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LEGISLATIVE ACTION

Senate

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House

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05/01/2009 03:01 PM

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Senator Crist moved the following:

**Senate Amendment (with title amendment)**

Between lines 730 and 731

insert:

Section 7. Paragraph (e) is added to subsection (1) of section 985.441, Florida Statutes, to read:

985.441 Commitment.—

(1) The court that has jurisdiction of an adjudicated delinquent child may, by an order stating the facts upon which a determination of a sanction and rehabilitative program was made at the disposition hearing:

(e) Commit the child to the department for placement in a



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13 mother-infant program designed to serve the needs of the  
14 juvenile mothers or expectant juvenile mothers who are committed  
15 as delinquents. The department's mother-infant program must be  
16 licensed as a child care facility in accordance with s. 402.308,  
17 and must provide the services and support necessary to enable  
18 the committed juvenile mothers to provide for the needs of their  
19 infants who, upon agreement of the mother, may accompany them in  
20 the program. The department shall adopt rules to govern the  
21 operation of such programs.

22 Section 8. Subsection (2) of section 985.601, Florida  
23 Statutes, is amended to read:

24 985.601 Administering the juvenile justice continuum.—

25 (2) (a) The department shall develop and implement an  
26 appropriate continuum of care that provides individualized,  
27 multidisciplinary assessments, objective evaluations of relative  
28 risks, and the matching of needs with placements for all  
29 children under its care, and that uses a system of case  
30 management to facilitate each child being appropriately  
31 assessed, provided with services, and placed in a program that  
32 meets the child's needs.

33 (b) The department shall adopt rules to ensure the  
34 effective delivery of services to children in the department's  
35 care and custody. The rules must address the delivery of:

36 1. Ordinary medical care in department facilities and  
37 programs;

38 2. Mental health services in department facilities and  
39 programs;

40 3. Substance abuse treatment services in department  
41 facilities and programs; and



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42           4. Services to children with developmental disabilities in  
43 department facilities and programs.

44  
45 The department shall coordinate its rulemaking with the  
46 Department of Children and Family Services and the Agency for  
47 Persons with Disabilities to ensure that the rules adopted under  
48 this section do not encroach upon the substantive jurisdiction  
49 of those agencies. The department shall include the above-  
50 mentioned entities in the rulemaking process, as appropriate.

51  
52 ===== T I T L E   A M E N D M E N T =====

53 And the title is amended as follows:

54           Delete line 32

55 and insert:

56           criminal history record sealed or expunged; amending  
57           s. 985.441, F.S.; providing that a court may commit a  
58           female child adjudicated as delinquent to the  
59           department for placement in a mother-infant program  
60           designed to serve the needs of the juvenile mothers or  
61           expectant juvenile mothers who are committed as  
62           delinquents; requiring the department to adopt rules  
63           to govern the operation of the mother-infant program;  
64           amending s. 985.601, F.S.; requiring that the  
65           department adopt rules to ensure the effective  
66           delivery of services to children in the care and  
67           custody of the department; requiring the department to  
68           coordinate its rule-adoption process with the  
69           Department of Children and Family Services and the  
70           Agency for Persons with Disabilities; providing