

1 A bill to be entitled
2 An act relating to correctional work programs;
3 repealing provisions of part II of chapter 946, F.S.,
4 relating to leased or managed work programs and the
5 authorization of a certain nonprofit corporation to
6 operate correctional work programs using buildings and
7 land leased by the Department of Corrections;
8 providing a directive to the Division of Law Revision
9 and Information; creating ss. 946.5101 and 946.5102,
10 F.S.; providing legislative findings and intent;
11 creating s. 946.5103, F.S.; providing definitions;
12 creating s. 946.51035, F.S.; providing
13 nonapplicability with respect to certain inmate
14 programs; creating s. 946.5104, F.S.; authorizing the
15 department to use specified facilities and equipment
16 in connection with correctional work programs;
17 creating s. 946.5105, F.S.; authorizing the department
18 to create and operate correctional work programs;
19 providing for evaluation and assignment of inmates to
20 such programs; creating s. 946.5106, F.S.; providing
21 for rulemaking; creating s. 946.5107, F.S.; providing
22 for the sale of goods and services produced in
23 correctional work programs; prohibiting state agencies
24 from purchasing goods and services from other sources
25 in certain circumstances if correctional work programs
26 produce comparable goods and services; providing for

27 sale or disposal of agricultural commodities;
28 exempting sales to government entities from specified
29 purchasing provisions; authorizing the department to
30 provide inmate services or inmate goods to private
31 enterprises in certain circumstances; providing
32 applicability; creating s. 946.5108, F.S.; prohibiting
33 the sale of goods made by inmates except when in
34 compliance with specified provisions; creating s.
35 946.5109, F.S.; providing for the rights of inmates;
36 specifying that inmates are not state employees;
37 creating s. 946.5111, F.S.; authorizing the department
38 to contract with the private sector to establish a
39 prison industry enhancement (PIE) program; providing
40 purposes and objectives of such a program; requiring
41 private-sector employers to provide participating
42 inmates with workers' compensation coverage;
43 specifying that an inmate's participation in the PIE
44 program is not employment for purposes of unemployment
45 compensation; transferring, renumbering, and amending
46 s. 946.522, F.S., relating to the Prison Industries
47 Trust Fund; conforming provisions to changes made by
48 the act; creating s. 946.5113, F.S.; creating the
49 Prison Industry Board of Directors; providing for
50 membership, meetings, and compensation of the board;
51 providing for staggered terms of members; creating s.
52 946.5115, F.S.; providing for powers and duties of the

53 board and the department; requiring an annual report
 54 to the Governor and Legislature; amending ss. 212.08,
 55 255.25001, 283.33, 403.757, 957.04, and 958.12, F.S.;
 56 conforming provisions to changes made by the act;
 57 providing an effective date.

58

59 Be It Enacted by the Legislature of the State of Florida:

60

61 Section 1. Sections 946.501, 946.502, 946.5025, 946.5026,
 62 946.503, 946.504, 946.505, 946.506, 946.509, 946.5095, 946.510,
 63 946.511, 946.512, 946.513, 946.514, 946.515, 946.516, 946.517,
 64 946.518, 946.520, 946.523, 946.524, and 946.525, Florida
 65 Statutes, are repealed.

66 Section 2. The Division of Law Revision and Information is
 67 directed to rename part II of chapter 946, Florida Statutes,
 68 consisting of ss. 946.5101-946.5115, as "Department of
 69 Corrections Programs."

70 Section 3. Section 946.5101, Florida Statutes, is created
 71 to read:

72 946.5101 Legislative findings.-

73 (1) The Legislature finds that the department's
 74 correctional work programs are unique from other state
 75 government programs since it is essential to the state that
 76 correctional work programs provide inmates with useful
 77 activities that, to reduce recidivism, can lead to meaningful
 78 employment after release.

79 (2) The Legislature also finds that the mission of the
80 department's correctional work programs are, in order of
81 priority, to:

82 (a) Provide a joint effort between the department, the
83 correctional work programs, and other vocational training
84 programs to reinforce relevant education, training, and
85 postrelease job placement and help reduce recidivism.

86 (b) Serve the security goals of the state through
87 reduction in the idleness of inmates and provision of an
88 incentive for good behavior in prison.

89 (c) Reduce costs to state government by operating
90 enterprises primarily with inmate labor while requiring that the
91 enterprises do not seek to unreasonably compete with private
92 enterprise.

93 (d) Serve the rehabilitative goals of the state by
94 duplicating in prison, as closely as possible, free enterprise
95 and profitmaking activities.

96 (3) The Legislature further finds that correctional work
97 programs which duplicate in prison, as closely as possible, the
98 production of goods and services outside prison aid inmates in
99 adjustment after release, prepare inmates for gainful
100 employment, and serve the best interests of the state, inmates,
101 and the public.

102 Section 4. Section 946.5102, Florida Statutes, is created
103 to read:

104 946.5102 Legislative intent.—It is the intent of the

105 Legislature that the department operate correctional work
106 programs that provide inmates with useful activities that, to
107 reduce recidivism, can lead to meaningful employment after
108 release.

109 Section 5. Section 946.5103, Florida Statutes, is created
110 to read:

111 946.5103 Definitions.—As used in this part, the term:

112 (1) "Correctional work program" means an inmate work
113 program administered by the department or operated at any state
114 correctional facility.

115 (2) "Department" means the Department of Corrections.

116 (3) "Facilities" means the buildings and land used in the
117 operation of a correctional work program on state property.

118 (4) "Inmate" means a person incarcerated within a state,
119 county, municipal, or private correctional facility in this
120 state.

121 Section 6. Section 946.51035, Florida Statutes, is created
122 to read:

123 946.51035 Applicability.—This part does not apply to a
124 program authorized by s. 945.091 or s. 946.40.

125 Section 7. Section 946.5104, Florida Statutes, is created
126 to read:

127 946.5104 Use of facilities.—The department is authorized
128 to use all leased facilities, including all buildings, land,
129 furnishings, equipment, and other chattels, as well as any
130 subsequently constructed or otherwise acquired facilities, in

131 connection with its operation of correctional work programs.

132 Section 8. Section 946.5105, Florida Statutes, is created
133 to read:

134 946.5105 Inmate labor.—

135 (1) The department is authorized to create and operate
136 correctional work programs.

137 (2) (a) Inmates shall be evaluated during the reception
138 process to determine basic literacy, employment skills, academic
139 skills, vocational skills, and remedial and rehabilitative
140 needs. The evaluation shall prescribe education, work, and work-
141 training for each inmate, as appropriate. Assignment of inmates
142 to programs shall be based on the evaluation and length of time
143 the inmate will be in the department's custody, shall be
144 reviewed every 6 months to ensure proper placement based on bed
145 space availability, and shall be governed by the following
146 objectives and priorities:

147 1. Inmates shall be assigned to programs to meet the work-
148 requirement needs of the department, including performing
149 essential operational functions and meeting the requirements of
150 revenue-generating contracts.

151 2. Inmates shall be assigned to correctional education
152 programs.

153 3. Inmates shall be assigned to programs to meet all other
154 work-requirement needs of the department, including performing
155 remaining operational functions and meeting the requirements of
156 non-revenue-generating contracts.

157 (b) For purposes of this subsection, the term "revenue-
158 generating contracts" includes contracts with the department;
159 the Department of Transportation; private-sector businesses
160 operating programs authorized under s. 946.5111; and federal,
161 state, or local governmental entities or subdivisions providing
162 services authorized under s. 944.10(7).

163 Section 9. Section 946.5106, Florida Statutes, is created
164 to read:

165 946.5106 Rulemaking.—The department may adopt rules,
166 procedures, and policies relating to the use of its inmates in
167 correctional work programs.

168 Section 10. Section 946.5107, Florida Statutes, is created
169 to read:

170 946.5107 Goods and services produced in correctional work
171 programs.—

172 (1) Any service or item manufactured, processed, grown, or
173 produced by the department in a correctional work program may be
174 furnished or sold to any legislative, executive, or judicial
175 agency of the state; any political subdivision; any other state;
176 any foreign entity or agent thereof; any agency of the Federal
177 Government; any contract vendor for such agencies; any
178 subcontractor of the contract vendor for such agencies; or any
179 person, firm, or business entity, if not prohibited by federal
180 law.

181 (2) A state agency may not purchase from any other source
182 a product or service of comparable price and quality found

183 necessary for the agency's use which is similar to a product or
184 service produced by the department through a correctional work
185 program if the department certifies that the product is
186 manufactured by, or the service is provided by, inmates and the
187 product or service meets the comparable performance
188 specifications and comparable price and quality requirements of
189 s. 287.042(1)(f) or as determined by an individual agency as
190 provided in this section. The purchasing authority of any such
191 state agency may make reasonable determinations of need, price,
192 and quality with reference to goods and services available from
193 the department. If there is a dispute between the department and
194 a purchasing authority based on price or quality under this
195 section or s. 287.042(1)(f), either party may request a hearing
196 before the Department of Management Services and, if not
197 resolved, either party may request a proceeding pursuant to ss.
198 120.569 and 120.57, which shall be referred to the Division of
199 Administrative Hearings within 60 days after such request, to
200 resolve any dispute under this section. No party is entitled to
201 an appeal pursuant to s. 120.68.

202 (3) Agricultural commodities, including, but not limited
203 to, sugar cane, vegetables, beef, and dairy products, may be
204 sold to private entities or may be sold or disposed of as
205 provided in subsections (1) and (2).

206 (4) Part I of chapter 287 does not apply to any purchases
207 of commodities or contractual services made by any legislative,
208 executive, or judicial agency of the state from the department.

209 (5) The department may contract to provide inmate goods or
 210 inmate services to private enterprises when such goods or
 211 services are under the direct supervision of the department and
 212 it is determined by the Governor that the department, by
 213 providing such services or goods, does not unreasonably seek to
 214 compete with other businesses in this state.

215 (6) Section 946.5108 does not apply to this section.

216 Section 11. Section 946.5108, Florida Statutes, is created
 217 to read:

218 946.5108 Sale of goods made by inmates.—Goods, wares, or
 219 merchandise manufactured or mined, in whole or in part, by
 220 inmates, other than inmates on parole or probation, may not be
 221 sold or offered for sale in this state by any person or by any
 222 federal authority or state or political subdivision thereof;
 223 however, this section does not forbid the sale, exchange, or
 224 disposition of such goods within the limitations of ss. 946.5107
 225 and 946.5111.

226 Section 12. Section 946.5109, Florida Statutes, is created
 227 to read:

228 946.5109 Rights of inmates; inmates not state employees;
 229 liability for inmate injuries.—

230 (1) This part does not restore, in whole or in part, the
 231 civil rights of inmates.

232 (2) An inmate compensated under this part or by the
 233 department is not an employee of the state or the department for
 234 any purpose.

235 Section 13. Section 946.5111, Florida Statutes, is created
236 to read:

237 946.5111 Prison industry enhancement program.—

238 (1) The department may operate or contract with the
239 private sector for substantial operational involvement in a
240 prison industry enhancement (PIE) program that includes, but is
241 not limited to, contracts for the operation of a private-sector
242 business within a prison and the hiring of inmates for such
243 business. A contract authorized by this subsection must comply
244 with federal law governing inmate work programs and must not
245 result in the significant displacement of employed workers in
246 the community. The purposes and objectives of this program are
247 to:

248 (a) Increase the benefits to the public by reimbursing the
249 state for a portion of the costs of incarceration.

250 (b) Provide purposeful work for inmates.

251 (c) Increase an inmate's job skills.

252 (d) Provide additional opportunities for rehabilitating
253 inmates who are otherwise ineligible to work outside prison,
254 such as maximum security inmates.

255 (e) Develop and establish new models for prison-based
256 businesses which create prison employment that resembles
257 private-sector employment.

258 (f) Generate funds for deposit into the Crimes
259 Compensation Trust Fund.

260 (g) Substantially involve the private sector and its

261 capital, management skills, and expertise in the design,
 262 development, and operation of prison-based businesses.

263 (h) Provide a financial means for an inmate to contribute
 264 to the support of his or her family.

265 (i) Provide for the payment of state and federal taxes on
 266 an inmate's wages, which are paid at the rate of the prevailing
 267 or minimum wage rate.

268 (j) Provide savings for the inmate to have available for
 269 his or her use upon his or her release from prison.

270 (2) Notwithstanding s. 440.15(8) and any other provision
 271 of law, private-sector employers shall provide workers'
 272 compensation coverage to inmates who participate in a prison
 273 industry enhancement (PIE) program under subsection (1).
 274 However, an inmate's participation in such a program is not
 275 employment that, pursuant to s. 443.1216, is subject to
 276 unemployment compensation or reemployment assistance.

277 Section 14. Section 946.522, Florida Statutes, is
 278 transferred, renumbered as s. 946.5112, Florida Statutes, and
 279 amended to read:

280 946.5112 ~~946.522~~ Prison Industries Trust Fund.—

281 (1) The Prison Industries Trust Fund is created, to be
 282 administered by the Department of Financial Services. The trust
 283 fund shall consist of moneys authorized to be deducted pursuant
 284 to 18 U.S.C. s. 1761(c) and the applicable federal guidelines,
 285 to be appropriated by the Legislature, and moneys deposited by
 286 the department which are generated from ~~corporation authorized~~

287 ~~under this part to manage and operate~~ correctional work
 288 programs. The appropriated funds shall be used by the department
 289 ~~corporation~~ for purposes of construction or renovation of its
 290 facilities or for the expansion or establishment of correctional
 291 work programs as described in this part or for prison industries
 292 enhancement (PIE) programs ~~as~~ authorized under s. 946.5111
 293 ~~946.523~~.

294 ~~(2) The funds must be deposited in the State Treasury and~~
 295 ~~may be paid out only on warrants drawn by the Chief Financial~~
 296 ~~Officer upon receipt of a corporate resolution that has been~~
 297 ~~duly authorized by the board of directors of the corporation~~
 298 ~~authorized under this part to manage and operate correctional~~
 299 ~~work programs. The corporation shall maintain all necessary~~
 300 ~~records and accounts relative to such funds.~~

301 (2)~~(3)~~ The trust fund is exempt from s. 215.20.

302 (3)~~(4)~~ Notwithstanding s. 216.301 and pursuant to s.
 303 216.351, any balance in the trust fund at the end of any fiscal
 304 year shall remain in the trust fund at the end of that year and
 305 shall be available for carrying out the purposes of the trust
 306 fund.

307 (4)~~(5)~~ Pursuant to s. 19(f)(3), Art. III of the State
 308 Constitution, the trust fund consists of assets held by the
 309 state for purposes of, ~~in a trustee capacity, as an agent or~~
 310 ~~fiduciary for the corporation authorized under this part,~~ and is
 311 not subject to termination under s. 19(f)(2), Art. III of the
 312 State Constitution.

313 Section 15. Section 946.5113, Florida Statutes, is created
 314 to read:

315 946.5113 Prison Industry Board of Directors; creation;
 316 membership; meetings; compensation.—

317 (1) The Prison Industry Board of Directors is created
 318 within the department and shall be composed of seven members, as
 319 follows:

320 (a) Six members shall be appointed by the Governor and
 321 confirmed by the Senate, two of whom shall be representatives of
 322 Florida-based business enterprises, two of whom shall be
 323 representatives of agricultural enterprises, and two of whom
 324 shall be representatives of the field of vocational training.

325 (b) One member shall be the Secretary of Corrections.

326 (2) All members, except the Secretary of Corrections,
 327 shall serve 4-year staggered terms. The Secretary of Corrections
 328 shall serve ex officio as a voting member while he or she
 329 remains secretary. Members may be reappointed. Vacancies shall
 330 be filled by appointment for the remainder of the unexpired
 331 portion of the term by the occupant of the office from which the
 332 appointment to the vacant seat was originally made.

333 (3) As soon as practicable after members are appointed,
 334 the board shall hold an organizational meeting and elect a chair
 335 and such other officers as it deems necessary. However, the
 336 Secretary of Corrections is not eligible for election to any
 337 office. Officers shall serve for 1 year and may be reelected.

338 (4) The board shall meet at least four times each year and

339 may hold additional meetings at the call of the chair, provided
 340 each member is given at least 3 days' notice of such meeting. A
 341 majority of the members constitutes a quorum for the transaction
 342 of business. Action may be taken by a majority of the members
 343 present at a meeting when a quorum is present.

344 (5) Members shall serve without compensation but are
 345 entitled to per diem and travel expenses as provided in s.
 346 112.061.

347 Section 16. Notwithstanding s. 946.5113, Florida Statutes,
 348 as created by this act, to establish staggered terms for the
 349 Prison Industry Board of Directors, the terms of the initial
 350 members appointed by the Governor shall be as follows: two
 351 members shall serve for 2 years, two members shall serve for 3
 352 years, and two members shall serve for 4 years, as determined by
 353 the Governor.

354 Section 17. Section 946.5115, Florida Statutes, is created
 355 to read:

356 946.5115 Prison Industry Board of Directors; powers and
 357 duties.-

358 (1) The Prison Industry Board of Directors shall:

359 (a) Plan correctional work programs that provide suitable
 360 training and work experience to assist the rehabilitation and
 361 training of persons confined to adult correctional institutions.

362 (b) Recommend the establishment and maintenance of
 363 industrial plants that can be operated primarily by inmates in a
 364 manner beneficial to the state and beneficial in the training of

365 inmates through the manufacturing, processing, or producing of
366 items that are practical and adaptable for the prison industry
367 and items that are needed and used by any legislative,
368 executive, or judicial agency of the state; any political
369 subdivision; any other state; any foreign entity or agent
370 thereof; any agency of the Federal Government; any contract
371 vendor for such agencies; any subcontractor of the contract
372 vendor for such agencies; or any person, firm, or business
373 entity, if not prohibited by federal law.

374 (c) Annually review the operation of correctional work
375 programs.

376 (d) Determine which existing industries are operated on a
377 self-sustaining basis and recommend policies that would assist
378 all correctional work programs in achieving a financially self-
379 sustaining foundation.

380 (e)1. Provide an annual report to the Governor, the
381 President of the Senate, and the Speaker of the House of
382 Representatives before July 1 of each year summarizing the
383 status of the correctional work programs, including, but not
384 limited to, the proposed use of the profits from such programs,
385 a breakdown of the amount of noninmate labor used, work
386 subcontracted to other vendors, use of consultants, finished
387 goods purchased for resale, and the number of inmates working in
388 the correctional work programs. The department shall also
389 include, as a part of its annual report, a report on postrelease
390 job placement and the rate of subsequent recidivism for those

391 inmates who have participated in the correctional work programs
392 operated by the department. The annual report may also include
393 any other relevant information and recommendations for changes
394 in any other area of offender rehabilitation that would aid in
395 the establishment or success of a correctional work program.

396 2. In addition, the board shall submit to the Governor,
397 the President of the Senate, the Speaker of the House of
398 Representatives, and the Auditor General an annual financial
399 audit report and such other information as may be requested by
400 the Legislature.

401 (2) The department may implement correctional work
402 programs, taking into consideration the recommendations of the
403 board. The department shall work with the board, is responsible
404 for the administration of the correctional work programs, and
405 shall provide the board with staff assistance to carry out this
406 part.

407 Section 18. Paragraph (kk) of subsection (7) of section
408 212.08, Florida Statutes, is amended to read:

409 212.08 Sales, rental, use, consumption, distribution, and
410 storage tax; specified exemptions.—The sale at retail, the
411 rental, the use, the consumption, the distribution, and the
412 storage to be used or consumed in this state of the following
413 are hereby specifically exempt from the tax imposed by this
414 chapter.

415 (7) MISCELLANEOUS EXEMPTIONS.—Exemptions provided to any
416 entity by this chapter do not inure to any transaction that is

417 otherwise taxable under this chapter when payment is made by a
418 representative or employee of the entity by any means,
419 including, but not limited to, cash, check, or credit card, even
420 when that representative or employee is subsequently reimbursed
421 by the entity. In addition, exemptions provided to any entity by
422 this subsection do not inure to any transaction that is
423 otherwise taxable under this chapter unless the entity has
424 obtained a sales tax exemption certificate from the department
425 or the entity obtains or provides other documentation as
426 required by the department. Eligible purchases or leases made
427 with such a certificate must be in strict compliance with this
428 subsection and departmental rules, and any person who makes an
429 exempt purchase with a certificate that is not in strict
430 compliance with this subsection and the rules is liable for and
431 shall pay the tax. The department may adopt rules to administer
432 this subsection.

433 (kk) ~~Nonprofit corporation conducting the~~ Correctional
434 work programs.—Products sold pursuant to s. 946.5107 ~~946.515~~ by
435 a correctional work program ~~the corporation~~ organized pursuant
436 to part II of chapter 946 are exempt from the tax imposed by
437 this chapter. ~~This exemption applies retroactively to July 1,~~
438 ~~1983.~~

439 Section 19. Section 255.25001, Florida Statutes, is
440 amended to read:

441 255.25001 ~~Department of Management Services not required~~
442 ~~to participate in PRIDE leasing process;~~ Department of

443 Agriculture and Consumer Services authorized to sell property
 444 without complying with specified laws, distribution of
 445 proceeds. ~~Notwithstanding the provisions of:~~

446 ~~(1) Section 946.504(3), as amended by chapter 92-279, Laws~~
 447 ~~of Florida, the Department of Management Services shall not be~~
 448 ~~required to participate with the Department of Corrections in~~
 449 ~~the correctional work program (PRIDE) leasing process.~~

450 (1) ~~(2)~~ Notwithstanding chapters 253 and 287, the
 451 Department of Agriculture and Consumer Services is ~~shall be~~
 452 authorized to sell any tangible personal property, real
 453 property, or structures on leased or department-owned real
 454 property without complying with other provisions of law or
 455 Florida Statutes, with the proceeds being deposited into the
 456 Property Trust Account in the General Inspection Trust Fund.
 457 Before ~~Prior to~~ finalizing any such sale, the department's
 458 proposed action is ~~shall be~~ subject to the notice and review
 459 procedures set forth in s. 216.177, as amended by chapter 92-
 460 142, Laws of Florida.

461 (2) ~~(3)~~ Notwithstanding subsection (1) ~~(2)~~, funds derived
 462 from the sale of property by the Department of Agriculture and
 463 Consumer Services located in Sanford, Florida, shall be
 464 deposited into the Market Improvements Working Capital Trust
 465 Fund. Before finalizing such sale, the department's proposed
 466 action shall be subject to the notice and review procedures set
 467 forth in s. 216.177. This subsection expires July 1, 2015.

468 Section 20. Subsection (4) of section 283.33, Florida

469 Statutes, is amended to read:

470 283.33 Printing of publications; lowest bidder awards.—

471 (4) Section 946.5107(4) does ~~The provisions of s.~~

472 ~~946.515(4) shall~~ not apply to purchases of printing.

473 Section 21. Subsection (2) of section 403.757, Florida
474 Statutes, is amended to read:

475 403.757 Coordination with other state agencies.—

476 ~~(2) The nonprofit corporation established pursuant to s.~~
477 ~~946.502 shall examine the feasibility of using used oil to fuel~~
478 ~~boilers and furnaces of state government buildings.~~

479 Section 22. Paragraph (f) of subsection (1) of section
480 957.04, Florida Statutes, is amended to read:

481 957.04 Contract requirements.—

482 (1) A contract entered into under this chapter for the
483 operation of private correctional facilities shall maximize the
484 cost savings of such facilities and shall:

485 (f) Require the contractor to be responsible for a range
486 of dental, medical, and psychological services; diet; education;
487 and work programs at least equal to those provided by the
488 department in comparable facilities. The work and education
489 programs must be designed to reduce recidivism, and include
490 opportunities to participate in such work programs as authorized
491 pursuant to s. 946.5111 ~~946.523~~.

492 Section 23. Subsection (1) of section 958.12, Florida
493 Statutes, is amended to read:

494 958.12 Participation in certain activities required.—

495 (1) A youthful offender shall be required to participate
 496 in work assignments, and in career, academic, counseling, and
 497 other rehabilitative programs in accordance with this section,
 498 including, but not limited to:

499 (a) All youthful offenders may be required, as
 500 appropriate, to participate in:

- 501 1. Reception and orientation.
- 502 2. Evaluation, needs assessment, and classification.
- 503 3. Educational programs.
- 504 4. Career and job training.
- 505 5. Life and socialization skills training, including
 506 anger/aggression control.
- 507 6. Prerelease orientation and planning.
- 508 7. Appropriate transition services.

509 (b) In addition to the requirements in paragraph (a), the
 510 department shall make available:

- 511 1. Religious services and counseling.
- 512 2. Social services.
- 513 3. Substance abuse treatment and counseling.
- 514 4. Psychological and psychiatric services.
- 515 5. Library services.
- 516 6. Medical and dental health care.
- 517 7. Athletic, recreational, and leisure time activities.
- 518 8. Mail and visiting privileges.

519
 520 Income derived by a youthful offender from participation in such

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521 activities may be used, in part, to defray a portion of the
522 costs of his or her incarceration or supervision; to satisfy
523 preexisting obligations; to pay fines, counseling fees, or other
524 costs lawfully imposed; or to pay restitution to the victim of
525 the crime for which the youthful offender has been convicted in
526 an amount determined by the sentencing court. Any such income
527 not used for such reasons or not used as provided in s.
528 946.5111(1) ~~946.513~~ or s. 958.09 shall be placed in a bank
529 account for use by the youthful offender upon his or her
530 release.

531 Section 24. This act shall take effect July 1, 2016.