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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2010	.	
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The Committee on Criminal Justice (Dean) recommended the following:

Senate Amendment (with title amendment)

Delete lines 2057 - 2083
and insert:

Section 45. Paragraph (a) of subsection (2) of section 984.01, Florida Statutes, is amended to read:

984.01 Purposes and intent; personnel standards and screening.—

(2) The Department of Juvenile Justice or the Department of Children and Family Services, as appropriate, may contract with the Federal Government, other state departments and agencies, county and municipal governments and agencies, public and



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13 private agencies, and private individuals and corporations in
14 carrying out the purposes of, and the responsibilities
15 established in, this chapter.

16 (a) When the department ~~Department of Juvenile Justice or~~
17 ~~the Department of Children and Family Services~~ contracts with a
18 provider for any program for children, all personnel, including
19 owners, operators, employees, and volunteers, in the facility
20 must be of good moral character. Each contract entered into by
21 either department for services delivered on an appointment or
22 intermittent basis by a provider that does not have regular
23 custodial responsibility for children and each contract with a
24 school for before or aftercare services must ensure that the
25 owners, operators, and all personnel who have direct contact
26 with children are of good moral character. A volunteer who
27 assists on an intermittent basis for less than 10 ~~40~~ hours per
28 month need not be screened, provided a person who meets the
29 screening requirement of this section is always present and has
30 the volunteer in his or her line of sight ~~if the volunteer is~~
31 ~~under direct and constant supervision by persons who meet the~~
32 ~~screening requirements.~~

33 Section 46. Section 985.644, Florida Statutes, is amended
34 to read:

35 985.644 Departmental contracting powers; personnel
36 standards and screening.—

37 (1) The department ~~of Juvenile Justice or the Department of~~
38 ~~Children and Family Services, as appropriate,~~ may contract with
39 the Federal Government, other state departments and agencies,
40 county and municipal governments and agencies, public and
41 private agencies, and private individuals and corporations in



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42 carrying out the purposes of, and the responsibilities
43 established in, this chapter.

44 ~~(a) When the Department of Juvenile Justice or the~~
45 ~~Department of Children and Family Services contracts with a~~
46 ~~provider for any program for children, all personnel, including~~
47 ~~owners, operators, employees, and volunteers, in the facility~~
48 ~~must be of good moral character.~~ Each contract entered into by
49 the either department for services delivered on an appointment
50 or intermittent basis by a provider that does not have regular
51 custodial responsibility for children and each contract with a
52 school for before or aftercare services must ensure that ~~the~~ all
53 owners, operators, and ~~all~~ personnel who have direct contact
54 with children are subject to level 2 background screening
55 pursuant to chapter 435 of good moral character.

56 (b) A volunteer who assists the department or any program
57 for children on an intermittent basis for less than 10 40 hours
58 per month need not be screened, provided a person who meets the
59 screening requirement of this section is always present and has
60 the volunteer in his or her line of sight if the volunteer is
61 under direct and constant supervision by persons who meet the
62 screening requirements.

63
64 ===== T I T L E A M E N D M E N T =====

65 And the title is amended as follows:

66 Delete line 118

67 and insert:

68 amending s. 984.01, F.S.; revising an exemption from
69 screening requirements for volunteers with programs
70 for children; amending s. 985.644, F.S.; revising



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background