

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 845 (2025)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)

ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)

ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)

FAILED TO ADOPT \_\_\_\_\_ (Y/N)

WITHDRAWN \_\_\_\_\_ (Y/N)

OTHER \_\_\_\_\_

Committee/Subcommittee hearing bill: Judiciary Committee

Representative Maney offered the following:

**Amendment (with title amendment)**

Remove lines 19-73 and insert:

(4) ADMISSION.—A defendant who meets the eligibility requirements provided in ~~under~~ subsection (8) may be admitted to a veterans treatment court program at any stage of a criminal proceeding. ~~A defendant seeking to participate in a veterans treatment court program must submit an application to the state attorney. The state attorney must review each application and determine whether the defendant meets the eligibility requirements in subsection (8).~~

(8) ELIGIBILITY.—

(a) A defendant may participate in a veterans treatment court program if he or she is approved by the ~~state attorney, in~~

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17 ~~consultation with the~~ court, in consultation with the  
18 multidisciplinary team, and meets the following criteria:

19 1. The defendant has a service-related mental health  
20 condition, service-related traumatic brain injury, service-  
21 related substance use disorder, or service-related psychological  
22 problem or has experienced military sexual trauma.

23 2. The defendant's participation in the veterans treatment  
24 court program is in the interest of justice and of benefit to  
25 the defendant and the community.

26 (b) In making the determination under subparagraph (a)2.,  
27 ~~the state attorney, in consultation with the court, in~~  
28 consultation with the multidisciplinary team, must consider:

29 1. The nature and circumstances of the offense charged.

30 2. The special characteristics or circumstances of the  
31 defendant and any victim or alleged victim, including any  
32 recommendation of the victim or alleged victim.

33 3. The defendant's criminal history and whether the  
34 defendant previously participated in a veterans treatment court  
35 program or similar program.

36 4. Whether the defendant's needs exceed the treatment  
37 resources available to the veterans treatment court program.

38 5. The impact on the community of the defendant's  
39 participation and treatment in the veterans treatment court  
40 program.

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41 6. Recommendations of any law enforcement agency involved  
42 in investigating or arresting the defendant.

43 7. If the defendant owes restitution, the likelihood of  
44 payment during the defendant's participation in the veterans  
45 treatment court program.

46 8. Any mitigating circumstances.

47 9. Any other circumstances reasonably related to the  
48 defendant's case.

49 **Section 2. Subsection (9) is added to section 948.01,**  
50 **Florida Statutes, to read:**

51 948.01 When court may place defendant on probation or into  
52 community control.—

53 (9) (a) Notwithstanding s. 921.0024 and effective for  
54 offenses committed on or after July 1, 2016, the sentencing  
55 court may place the defendant into a postadjudicatory veterans  
56 treatment court program if the offense is a nonviolent felony,  
57 the defendant is a servicemember or veteran as defined in s.  
58 394.47891(2), and the defendant is otherwise qualified to  
59 participate in a veterans treatment court program under s.  
60 394.47891(8). Satisfactory completion of the program must be a

61 -----  
62  
63 **T I T L E A M E N D M E N T**

64 Remove line 5 and insert:

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65 | the court, in consultation with the multidisciplinary  
66 | team, to determine eligibility for