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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: RCS	.	
4/8/2008	.	
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	.	

1 The Committee on Judiciary (Gaetz) recommended the following
2 **amendment:**

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

5 Delete lines 943-1223

6 and insert:

7 Section 17. Section 985.664, Florida Statutes, is amended
8 to read:

9 985.664 Juvenile justice circuit boards and juvenile
10 justice county councils.--

11 (1) There is authorized a juvenile justice circuit board to
12 be established in each of the 20 judicial circuits and a juvenile
13 justice county council to be established in each of the 67
14 counties. The purpose of each juvenile justice circuit board and
15 each juvenile justice county council is to provide advice and
16 direction to the department and the Children and Youth Cabinet in
17 the development and implementation of juvenile justice programs



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18 | and to work collaboratively with the department in seeking
19 | program improvements and policy changes to address the emerging
20 | and changing needs of Florida's youth who are at risk of
21 | delinquency.

22 | (2) Each juvenile justice county council shall develop a
23 | juvenile justice prevention and early intervention plan for the
24 | county and shall collaborate with the circuit board and other
25 | county councils assigned to that circuit in the development of a
26 | comprehensive plan for the circuit. As part of such plan, each
27 | council and board shall make provision for continual monitoring
28 | to identify and remedy disproportionate minority contact with the
29 | juvenile justice system. The Children and Youth Cabinet shall
30 | consider these local plans in implementing s. 402.56(5).

31 | (3) Juvenile justice circuit boards and county councils
32 | shall also participate in facilitating interagency cooperation
33 | and information sharing with local school authorities, law
34 | enforcement agencies, state attorneys, public defenders, judicial
35 | entities, local representatives of the department, the Department
36 | of Children and Family Services, and faith-based and community-
37 | based organizations for the purposes of forwarding the goals of
38 | the county or circuit plan. Such interagency collaborations shall
39 | specify how the community's entities will cooperate, collaborate,
40 | and share information to achieve the goals of the juvenile
41 | justice prevention and early intervention plan or the
42 | comprehensive plan for the circuit.

43 | (4) Juvenile justice circuit boards and county councils may
44 | apply for and receive public or private grants to be administered
45 | by one of the community partners that support one or more
46 | components of the county or circuit plan.



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47 (5) Juvenile justice circuit boards and county councils
48 shall advise and assist the department in the evaluation and
49 award of prevention and early intervention grant programs,
50 including the Community Juvenile Justice Partnership Grant
51 program established in s. 985.676 and proceeds from the Invest in
52 Children license plate annual use fees.

53 (6) Each juvenile justice circuit board shall provide an
54 annual report to the department and to the Children and Youth
55 Cabinet describing the activities of the circuit board and each
56 of the county councils contained within its circuit. Such reports
57 must be agreed upon and signed by each acting chair of the board
58 and council and submitted to the Children and Youth Cabinet
59 through the department secretary or the secretary's designee. The
60 department may prescribe a format and content requirements for
61 submission of annual reports.

62 (7) Membership of the juvenile justice circuit board may
63 not exceed 18 members, except as provided in subsections (8) and
64 (9). Members must include the state attorney, the public
65 defender, and the chief judge of the circuit, or their respective
66 designees. The remaining 15 members of the board must be
67 appointed by the county councils within that circuit. The board
68 where possible must be composed of an equitable number of members
69 include at least one representative from each county council
70 within the circuit, taking into account differences in
71 population. In appointing members to the circuit board, the
72 county councils must reflect:

73 (a) The circuit's geography and population distribution.

74 (b) Juvenile justice partners, including, but not limited
75 to, representatives of law enforcement, the school system, and
76 the Department of Children and Family Services.



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77 (c) Diversity in the judicial circuit.

78 (d) Representation from residents of the targeted high-
79 crime zip code communities as identified by the department and
80 based on referral rates within the county.

81 (8) At any time after the adoption of initial bylaws
82 pursuant to subsection (12), a juvenile justice circuit board may
83 revise the bylaws to increase the number of members by not more
84 than three in order to adequately reflect the diversity of the
85 population and community organizations or agencies in the
86 circuit.

87 (9) If county councils are not formed within a circuit, the
88 circuit board may establish its membership in accordance with
89 subsection (10). For juvenile justice circuit boards organized
90 pursuant to this subsection, the state attorney, public defender,
91 and chief circuit judge, or their respective designees, shall be
92 members of the circuit board.

93 (10) Membership of the juvenile justice county councils, or
94 juvenile justice circuit boards established under subsection (9),
95 must include representation from residents of the targeted high-
96 crime zip code communities as identified by the department and
97 based on referral rates within the county and may also include
98 representatives from the following entities:

99 (a) Representatives from the school district, which may
100 include elected school board officials, the school
101 superintendent, school or district administrators, teachers, and
102 counselors.

103 (b) Representatives of the board of county commissioners.

104 (c) Representatives of the governing bodies of local
105 municipalities within the county.



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106 (d) A representative of the corresponding circuit or
107 regional entity of the Department of Children and Family
108 Services.

109 (e) Representatives of local law enforcement agencies,
110 including the sheriff or the sheriff's designee.

111 (f) Representatives of the judicial system.

112 (g) Representatives of the business community.

113 (h) Representatives of other interested officials, groups,
114 or entities, including, but not limited to, a children's services
115 council, public or private providers of juvenile justice programs
116 and services, students, parents, and advocates. Private providers
117 of juvenile justice programs may not exceed one-third of the
118 voting membership.

119 (i) Representatives of the faith community.

120 (j) Representatives of victim-service programs and victims
121 of crimes.

122 (k) Representatives of the Department of Corrections.

123 (11) Each juvenile justice county council, or juvenile
124 justice circuit board established under subsection (9), must
125 provide for the establishment of an executive committee of not
126 more than 10 members. The duties and authority of the executive
127 committee must be addressed in the bylaws.

128 (12) Each juvenile justice circuit board and county council
129 shall develop bylaws that provide for officers and committees as
130 the board or council deems necessary and shall specify the
131 qualifications, method of selection, and term for each office
132 created. The bylaws shall address at least the following issues:
133 process for appointments to the board or council; election or
134 appointment of officers; filling of vacant positions; duration of
135 member terms; provisions for voting; meeting attendance



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136 requirements; and the establishment and duties of an executive
137 committee, if required under subsection (11).

138 (13) The secretary shall meet at least annually,
139 individually or collectively, by telephone or in person, with the
140 chair of the juvenile justice circuit boards and the Children and
141 Youth Cabinet in order to:

142 1. Advise juvenile justice circuit board chairs of
143 statewide juvenile justice issues and activities.

144 2. Provide and receive comments on prevention and
145 intervention program budget priorities.

146 3. Provide and receive comments on the planning process.

147 4. Discuss program development, program implementation,
148 quality assurance, and program outcomes.

149 (14)-(13) Members of juvenile justice circuit boards and
150 county councils are subject to the provisions of part III of
151 chapter 112.

152 (15) Juvenile justice circuit boards and county councils
153 shall use due diligence in notifying the community of board
154 vacancies through various community outreach outlets such as
155 community newspapers, churches, and free public announcements.

156 Section 18. Section 985.668, Florida Statutes, is amended
157 to read:

158 985.668 Innovation zones.--The department shall encourage
159 each of the juvenile justice circuit boards, in consultation with
160 the juvenile justice county council within the circuit, to
161 propose at least one innovation zone within the circuit for the
162 purpose of implementing any experimental, pilot, or demonstration
163 project that furthers the legislatively established goals of the
164 department. An innovation zone is a defined geographic area such
165 as a circuit, commitment region, county, municipality, service



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166 delivery area, school campus, or neighborhood providing a
167 laboratory for the research, development, and testing of the
168 applicability and efficacy of model programs, policy options, and
169 new technologies for the department.

170 (1) (a) The juvenile justice circuit board shall submit a
171 proposal for an innovation zone to the secretary. If the purpose
172 of the proposed innovation zone is to demonstrate that specific
173 statutory goals can be achieved more effectively by using
174 procedures that require modification of existing rules, policies,
175 or procedures, the proposal may request the secretary to waive
176 such existing rules, policies, or procedures or to otherwise
177 authorize use of alternative procedures or practices. Waivers of
178 such existing rules, policies, or procedures must comply with
179 applicable state or federal law.

180 (b) For innovation zone proposals that the secretary
181 determines require changes to state law, the secretary may submit
182 a request for a waiver from such laws, together with any proposed
183 changes to state law, to the chairs of the appropriate
184 legislative committees for consideration.

185 (c) For innovation zone proposals that the secretary
186 determines require waiver of federal law, the secretary may
187 submit a request for such waivers to the applicable federal
188 agency.

189 (2) An innovation zone project may not have a duration of
190 more than 2 years, but the secretary may grant an extension.

191 (3) Before implementing an innovation zone under this
192 subsection, the secretary shall, in conjunction with the Office
193 of Program Policy Analysis and Government Accountability, develop
194 measurable and valid objectives for such zone within a negotiated
195 reasonable period of time. Moneys designated for an innovation



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196 zone in one operating circuit may not be used to fund an
197 innovation zone in another operating circuit.

198 (4) Program models for innovation zone projects include,
199 but are not limited to:

200 (a) A forestry alternative work program that provides
201 selected juvenile offenders an opportunity to serve in a forestry
202 work program as an alternative to incarceration, in which
203 offenders assist in wildland firefighting, enhancement of state
204 land management, environmental enhancement, and land restoration.

205 (b) A collaborative public/private dropout prevention
206 partnership that trains personnel from both the public and
207 private sectors of a target community who are identified and
208 brought into the school system as an additional resource for
209 addressing problems which inhibit and retard learning, including
210 abuse, neglect, financial instability, pregnancy, and substance
211 abuse.

212 (c) A support services program that provides economically
213 disadvantaged youth with support services, jobs, training,
214 counseling, mentoring, and prepaid postsecondary tuition
215 scholarships.

216 (d) A juvenile offender job training program that offers an
217 opportunity for juvenile offenders to develop educational and job
218 skills in a 12-month to 18-month nonresidential training program,
219 teaching the offenders skills such as computer-aided design,
220 modular panel construction, and heavy vehicle repair and
221 maintenance which will readily transfer to the private sector,
222 thereby promoting responsibility and productivity.

223 (e) An infant mortality prevention program that is designed
224 to discourage unhealthy behaviors such as smoking and alcohol or
225 drug consumption, reduce the incidence of babies born prematurely



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226 or with low birth weight, reduce health care cost by enabling
227 babies to be safely discharged earlier from the hospital, reduce
228 the incidence of child abuse and neglect, and improve parenting
229 and problem-solving skills.

230 (f) A regional crime prevention and intervention program
231 that serves as an umbrella agency to coordinate and replicate
232 existing services to at-risk children, first-time juvenile
233 offenders, youth crime victims, and school dropouts.

234 (g) An alternative education outreach school program that
235 serves delinquent repeat offenders between 14 and 18 years of age
236 who have demonstrated failure in school and who are referred by
237 the juvenile court.

238 (h) A drug treatment and prevention program that provides
239 early identification of children with alcohol or drug problems to
240 facilitate treatment, comprehensive screening and assessment,
241 family involvement, and placement options.

242 (i) A community resource mother or father program that
243 emphasizes parental responsibility for the behavior of children,
244 and requires the availability of counseling services for children
245 at high risk for delinquent behavior.

246 Section 19. Paragraph (a) of subsection (2) and subsection
247 (3) of section 985.676, Florida Statutes, are amended to read:

248 985.676 Community juvenile justice partnership grants.--

249 (2) GRANT APPLICATION PROCEDURES.--

250 (a) Each entity wishing to apply for an annual community
251 juvenile justice partnership grant, which may be renewed ~~for a~~
252 ~~maximum of 2 additional years~~ for the same provision of services,
253 shall submit a grant proposal for funding or continued funding to
254 the department. The department shall establish the grant
255 application procedures. In order to be considered for funding,



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256 the grant proposal shall include the following assurances and
257 information:

258 1. A letter from the chair of the juvenile justice circuit
259 board confirming that the grant application has been reviewed and
260 found to support one or more purposes or goals of the juvenile
261 justice plan as developed by the board.

262 2. A rationale and description of the program and the
263 services to be provided, including goals and objectives.

264 3. A method for identification of the juveniles most likely
265 to be involved in the juvenile justice system who will be the
266 focus of the program.

267 4. Provisions for the participation of parents and
268 guardians in the program.

269 5. Coordination with other community-based and social
270 service prevention efforts, including, but not limited to, drug
271 and alcohol abuse prevention and dropout prevention programs,
272 that serve the target population or neighborhood.

273 6. An evaluation component to measure the effectiveness of
274 the program in accordance with s. 985.632.

275 7. A program budget, including the amount and sources of
276 local cash and in-kind resources committed to the budget. The
277 proposal must establish to the satisfaction of the department
278 that the entity will make a cash or in-kind contribution to the
279 program of a value that is at least equal to 20 percent of the
280 amount of the grant.

281 8. The necessary program staff.

282 (b) The department shall consider the following in awarding
283 such grants:



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284 1. The recommendations of the juvenile justice county
285 council as to the priority that should be given to proposals
286 submitted by entities within a county.

287 2. The recommendations of the juvenile justice circuit
288 board as to the priority that should be given to proposals
289 submitted by entities within a circuit.

290
291 As the first priority, the department shall fund applications
292 that meet the requirements of this section and also fulfill the
293 local juvenile justice circuit board and county council plans.

294 (3) RESTRICTIONS. ~~--This section does not prevent a program~~
295 ~~initiated under a community juvenile justice partnership grant~~
296 ~~established pursuant to this section from continuing to operate~~
297 ~~beyond the 3-year maximum funding period if it can find other~~
298 ~~funding sources. Likewise, This section does not restrict the~~
299 number of programs an entity may apply for or operate.

300
301 ===== T I T L E A M E N D M E N T =====

302 And the title is amended as follows:

303 On line 46, after the semicolon,
304 insert:

305 requiring that juvenile justice circuit boards and county
306 councils participate in facilitating interagency
307 cooperation and information sharing with certain entities;
308 requiring that such collaborations specify certain
309 information; providing requirements for the annual reports
310 required to be submitted by each juvenile justice circuit
311 board;