205 and insert:

206       Black Men and Boys; amending s. 16.615, F.S.; removing  
207       outdated provisions; providing additional duties and  
208       powers of the council; removing certain duties of the  
209       Attorney General; removing a provision that discontinues  
210       the council under certain conditions; creating s. 16.616,  
211       F.S.; creating a direct-support organization; specifying  
212       duties and requiring a contract; providing contract  
213       requirements; providing for appointment of members of the  
214       board of directors; requiring the direct-support  
215       organization to form strategic partnerships for specified  
216       purposes, including in specified counties; requiring  
217       certain reports; providing additional duties and powers of  
218       the direct-support organization; requiring the direct-  
219       support organization to consider expansion of  
220       participation in certain counties and initiation of  
221       participation of certain other counties; providing an  
222       effective date.