



962302

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: WD	.	
2/20/2008	.	
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1 The Committee on Criminal Justice (Wise) recommended the
 2 following **amendment**:

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

5 Between line(s) 245 and 246

6 and insert:

7 Section 6. 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
 12 to be established in each of the 20 judicial circuits and a
 13 juvenile justice county council to be established in each of the
 14 67 counties. The purpose of each juvenile justice circuit board
 15 and each juvenile justice county council is to provide advice



962302

16 and direction to the department in the development and
17 implementation of juvenile justice programs and to work
18 collaboratively with the department in seeking program
19 improvements and policy changes to address the emerging and
20 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.

27 (3) Juvenile justice circuit boards and county councils
28 shall also participate in facilitating interagency cooperation
29 and information sharing and where beneficial may implement
30 through or recommend to the department or legislature a design
31 or programs and projects in furtherance of the comprehensive
32 plan.

33 (4) Juvenile justice circuit boards and county councils
34 may apply for and receive public or private grants to be
35 administered by one of the community partners that support one
36 or more components of the county or circuit plan, and as
37 otherwise directed in their bylaws.

38 (5) Juvenile justice circuit boards and county councils
39 shall advise and assist the department in the evaluation and
40 award of prevention and early intervention grant programs,
41 including the Community Juvenile Justice Partnership Grant
42 program established in s. 985.676 and proceeds from the Invest
43 in Children license plate annual use fees.



962302

44 (6) Each juvenile justice circuit board shall provide an
45 annual report to the department describing the activities of the
46 circuit board and each of the county councils contained within
47 its circuit agreed upon and signed by each acting chair of the
48 board and councils. The department may prescribe a format and
49 content requirements for submission of annual reports and shall
50 present and submit its annual legislative budget request
51 reflecting the required material and fiscal needs of each board
52 and council.

53 (7) Membership of the juvenile justice circuit board may
54 not exceed 18 members, except as provided in subsections (8) and
55 (9). Members must include the state attorney, the public
56 defender, and the chief judge of the circuit, or their
57 respective designees. The remaining 15 members of the board must
58 be appointed by the county councils within that circuit. The
59 board where possible for purposes of equity must be composed of
60 equally numbered members ~~include at least one representative~~
61 from each county council within the circuit. In appointing
62 members to the circuit board, the county councils must reflect:

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

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

67 (c) Diversity in the judicial circuit.

68 (8) At any time after the adoption of initial bylaws
69 pursuant to subsection (12), and absent any county councils
70 formed within a circuit, a juvenile justice circuit board may
71 revise the bylaws to increase the number of members by not more



962302

72 than three in order to adequately reflect the diversity of the
73 population and community organizations or agencies in the
74 circuit.

75 (9) If county councils are not formed within a circuit,
76 the circuit board may establish its membership in accordance
77 with subsection (10) of not more than 18 members. For juvenile
78 justice circuit boards organized pursuant to this subsection,
79 the state attorney, public defender, and chief circuit judge, or
80 their respective designees, shall be members of the circuit
81 board.

82 (10) Membership of the juvenile justice county councils,
83 or juvenile justice circuit boards established under subsection
84 (9), may include representatives from the following entities:

85 (a) Representatives from the school district, which may
86 include elected school board officials, the school
87 superintendent, school or district administrators, teachers, and
88 counselors.

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

90 (c) Representatives of the governing bodies of local
91 municipalities within the county.

92 (d) A representative of the corresponding circuit or
93 regional entity of the Department of Children and Family
94 Services.

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

97 (f) Representatives of the judicial system.

98 (g) Representatives of the business community.



962302

99 (h) Representatives of other interested officials, groups,
100 or entities, including, but not limited to, a children's
101 services council, public or private providers of juvenile
102 justice programs and services, students, parents, and advocates.
103 Private providers of juvenile justice programs may not exceed
104 one-third of the voting membership.

105 (i) Representatives of the faith community.

106 (j) Representatives of victim-service programs and victims
107 of crimes.

108 (k) Representatives of the Department of Corrections.

109 (11) Each juvenile justice county council, or juvenile
110 justice circuit board established under subsection (9), must
111 provide for the establishment of an executive committee of not
112 more than 10 members. The duties and authority of the executive
113 committee must be addressed in the bylaws.

114 (12) Each juvenile justice circuit board and county
115 council shall develop bylaws that provide for officers and
116 committees as the board or council deems necessary and shall
117 specify the qualifications, method of selection, and term for
118 each office created. The bylaws shall address at least the
119 following issues: process for appointments to the board or
120 council; election or appointment of officers; filling of vacant
121 positions; duration of member terms; provisions for voting;
122 meeting attendance requirements; and the establishment and
123 duties of an executive committee, if required under subsection
124 (11).

125 (13) Members of juvenile justice circuit boards and county
126 councils are subject to the provisions of part III of chapter

Bill No. SPB 7050



962302

127 112, F.S., and s. 11.25 F.S. Juvenile justice circuit boards and
128 county councils are units of the legislature as prescribed by s.
129 11.135, F.S.

130 (14) Nongovernmental members of the juvenile justice
131 circuit boards and county councils shall serve without
132 compensation, unless stated otherwise in the bylaws, but are
133 entitled to receive per diem and travel expenses in accordance
134 with s. 112.061, Florida Statutes, and all other costs and
135 expenses which may be necessary and required while in
136 performance of their duties.

137 (15) The department shall provide legal counsel on all
138 internal matters to the boards and councils where necessary as
139 to their duties, responsibilities and jurisdiction.

140 Section 7. Subsection (1) of section 985.668, Florida
141 Statutes, is amended to read:

142 985.668 Innovation zones.--The department shall encourage
143 each of the juvenile justice circuit boards or councils to
144 propose at least one innovation zone within the circuit for the
145 purpose of implementing any experimental, pilot, or
146 demonstration project that furthers the legislatively
147 established goals of the department. An innovation zone is a
148 defined geographic area such as a circuit, commitment region,
149 county, municipality, service delivery area, school campus, or
150 neighborhood providing a laboratory for the research,
151 development, and testing of the applicability and efficacy of
152 model programs, policy options, and new technologies for the
153 department.



962302

154 (1) (a) The juvenile justice circuit board or council shall
 155 submit a proposal for an innovation zone to the secretary. If
 156 the purpose of the proposed innovation zone is to demonstrate
 157 that specific statutory goals can be achieved more effectively
 158 by using procedures that require modification of existing rules,
 159 policies, or procedures, the proposal may request the secretary
 160 to waive such existing rules, policies, or procedures or to
 161 otherwise authorize use of alternative procedures or practices.
 162 Waivers of such existing rules, policies, or procedures must
 163 comply with applicable state or federal law.

164 (b) For innovation zone proposals that the secretary
 165 determines require changes to state law, the secretary may
 166 submit a request for a waiver from such laws, together with any
 167 proposed changes to state law, to the chairs of the appropriate
 168 legislative committees for consideration.

169 (c) For innovation zone proposals that the secretary
 170 determines require waiver of federal law, the secretary may
 171 submit a request for such waivers to the applicable federal
 172 agency.

173

174 (Renumber subsequent sections.)

175

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

177 And the title is amended as follows:

178 On line 21, delete that line

179 and insert:

180 Department of Juvenile Justice; amending s. 985.664, F.S.,
 181 authorizing juvenile justice boards and county councils to

Bill No. SPB 7050



962302

182 | implement through or recommend to the Department or
183 | Legislature programs furthering the comprehensive plan;
184 | requiring the department to present its annual legislative
185 | budget request reflecting required material and fiscal
186 | needs of each board and council; changing membership of
187 | the circuit boards and county councils; providing that
188 | circuit boards and county councils are legislative units
189 | under s. 11.135, F.S.; requiring the department to provide
190 | legal counsel to boards and councils; amending s. 985.668,
191 | F.S., authorizing county councils to propose innovation
192 | zones within the circuit; amending s. 985.66, F.S.;