

By the Committee on Criminal Justice; and Senator Simmons

591-00793-14

2014274c1

1                   A bill to be entitled  
2       An act relating to inmate reentry; amending s.  
3       322.051, F.S.; waiving the fee for identification  
4       cards issued to certain inmates; amending s. 382.0255,  
5       F.S.; requiring a waiver of fees for certain inmates  
6       receiving a copy of a birth certificate; amending s.  
7       944.605, F.S.; requiring the Department of Corrections  
8       to work with other agencies in acquiring necessary  
9       documents for certain inmates to acquire an  
10      identification card before release; providing  
11      exceptions; requiring the department to provide  
12      specified assistance to inmates born outside this  
13      state; requiring a report; amending s. 944.803, F.S.;  
14      authorizing the department to operate male and female  
15      faith- and character-based institutions; providing an  
16      effective date.

17  
18 Be It Enacted by the Legislature of the State of Florida:

19  
20       Section 1. Subsection (9) of section 322.051, Florida  
21 Statutes, is amended to read:

22       322.051 Identification cards.—

23       (9) Notwithstanding any other provision of this section or  
24 s. 322.21 to the contrary, the department shall issue or renew a  
25 card at no charge to a person who presents evidence satisfactory  
26 to the department that he or she is homeless as defined in s.  
27 414.0252(7) or to an inmate receiving a card issued pursuant to  
28 s. 944.605(7).

29       Section 2. Subsection (3) of section 382.0255, Florida

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30 Statutes, is amended to read:

31 382.0255 Fees.—

32 (3) Fees shall be established by rule. However, until rules  
33 are adopted, the fees assessed pursuant to this section shall be  
34 the minimum fees cited. The fees established by rule must be  
35 sufficient to meet the cost of providing the service. All fees  
36 shall be paid by the person requesting the record, are due and  
37 payable at the time services are requested, and are  
38 nonrefundable, except that, when a search is conducted and no  
39 vital record is found, any fees paid for additional certified  
40 copies shall be refunded. The department may waive all or part  
41 of the fees required under this section for any government  
42 entity. The department shall waive all fees required under this  
43 section for a certified copy of a birth certificate issued for  
44 purposes of an inmate acquiring a state identification card  
45 before release pursuant to s. 944.605(7).

46 Section 3. Subsection (7) is added to section 944.605,  
47 Florida Statutes, to read:

48 944.605 Inmate release; notification; identification card.—

49 (7) (a) The department, working in conjunction with the  
50 Department of Health and the Department of Highway Safety and  
51 Motor Vehicles, shall provide every Florida-born inmate with a  
52 certified copy of their birth certificate and a state  
53 identification card before his or her release upon expiration of  
54 the inmate's sentence.

55 (b) Paragraph (a) does not apply to inmates who:

56 1. The department determines have a valid driver license or  
57 state identification card.

58 2. Have an active detainer, unless the department

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59 determines that cancellation of the detainer is likely or that  
60 the incarceration for which the detainer was issued will be less  
61 than 12 months in duration.

62 3. Are released due to an emergency release or a  
63 conditional medical release under s. 947.149.

64 4. Are not in the physical custody of the department at or  
65 within 180 days before release.

66 5. Are subject to sex offender residency restrictions, and  
67 who, upon release under such restrictions, do not have a  
68 qualifying address.

69 (c) The department shall assist each inmate in applying for  
70 and obtaining a social security card before release if the  
71 inmate needs a social security card.

72 (d) The department, for purposes of assisting the inmate in  
73 obtaining a birth certificate, shall submit to the Department of  
74 Health on all Florida-born inmates in its custody, the  
75 department's inmate photo or digitized photo, and as provided by  
76 the inmate his or her date of birth, full name at birth and any  
77 subsequent legal name changes, city or county of birth, mother's  
78 full name including her maiden surname, and father's full name.  
79 Failure of the inmate to cooperate with the department in  
80 providing this information may subject the inmate to  
81 disciplinary action.

82 (e) For inmates born outside of this state, the department  
83 shall assist the inmate in completing the necessary forms or  
84 applications to obtain a social security card, driver license,  
85 or state identification card. The department shall also provide  
86 the inmate with the location and address of the appropriate  
87 licensing authority the inmate will need to obtain a valid

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88 identification card in proximity to the inmate's release  
89 address.

90 (f) The department shall, as part of its annual report,  
91 provide a report that identifies the number of inmates released  
92 with and without identification cards, identifies any  
93 impediments in the implementation of this subsection, and  
94 provides recommendations to improve obtaining release documents  
95 and identification cards for all inmates.

96 Section 4. Subsections (2) and (6) of section 944.803,  
97 Florida Statutes, are amended to read:

98 944.803 Faith- and character-based programs.—

99 (2) It is the intent of the Legislature that the department  
100 expand the faith- and character-based initiative through the use  
101 of faith- and character-based institutions. The department is  
102 encouraged to phase out the faith-based and self improvement  
103 dormitory programs and move toward the goal of only implementing  
104 faith- and character-based institutions. The department is also  
105 encouraged to dedicate and maintain faith- and character-based  
106 institutions that serve both male and female inmates at their  
107 respective institutions.

108 (6) Within faith- and character-based institutions of the  
109 state correctional system, peer-to-peer programming shall be  
110 offered ~~allowed~~, such as Alcoholics Anonymous, literacy  
111 instruction, and other activities, ~~when appropriate.~~

112 Section 5. This act shall take effect July 1, 2014.