



Florida Senate - 2009

SB7072

<u>Committee</u>	<u>Amendment</u>
JA	4

The Committee on Ways and Means (**Wilson**) recommended the following amendment:

Section: On Page: 000 Spec App:	<u>EXPLANATION:</u> This amendment requires the Department of Management Services to implement changes in future private prison contracts. The amendment requires changes related to contract monitoring and oversight, and contract requirements based on the Legislature's Office of Program Policy Analysis and Government Accountability (OPPAGA) Report Number 08-71.
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<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount Positions & Amount
DELETE **INSERT**

In Section On Page 000

On page 102, After PROGRAM: SECURITY AND INSTITUTIONAL OPERATIONS:

Insert the following new paragraph of proviso:

From the funds provided in Specific Appropriations 617, 631 and 644, to improve vendor oversight and contract management, the Department of Management Services shall ensure that private prisons resolve any violations cited by the Department of Corrections security, infirmary, and contraband operations audits. The Department of Management Services must, through attrition of staff, hire managers and contract monitors with adult corrections expertise. The Department of Management Services must provide relevant training as recommended by the Department of Corrections to all current and future staff responsible for overseeing the private prisons, including training in prison safety and security procedures, inmate manipulation resistance, defensive tactics, and contraband detection and control. The Department of Management Services must ensure that all future private prison contracts must have explicit conditions that provide for the flexibility to adjust the percentages of special needs inmates to allow for changes in the overall state populations of those inmates. Such percentages must be based on Department of Corrections' special needs inmate population forecasts, so

that medical and mental healthcare costs are appropriately shared by both private and state prisons. All future private prison contracts must require each private prison vendor to report the same performance measures for inmate programs in private prisons as reported by the Department of Corrections for its comparable public institutions. As part of the private prisons contracting negotiations process, the Department of Corrections must consult with the Department of Management Services and each private prison vendor to establish high, reasonable, and achievable performance standards. All future private prison contracts must require each private prison vendor to develop inmate visitation policies and telephone rates for the private prisons that are consistent with those policies followed by the state's public prisons and encourage inmate family contact, as directed by Florida statutes. Finally, the Department of Management Services must require all future private prison contracts to adhere to Department of Management Services' established criteria for awarding Privately Operated Institutions Inmate Welfare Trust Fund monies so that Department of Management Services' staff can verify that such funds are being used appropriately.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.