

By Senator Bracy

11-00903-21

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1                   A bill to be entitled  
2           An act relating to fees; reviving, reenacting, and  
3           amending s. 741.327, F.S., relating to certification  
4           and monitoring of batterers' intervention programs and  
5           fees; requiring the Department of Children and  
6           Families to assess and collect an annual certification  
7           fee from batterers' intervention programs; requiring  
8           certain persons attending certified batterers'  
9           intervention programs to pay a fee for each program  
10          attended; requiring the batterers' intervention  
11          programs to collect and remit such fee to the  
12          department; providing an exception; requiring  
13          certification and user fees to be deposited in the  
14          Domestic Violence Trust Fund for a specified purpose;  
15          providing a contingent effective date.

16  
17 Be It Enacted by the Legislature of the State of Florida:

18  
19           Section 1. Notwithstanding the repeal of section 741.327,  
20           Florida Statutes, in section 14 of chapter 2012-147, Laws of  
21           Florida, section 741.327, Florida Statutes, is revived,  
22           reenacted, and amended to read:

23           741.327 Certification and monitoring of batterers'  
24           intervention programs; fees.—

25           (1) ~~Pursuant to s. 741.32,~~ The Department of Children and  
26           Families shall ~~Family Services is authorized to~~ assess and  
27           collect from batterers' intervention programs:

28           ~~(a) an annual certification fee not to exceed \$300 for the~~  
29           ~~certification and monitoring of batterers' intervention~~

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30 programs.

31 ~~(b) An annual certification fee not to exceed \$200 for the~~  
32 ~~certification and monitoring of assessment personnel providing~~  
33 ~~direct services to persons who:~~

34 ~~1. Are ordered by the court to participate in a domestic~~  
35 ~~violence prevention program;~~

36 ~~2. Are adjudged to have committed an act of domestic~~  
37 ~~violence as defined in s. 741.28;~~

38 ~~3. Have an injunction entered for protection against~~  
39 ~~domestic violence; or~~

40 ~~4. Agree to attend a program as part of a diversion or~~  
41 ~~pretrial intervention agreement by the offender with the state~~  
42 ~~attorney.~~

43 (2) All persons required by the court to attend a  
44 batterers' intervention program ~~domestic violence programs~~  
45 certified by the Department of Children and Families ~~Family~~  
46 ~~Services' Office for Certification and Monitoring of Batterers'~~  
47 ~~Intervention Programs~~ shall pay a ~~an additional~~ \$30 fee for each  
48 29-week program they attend. The program shall collect and remit  
49 this fee to the Department of Children and Families ~~Family~~  
50 ~~Services~~. A person deemed indigent by the court is not required  
51 to pay this program fee.

52 (3) The fees assessed and collected under this section  
53 shall be deposited in the Executive Office of the Governor's  
54 Domestic Violence Trust Fund established in s. 741.01 and  
55 directed to the Department of Children and Families ~~Family~~  
56 ~~Services~~ to fund the cost of certifying and monitoring  
57 batterers' intervention programs.

58 Section 2. This act shall take effect on the same date that

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59 SB XXX or similar legislation takes effect, if such legislation  
60 is adopted in the same legislative session or an extension  
61 thereof and becomes a law.