

**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**  
**APPROPRIATIONS SUBCOMMITTEE ON CRIMINAL AND**  
**CIVIL JUSTICE**  
**Senator Bradley, Chair**  
**Senator Joyner, Vice Chair**

**MEETING DATE:** Thursday, December 6, 2012  
**TIME:** 11:00 a.m.—1:00 p.m.  
**PLACE:** *Mallory Horne Committee Room, 37 Senate Office Building*

**MEMBERS:** Senator Bradley, Chair; Senator Joyner, Vice Chair; Senators Altman, Braynon, Clemens, Dean, Diaz de la Portilla, Flores, Garcia, Grimsley, Hays, Smith, and Soto

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
	Introduction of Members and Staff		Discussed
1	Subcommittee Jurisdiction Overview		Discussed
	Discussion of Intensive Budget Review Process		Discussed
2	Introduction of Agency Heads and Brief Discussion of Priority Initiatives		Discussed
	Honorable Pam Bondi, Attorney General, Florida Department of Legal Affairs		
	Honorable Karen Rushing, Clerk of Sarasota County, Florida Court Clerks and Comptrollers		
	Honorable William Eddins, State Attorney, First Judicial Circuit		
	Honorable Julianne Holt, Public Defender, Thirteenth Judicial Circuit		
	Tena M. Pate, Chairwoman, Florida Parole Commission		
	Gerald Bailey, Commissioner, Florida Department of Law Enforcement		
	Michael Crews, Deputy Secretary, Florida Department of Corrections		
	Bill Jennings, Capital Collateral Regional Counsels		
	Neal Dupree, Capital Collateral Regional Counsels		
	Alan Abramowitz, Florida Statewide Guardian Ad Litem		

**COMMITTEE MEETING EXPANDED AGENDA**

Appropriations Subcommittee on Criminal and Civil Justice  
Thursday, December 6, 2012, 11:00 a.m.—1:00 p.m.

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TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
	Jeffrey Lewis, Office of Criminal Conflict and Civil Regional Counsel		
	Other Related Meeting Documents		

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# Senate Subcommittee on Criminal and Civil Justice Appropriations



## Overview

# Subcommittee Members

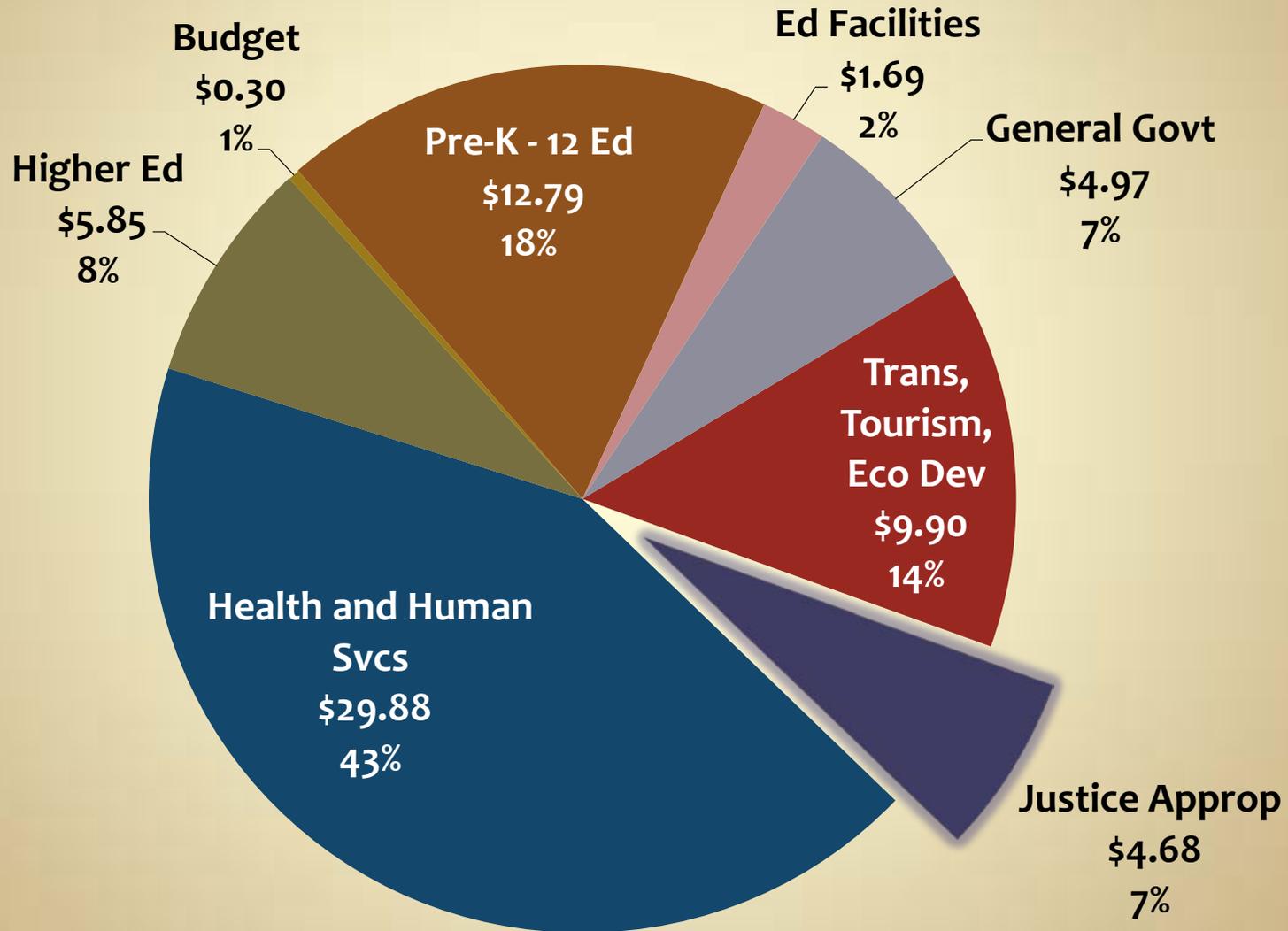
- **Senator Rob Bradley, Chair**
- **Senator Arthenia Joyner, Vice Chair**
- Senator Thad Altman
- Senator Oscar Braynon
- Senator Jeff Clemens
- Senator Charlie Dean
- Senator Miguel Diaz de la Portilla
- Senator Anitere Flores
- Senator Rene Garcia
- Senator Denise Grimsley
- Senator Alan Hays
- Senator Chris Smith
- Senator Darren Soto

# Criminal and Civil Justice Agencies and Analyst Assignments

- Department of Corrections – *Eve Cantral*
- Department of Legal Affairs – *Eve Cantral*
- Department of Law Enforcement – *Tim Sadberry*
- Parole Commission – *Eve Cantral*
- Department of Juvenile Justice - *Tim Sadberry*
- State Court System – *Marti Harkness*
- Justice Administrative Commission - *Marti Harkness*
- State Attorneys – *Marti Harkness*
- Public Defenders, Regional Conflict Counsels – *Marti Harkness*
- Capital Collateral Regional Counsels – *Marti Harkness*
- Statewide Guardian Ad Litem – *Marti Harkness*

# Fiscal Year 2012-13 Appropriations

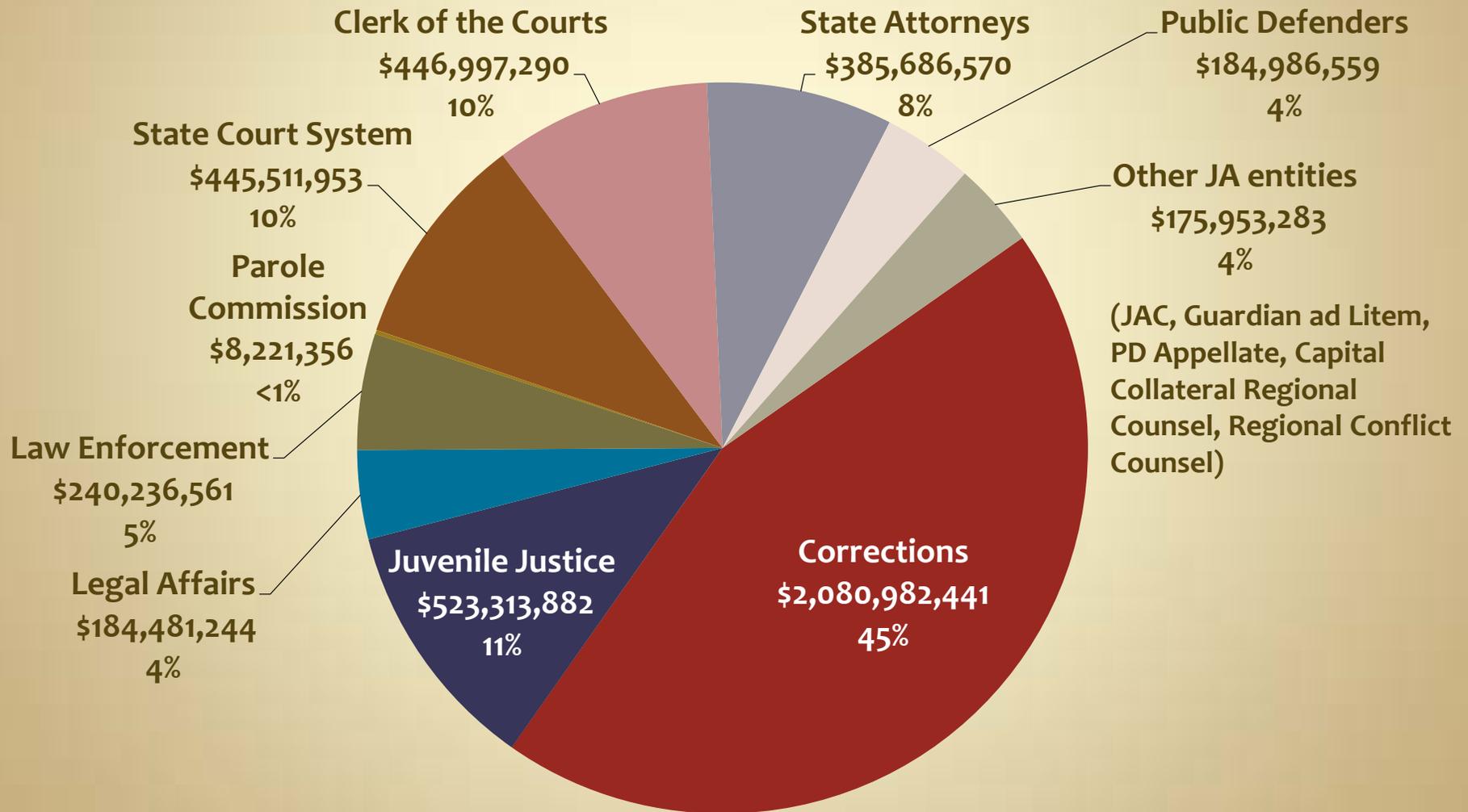
## \$ 70.01 billion



Source: LAS/PBS G64 + \$29.5 million in TF authority for clerks approved by LBC on 8/16/12

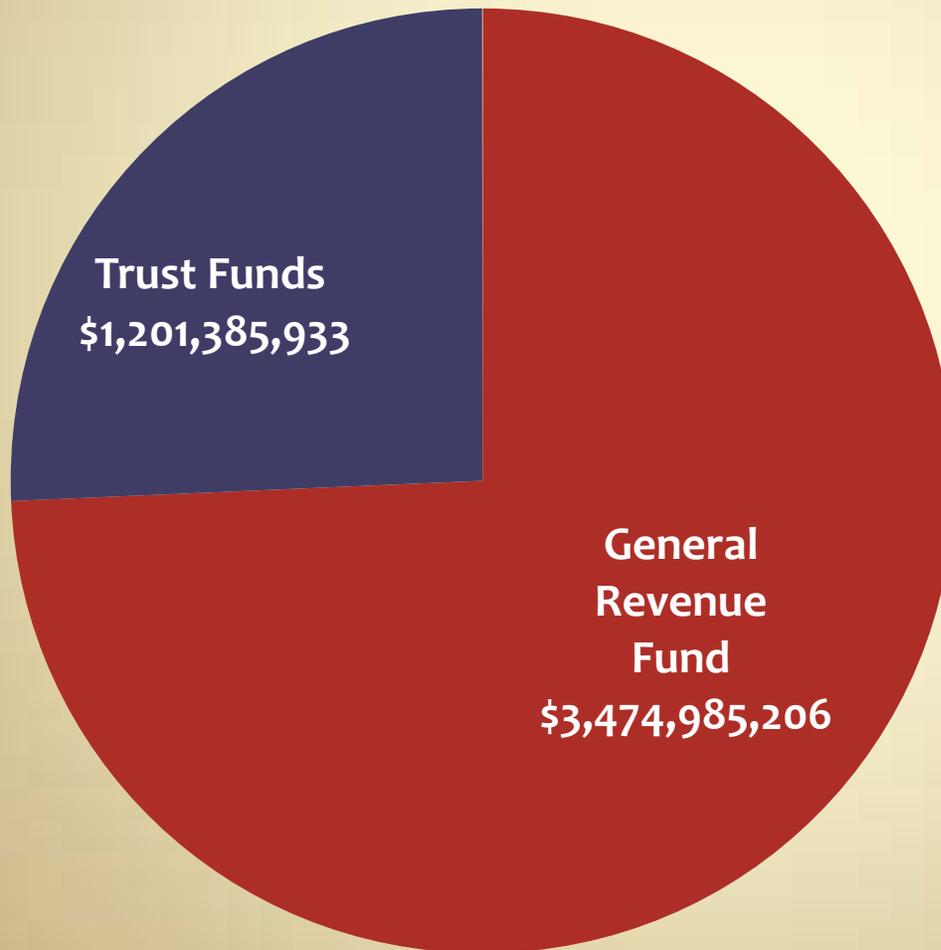
# Subcommittee on Criminal and Civil Justice Appropriations FY 2012-13 Budget

\$ 4.676 billion - 46,480.75 FTEs



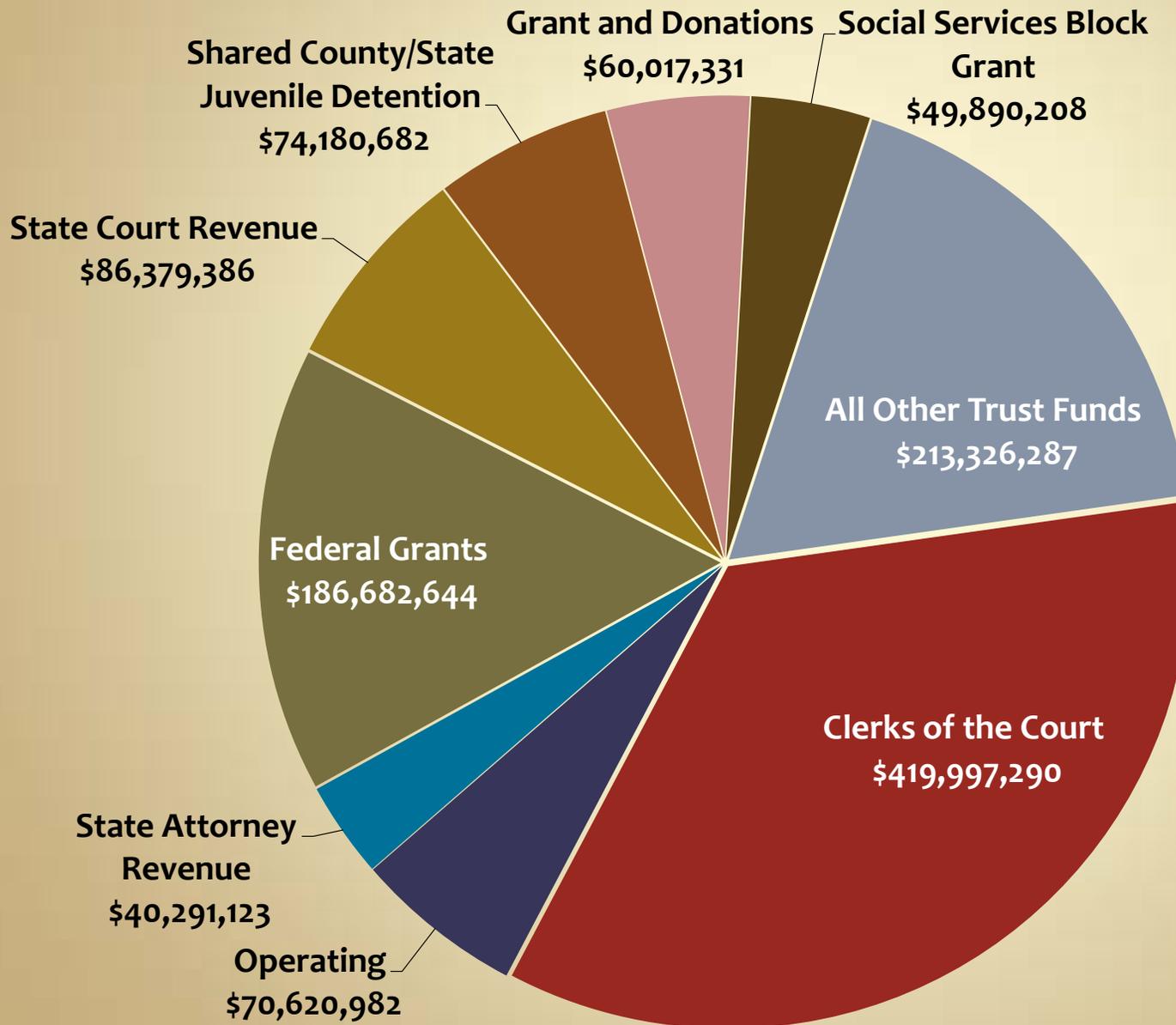
Source: LAS/PBS G64 + \$29.5 million in TF authority for clerks approved by LBC on 8/16/12

# Two-thirds of the subcommittee's \$4.68 billion budget is funded with general revenue (\$3.5 billion)

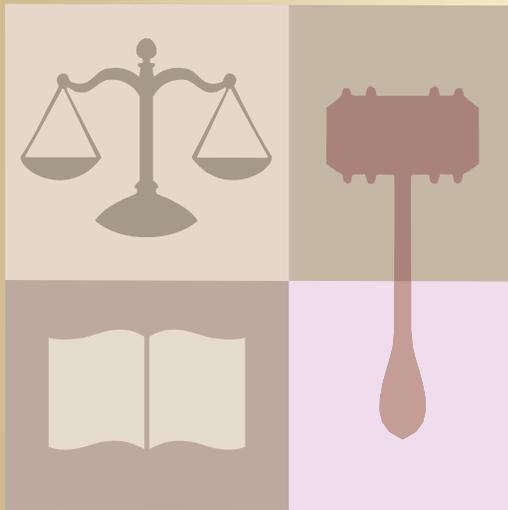


**58% of all JA general revenue was appropriated to the Department of Corrections.**

# Trust Fund Appropriations FY 2012-13 - \$1.2 Billion



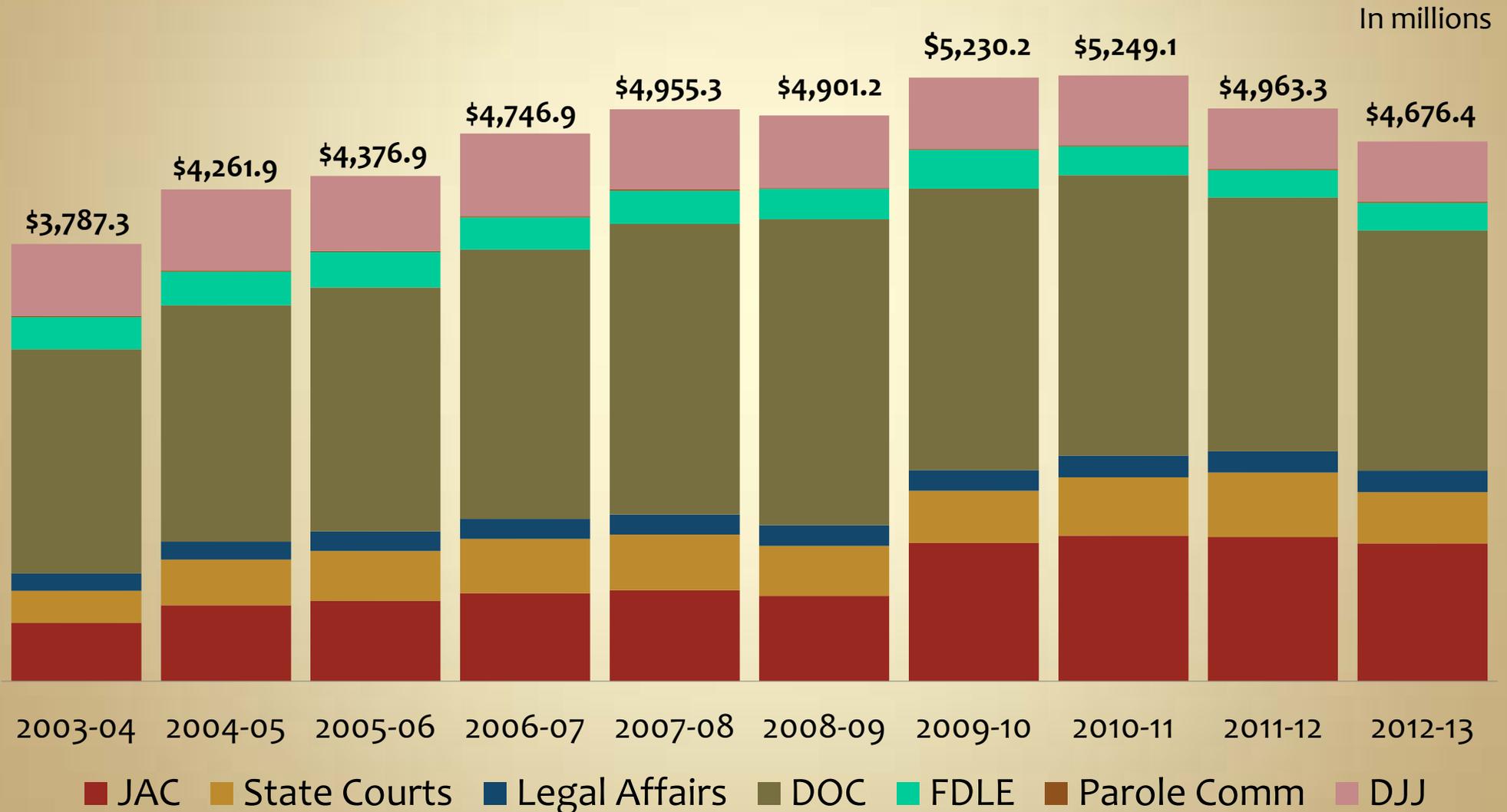
**One-third of all JA trust funds were appropriated to the Clerks of the Court.**



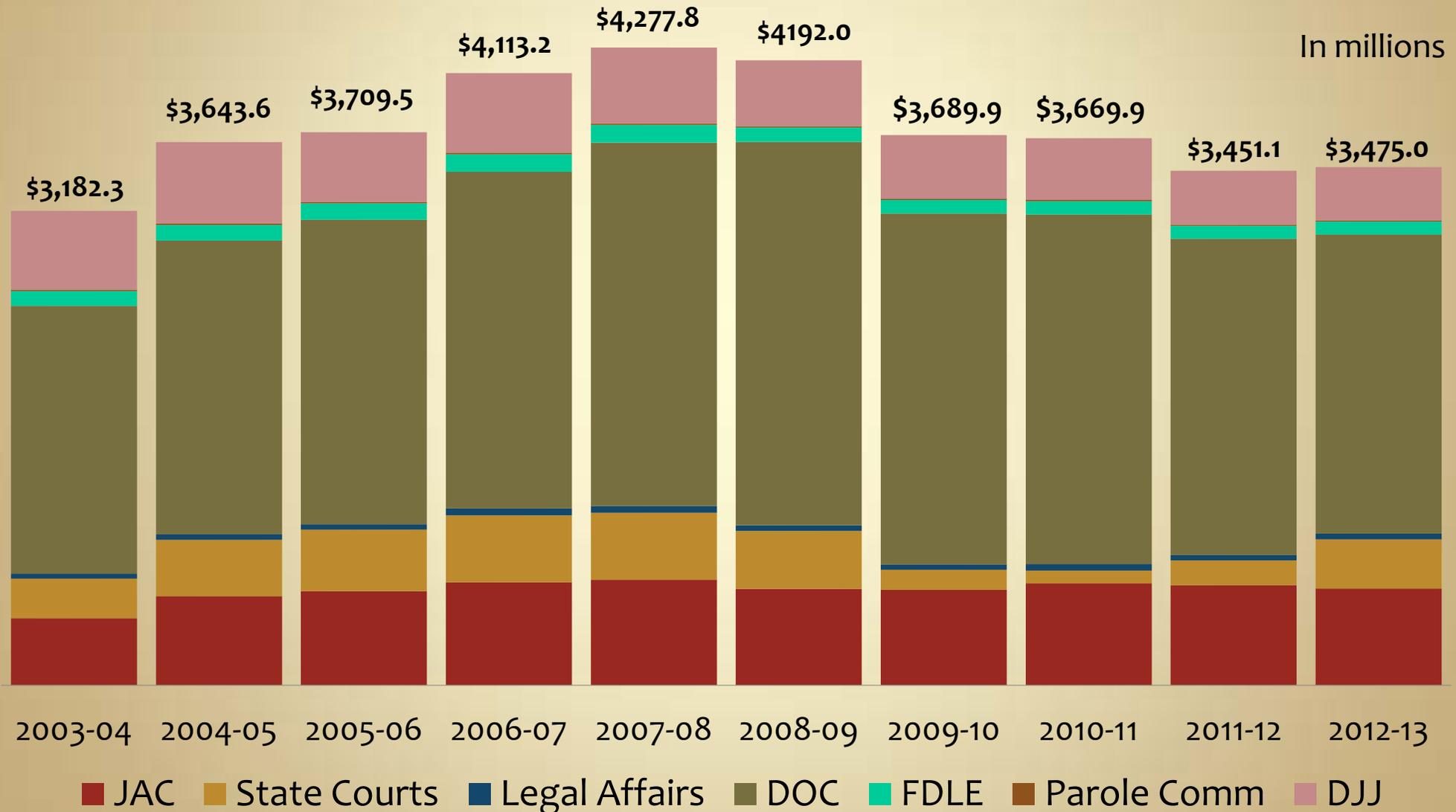
# Trends

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# Total Subcommittee Appropriations FY 2003-04 to FY 2012-13

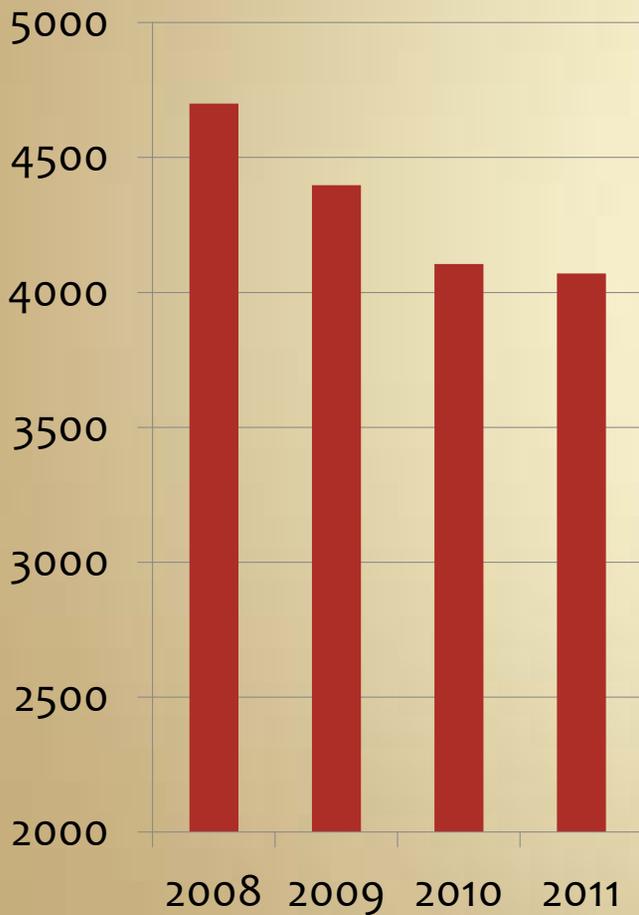


# General Revenue Appropriations FY 2003-04 to FY 2012-13

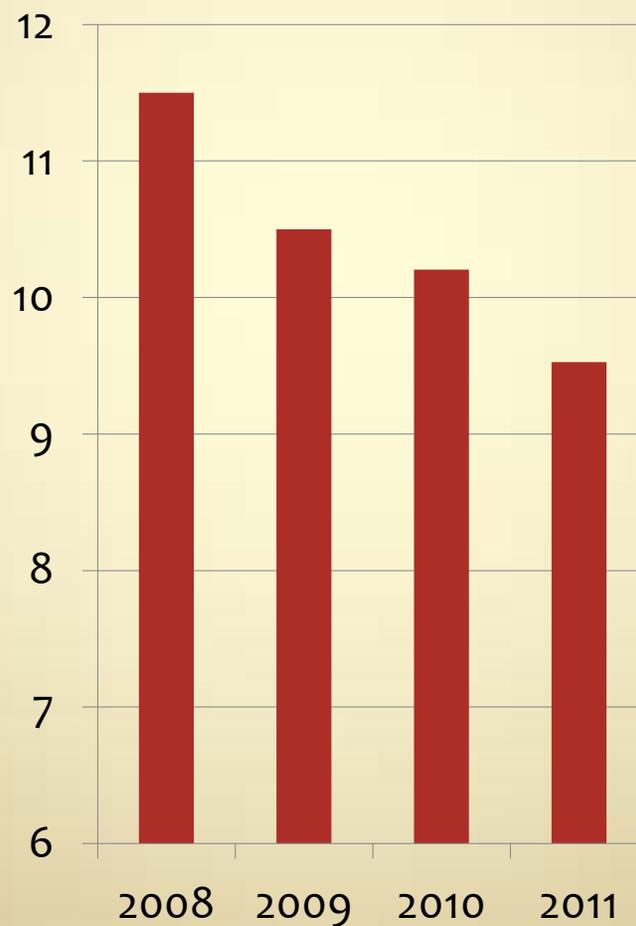


# Criminal Justice System Activity Has Been Declining

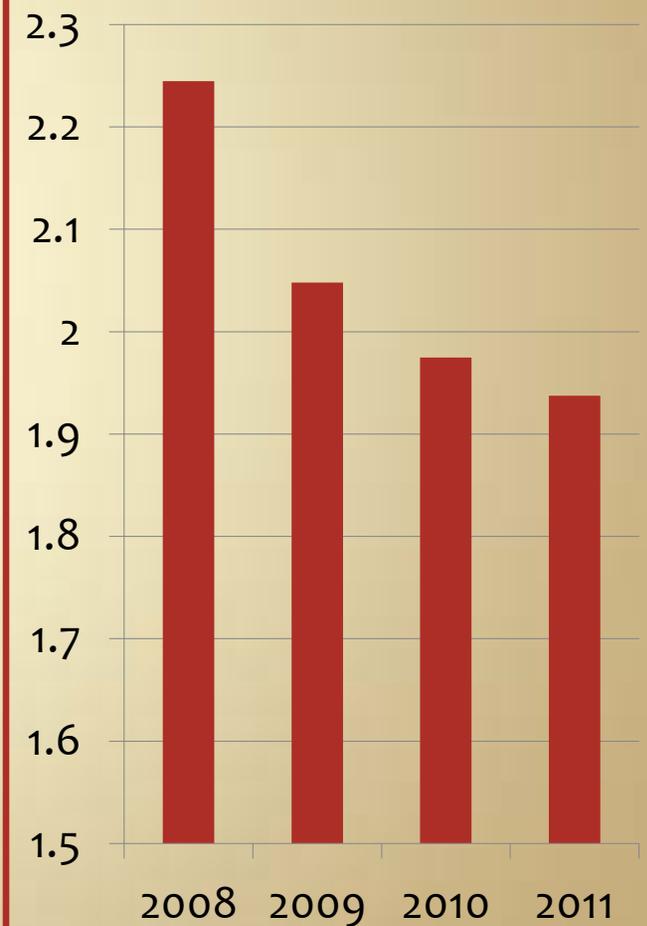
**Crime Rate**  
(per 100,000)



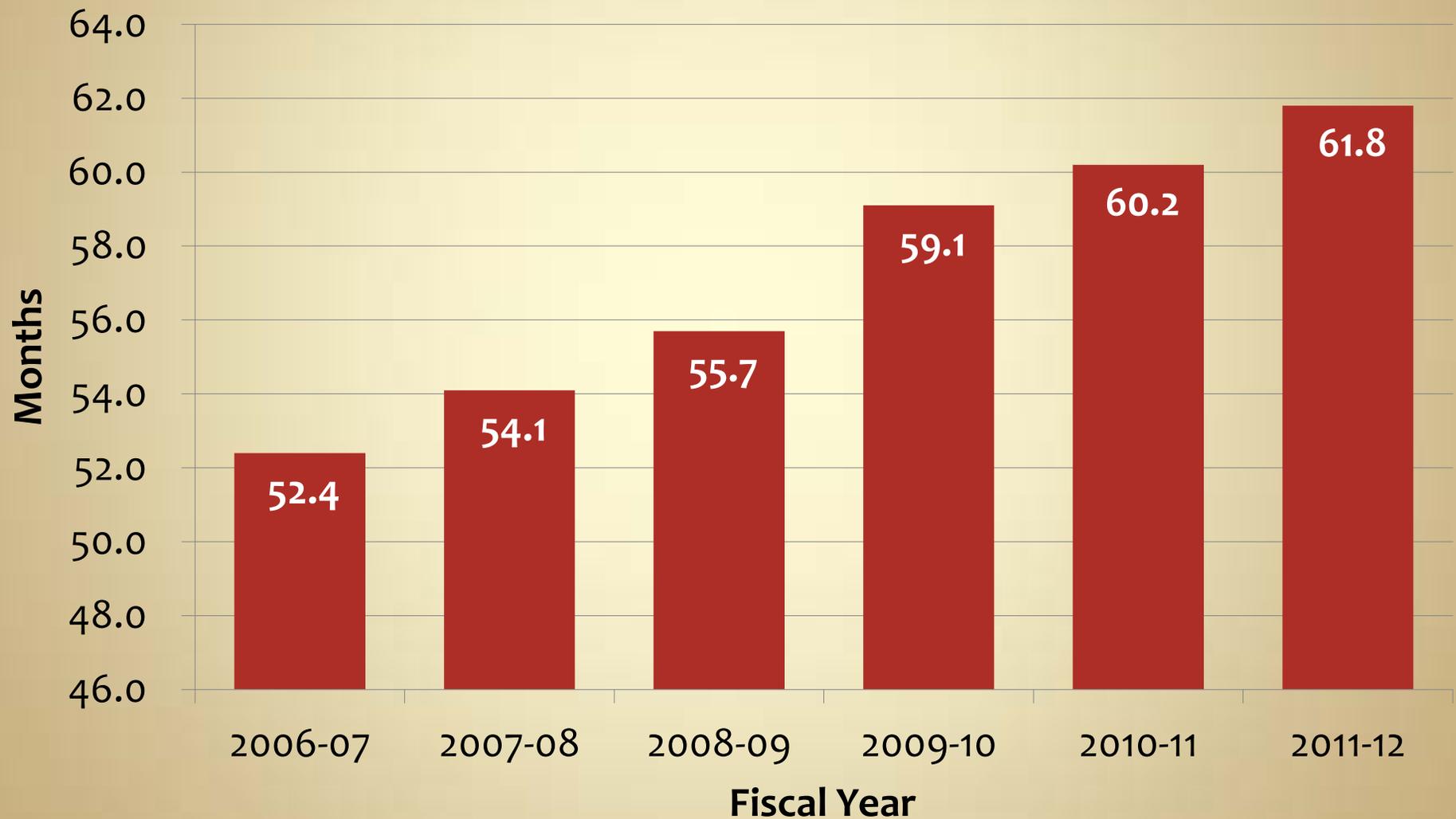
**Arrests**  
(X 100,000)



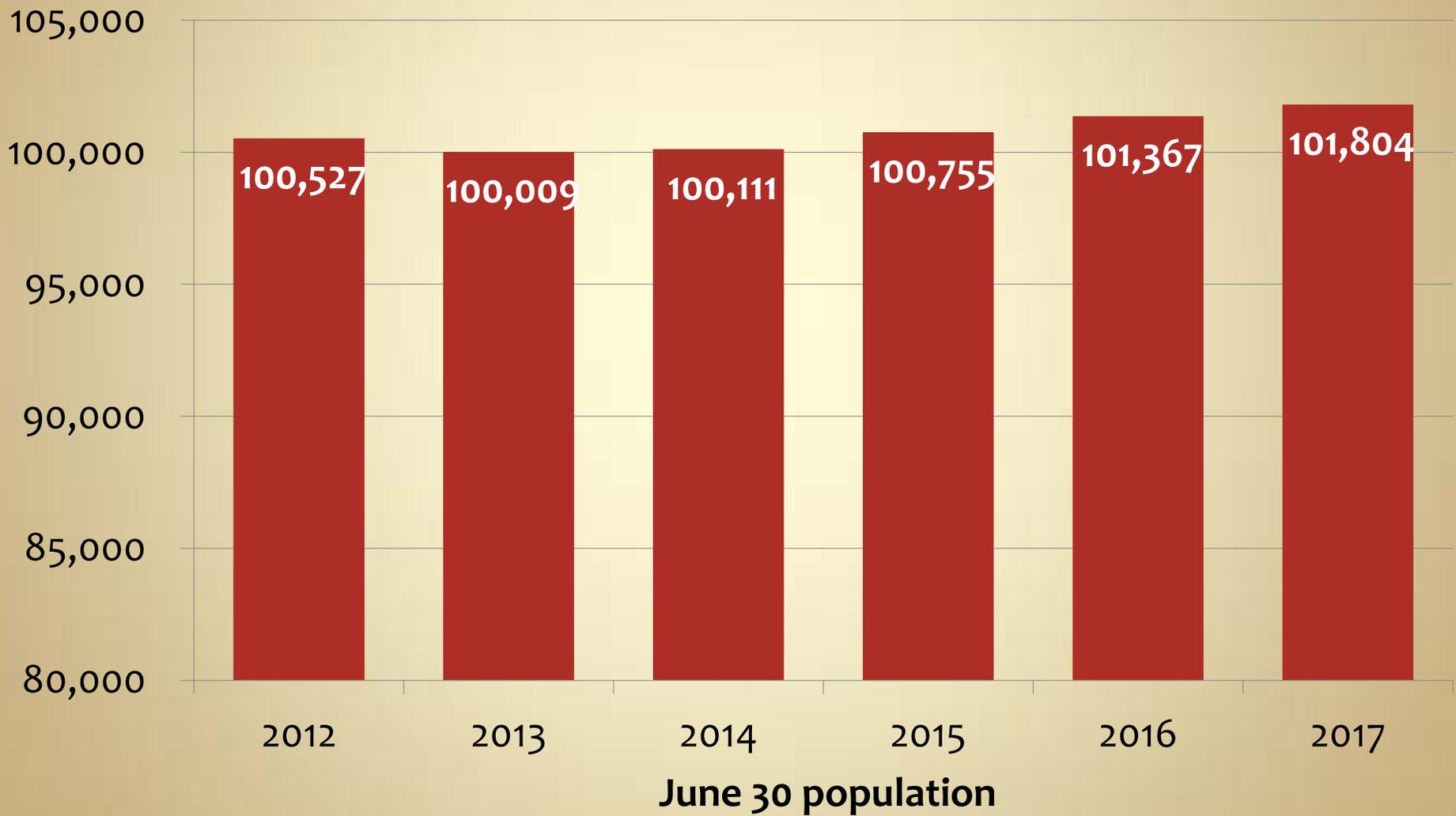
**Felony Filings**  
(x 100,000)



# The average sentence length has increased 18% since FY 2006-07



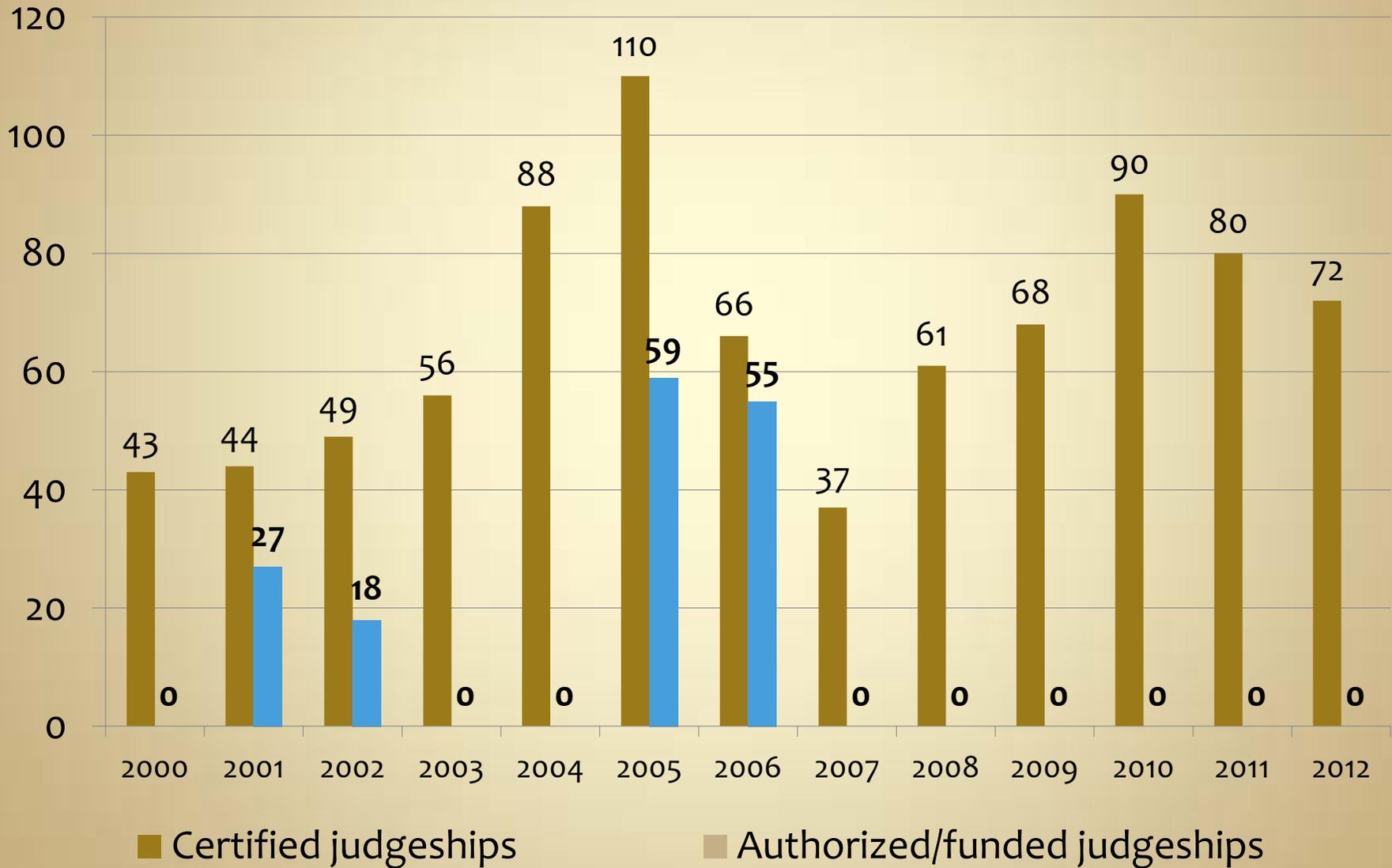
# Prison population is not expected to change significantly over the next five years

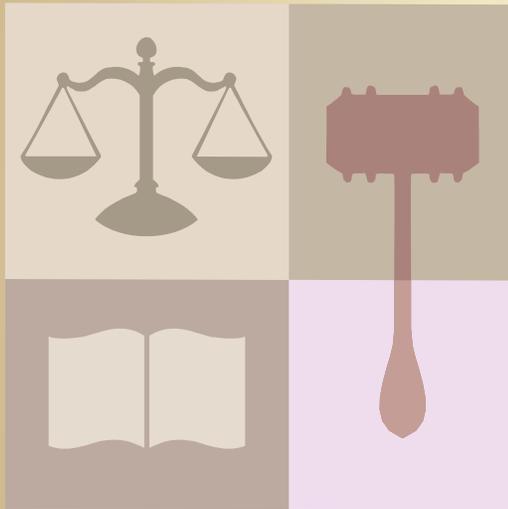


Source: Criminal Justice Estimating Conference, November 19, 2012

# Judicial Certification History

## Number of Judges Certified and Authorized





# Agency Profiles

# Department of Corrections

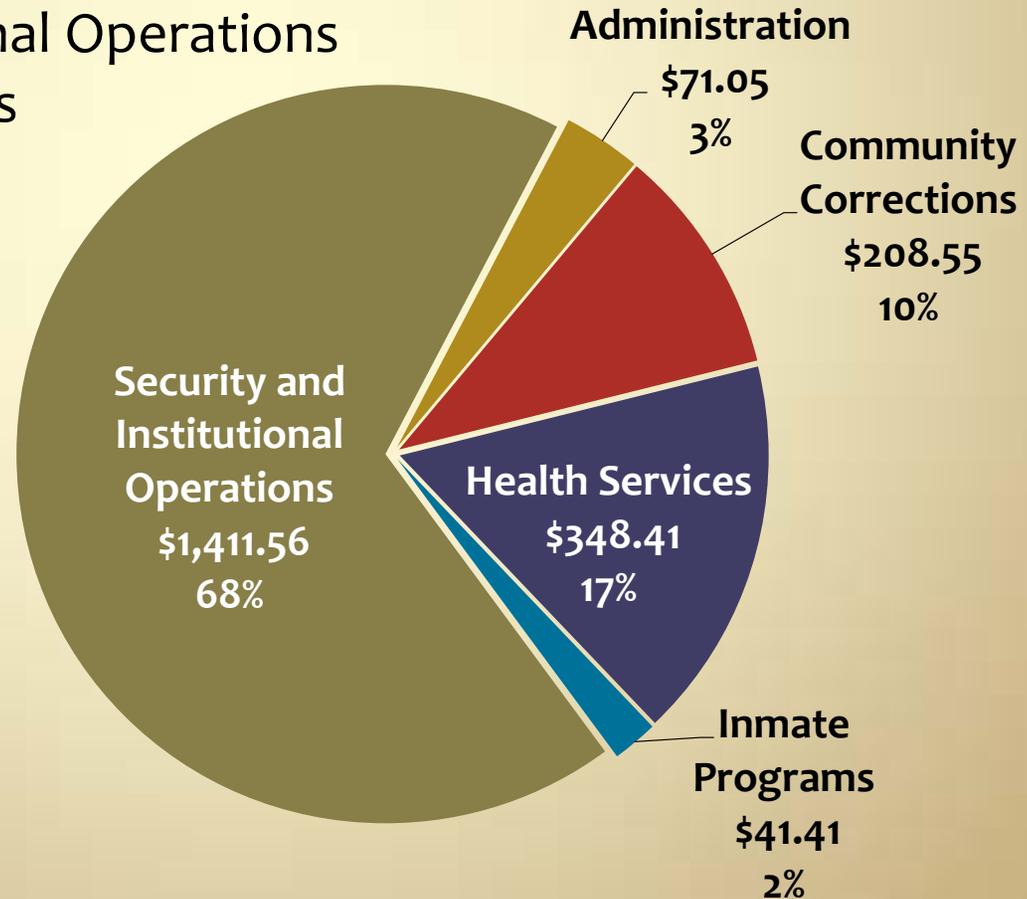
**\$2,081.0 Million, 25,424 FTEs**

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The Department of Corrections protects the public through the incarceration and supervision of offenders and rehabilitates offenders through work, programs and services.

Programs include:

- Security and Institutional Operations
- Community Corrections
- Health Services
- Inmate Programs



# Department of Corrections

**\$2,081.0 Million, 25,424 FTEs**

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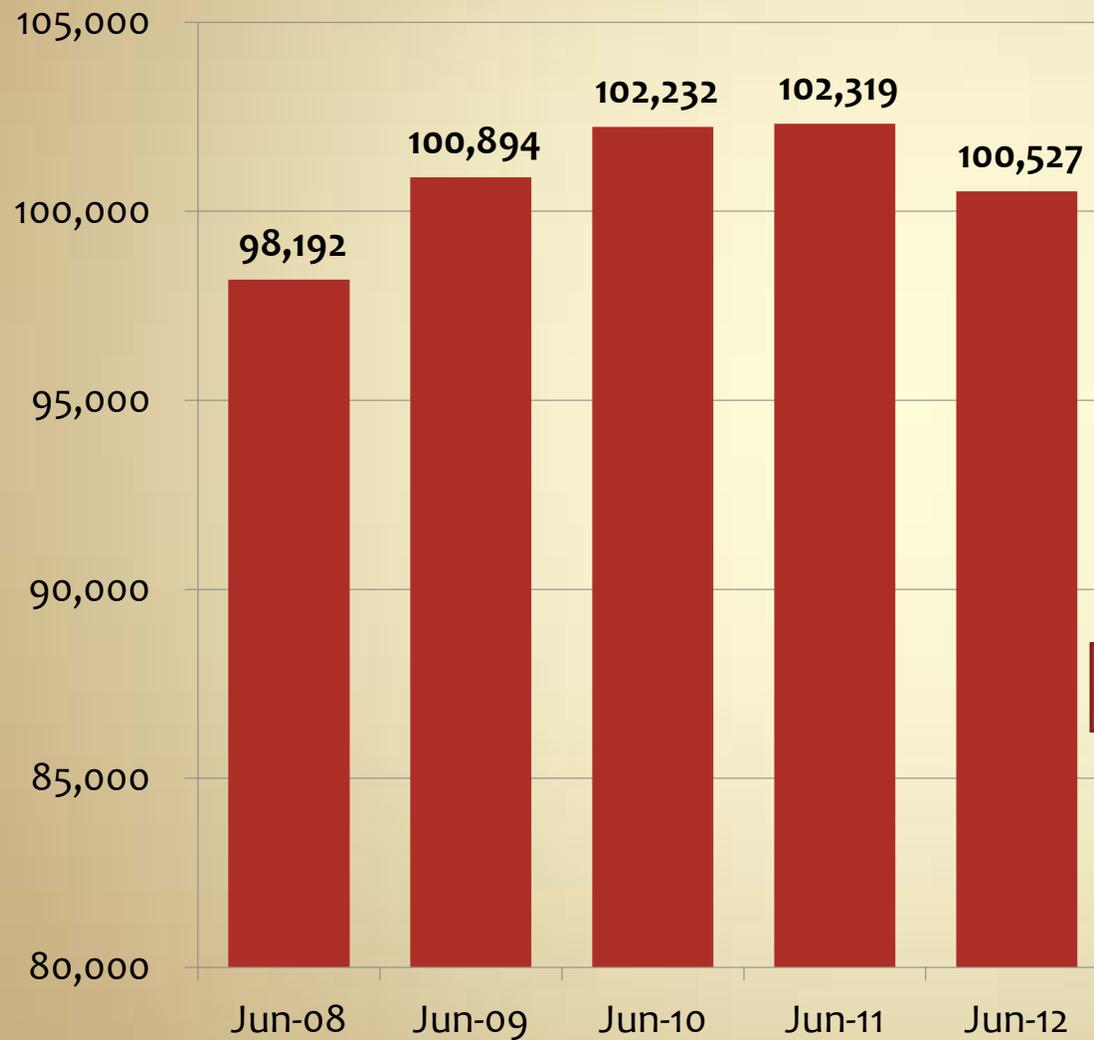
## Quick Facts

- ✓ Recent prison construction cost: \$70 million (1,345-bed prison – Lowell Reception Center)
- ✓ Correctional facilities: 48 state prisons, 7 private prisons, 34 work camps, 33 work release/transition facilities and 4 road prisons
- ✓ Death row inmates (6-30-12): 402
- ✓ Inmate recidivism rate: 30%
- ✓ Number of certified correctional officers; entry-level salary: 15,417; \$30,808
- ✓ Over 80% of inmates work or have a job. Many are assigned to community work squads. Inmates work approximately 4.2 million hours each year in communities, resulting in a cost savings for Florida taxpayers of over \$50 million annually.
- ✓ Supervision population: 82% probation, 8% pre-trial intervention, 8.5% community control/post release and 1.5% parole
- ✓ Number of certified probation officers; entry-level salary: 2,081; \$33,478

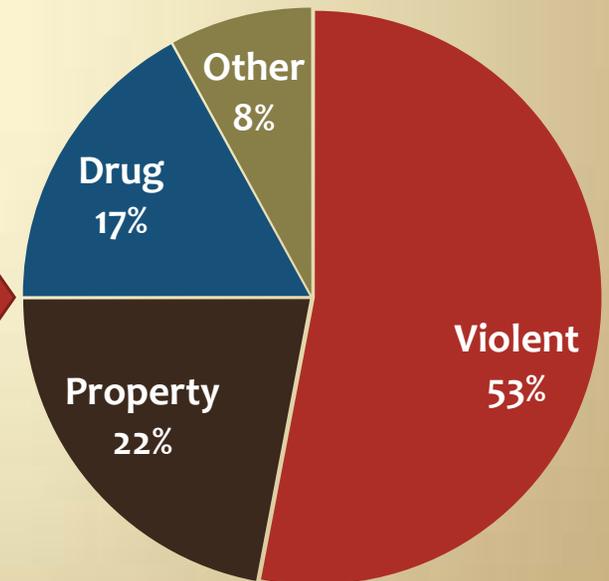
# Department of Corrections

\$2,081.0 Million, 25,424 FTEs

## State Prison Population



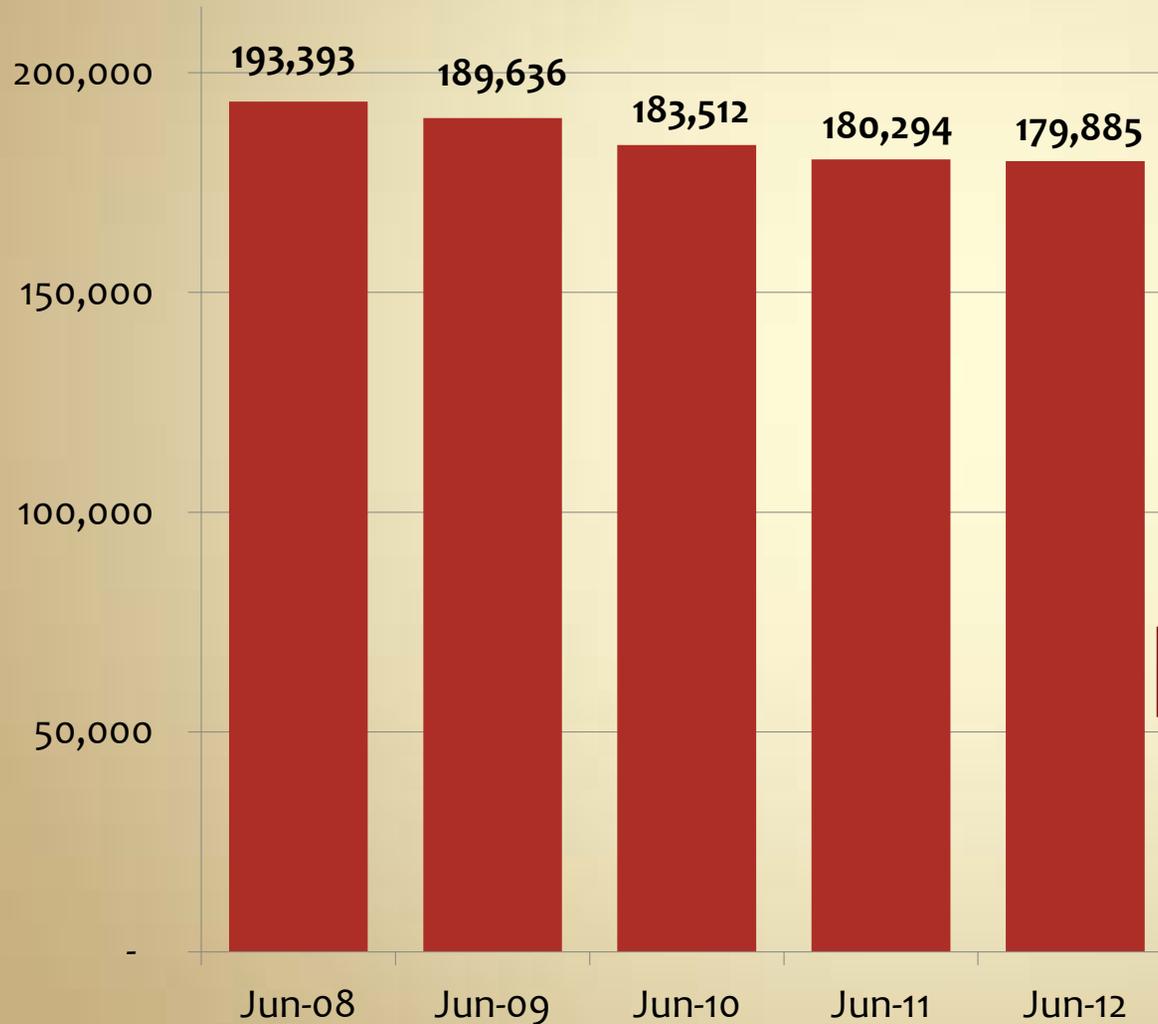
Primary Offense of Offenders in Prison on 6/30/12



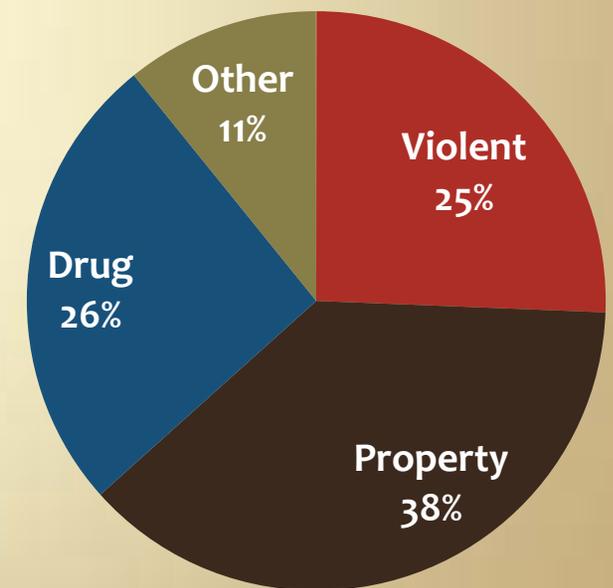
# Department of Corrections

\$2,081.0 Million, 25,424 FTEs

## Community Corrections Population



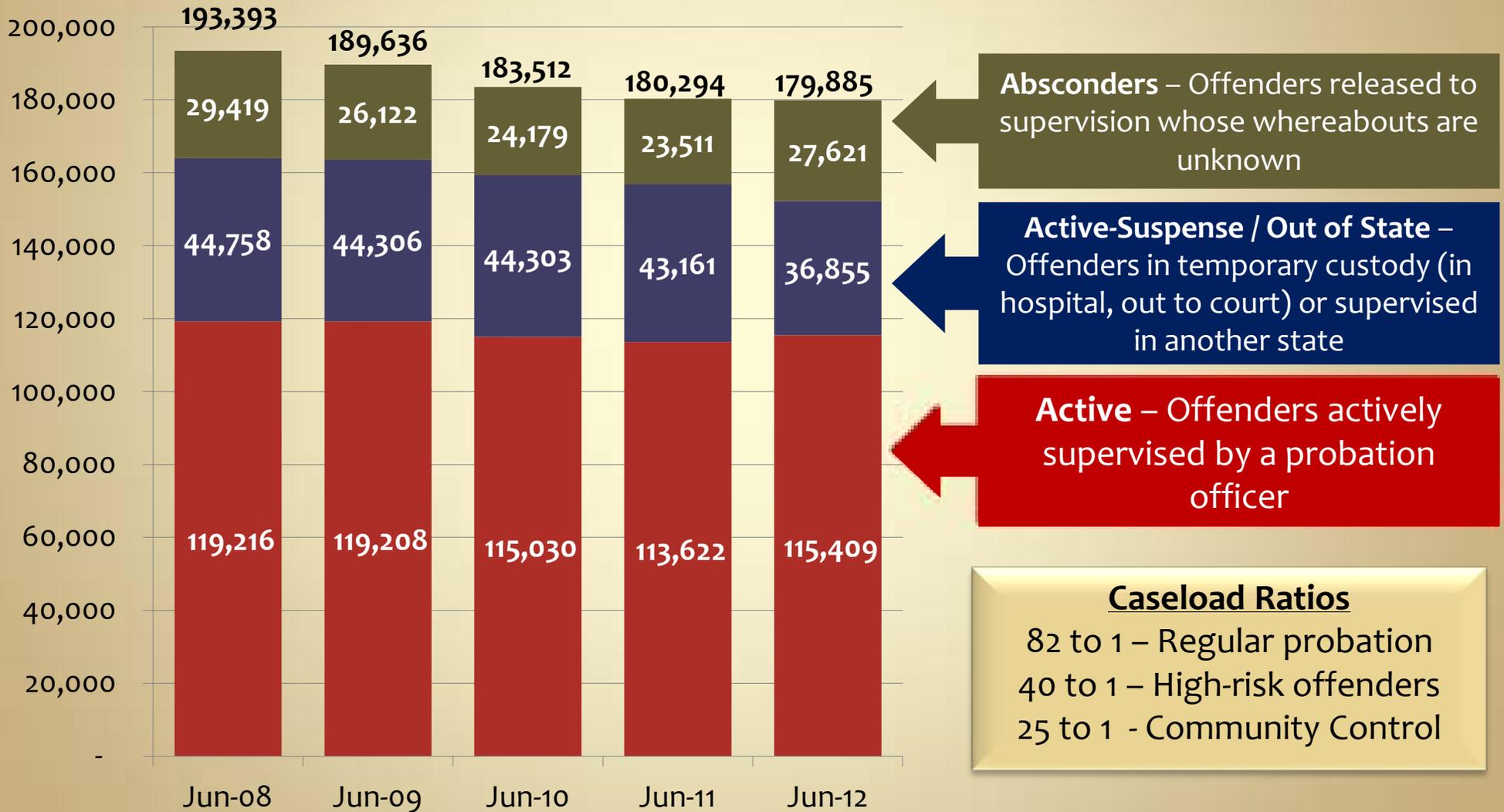
### Primary Offense of Offenders on Supervision on 6/30/12



# Department of Corrections

\$2,081.0 Million, 25,424 FTEs

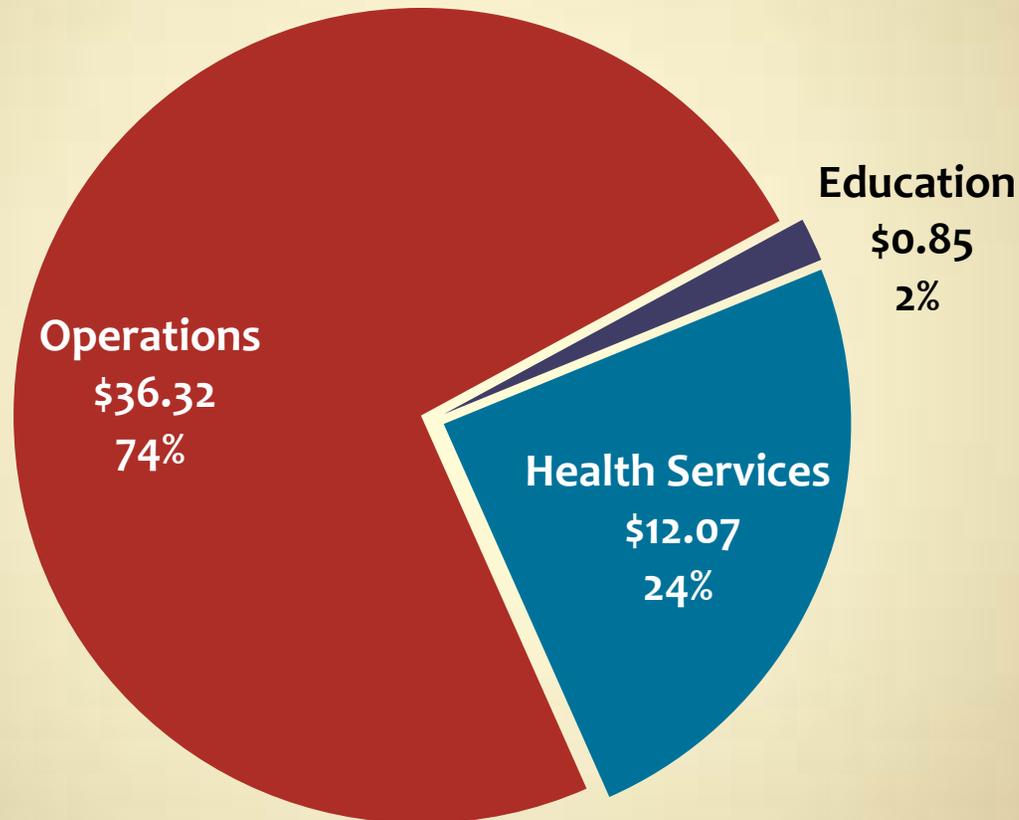
## Community Corrections Population



# Department of Corrections

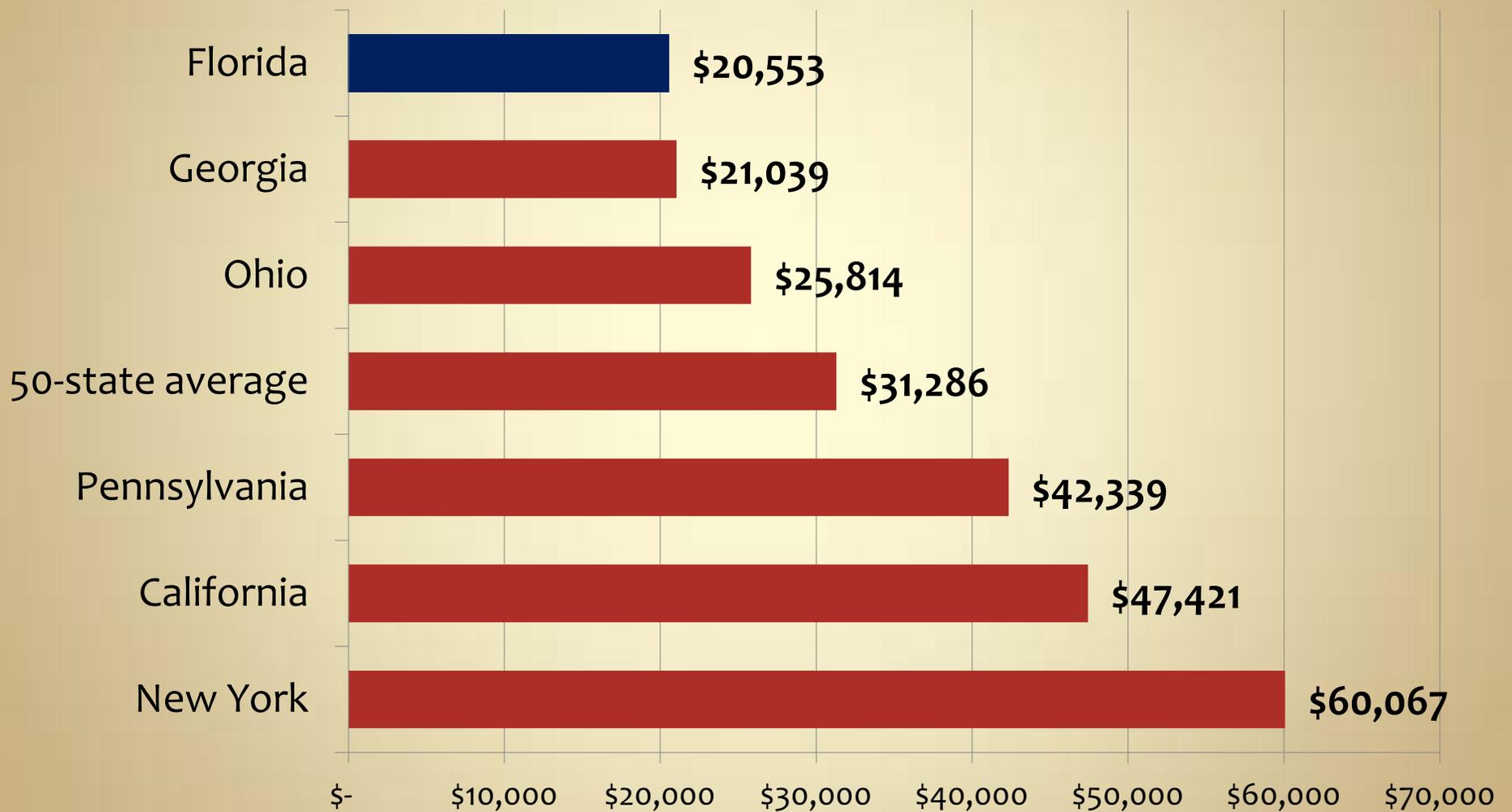
## FY 2011-12 Inmate Per diem

### Total All Facilities = \$49.24



**Note:** Per diem figures do not include indirect and administrative costs of \$0.66 for private institutions and \$3.39 for state facilities (Operations - \$1.45, Health Service - \$0.34, Education - \$0.18, and Department Administration - \$1.42).

# Florida's annual prison costs compare favorably with other states



Source: Vera Institute of Justice, *The Price of Prisons: What Incarceration Costs Taxpayers*, January 2012 (updated 7/20/12).

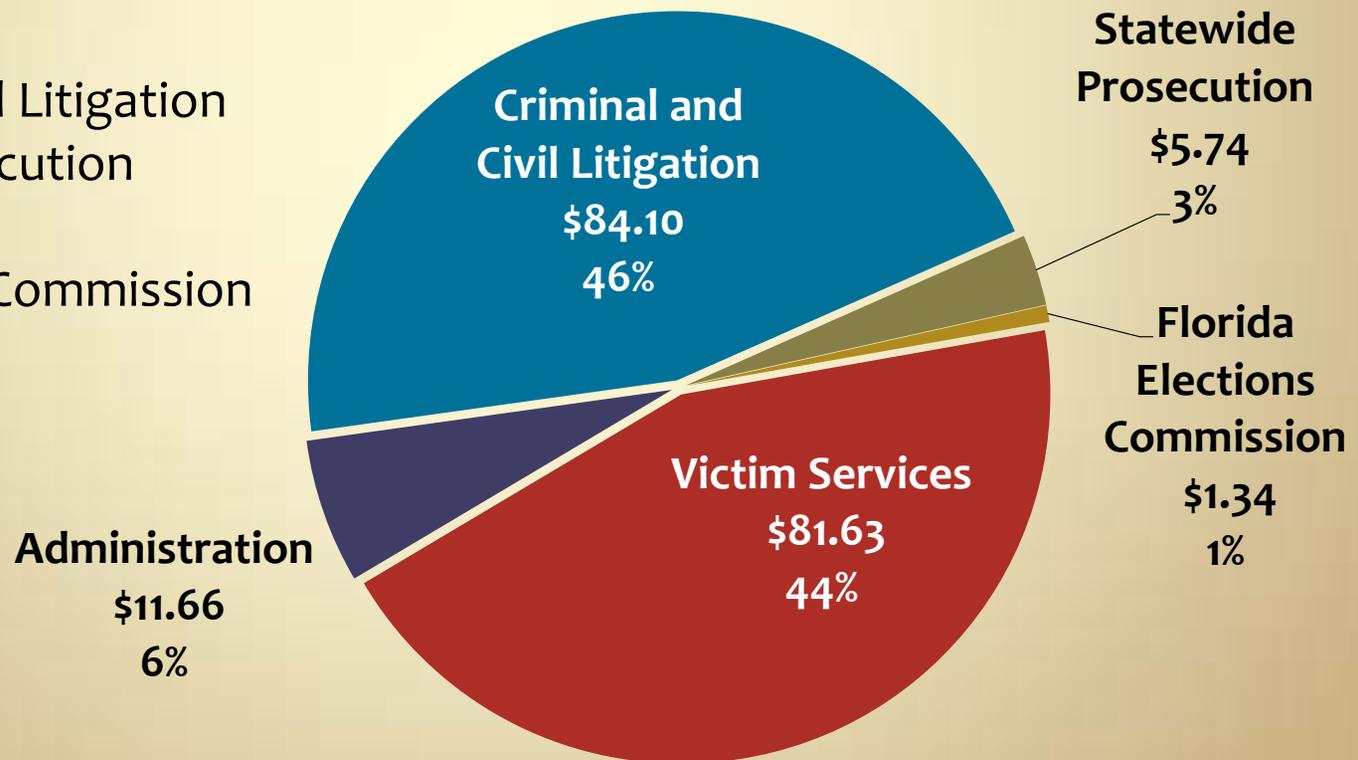
# Department of Legal Affairs (Office of Attorney General)

**\$184 million, 1,292.5 FTE**

The Department of Legal Affairs serves as the state's law firm and is led by an elected Attorney General. The department provides legal services on behalf of the state; investigates and prosecutes cybercrimes, multi-jurisdictional crime and antitrust violations; enforces consumer protection; investigates Medicaid fraud and other antifraud laws; and investigates and reports alleged violations of elections law.

Programs include:

- Criminal and Civil Litigation
- Statewide Prosecution
- Victim Services
- Florida Election Commission
- Administration



# Department of Legal Affairs (Office of Attorney General)

\$184 million, 1,292.5 FTE

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## Quick Facts

- ✓ Since January 2010, the Medicaid Fraud Control Unit (MFCU) has referred 241 cases for prosecution and had 353 warrants for arrests issued.
- ✓ Since January 2010, the MFCU recoveries for the Florida Medicaid Program totaled more than \$101 million and the Medicaid Fraud Control Unit recovered over \$329 million for fines, forfeitures, other restitution and judgments.

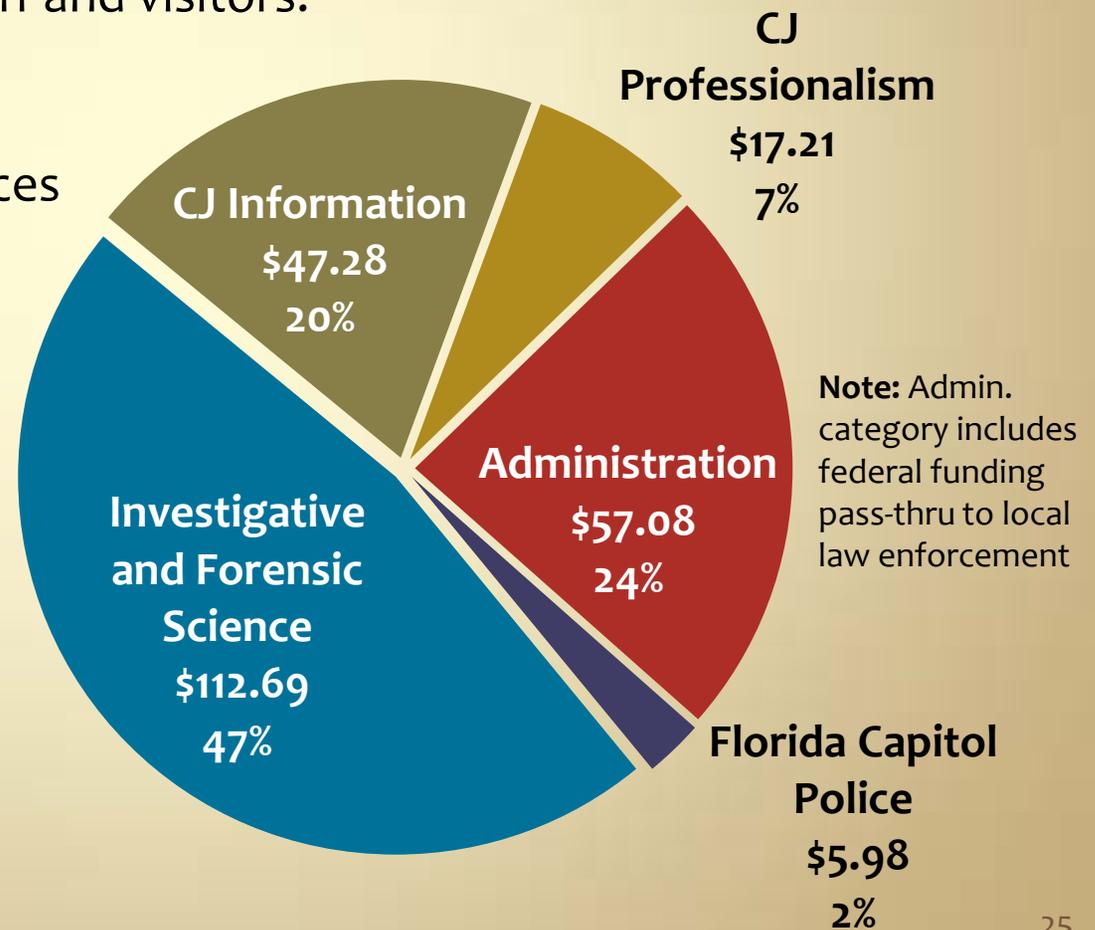
# Department of Law Enforcement

**\$240 million, 1,684 FTE**

The Florida Department of Law Enforcement (FDLE) serves as the state's foremost law enforcement organization by providing services in partnership with local, state, and federal criminal justice agencies to prevent, investigate and solve crimes to protect Florida's citizens and visitors; regulating criminal justice professionals; and providing capitol police services for the Governor, Lt. Governor, Cabinet members, Legislature and capitol complex staff and visitors.

Programs include:

- Investigation and Forensic Sciences
- Criminal Justice Information
- Criminal Justice Professionalism
- Florida Capitol Police
- Administration



# Department of Law Enforcement

\$240 million, 1,684 FTE

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## Quick Facts

- ✓ FDLE employs 258 Special Agents
- ✓ FDLE crime labs processed evidence for 79,439 service requests for law enforcement agencies (2011-12)
- ✓ Since the inception of the DNA database, there have been 15,111 hits as a result of the 704,768 samples in the DNA database. In FY 2011-12, 3,407 hits and 91,549 samples were added to the DNA database.
- ✓ Sex offenders & predators on Sex Offender registry (6-30-12): 54,755
- ✓ Child Predator CyberCrime Unit stats:
  - Executed over 147 search warrants
  - Arrested and prosecuted 75 defendants
  - Conducted 218 computer forensic exams
  - Recovered thousands of images of child pornography
  - Educated more than 250,000 children and adults on Internet safety.

# **Florida Parole Commission**

**\$8 million, 122 FTE**

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The Florida Parole Commission acts as the investigative body that supports the Board of Executive Clemency in considering clemency petitions and protects public safety administering post-incarceration services.

Services include:

- Clemency investigation. Clemency Services makes up about 44 percent of the Parole Commission's workload.
- Setting terms and conditions for post-release supervision (e.g., parole, conditional release, conditional medical release)
- Offender revocation for post-release supervision
- Parole determination
- Victims assistance

# Department of Juvenile Justice

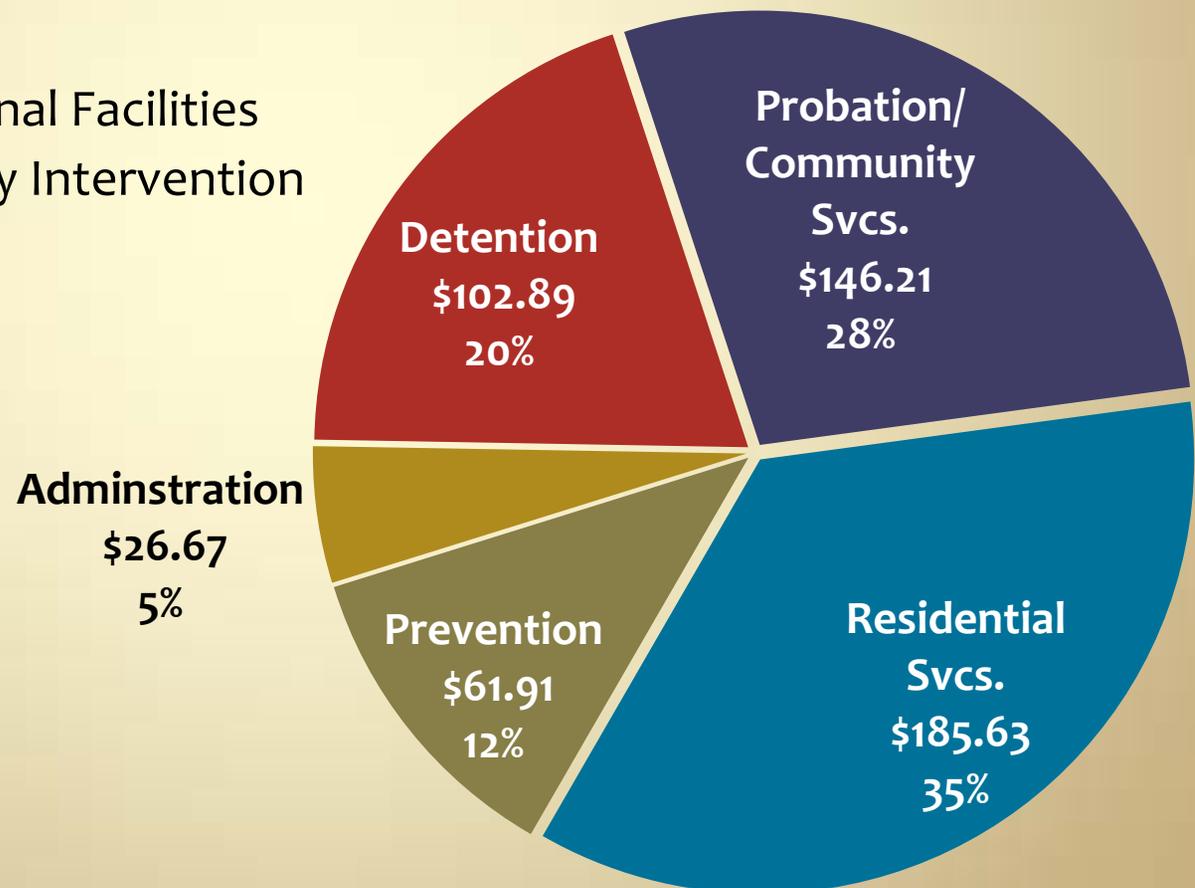
**\$523 million, 3,500.5 FTE**

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The Department of Juvenile Justice protects the public by reducing juvenile crime and delinquency in Florida.

Programs include:

- Prevention and Victim Services
- Juvenile Detention
- Residential and Correctional Facilities
- Probation and Community Intervention
- Administration



# Department of Juvenile Justice

**\$523 million, 3,500.5 FTE**

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## Quick Facts

- ✓ Delinquency referrals to DJJ (juvenile arrests) have declined by 34% over the past five years; 146,950 in 2006-07 to 96,616 in 2011-12.
- ✓ Youth assigned to residential commitment has declined from 9,116 in 2006-07 to 4,449 in 2011-12, a 51% change over five years.
- ✓ Residential bed capacity was 6,012 in June, 2007; it has been reduced to 3,177 as of June, 2012, a 47% decrease over the five years.
- ✓ Between 2006-07 and 2011-12, admissions to secure detention have declined 38%.
- ✓ The number of cases assigned to probation services have dropped from 38,277 in 2006-07 to 27,502 in 2011-12; a 28% decrease in five years.
- ✓ The number of juveniles transferred to adult court has decreased from close to 5,000 in 2007-08 to 2,773 this past fiscal year, a 46% drop.
- ✓ DJJ's appropriated funds have declined 26% over the past five years, from \$709 million in 2007-08 to \$523 million in 2012-13.
- ✓ Residential per diem rates: Low/Medium - \$112.48; High/Maximum - \$168.26.

# Department of Juvenile Justice

## Residential Bed Utilization (As of September 12, 2012)

	Operating Capacity	Current Placements	Vacancies	Percentage Utilization
Low Risk Residential Beds	219	173	46	78%
Moderate Risk Residential Beds	1,883	1,640	243	87%
High Risk Residential Beds	742	651	91	87%
Maximum Risk Residential Beds	164	152	12	92%
Total Residential Commitment Beds	3,008	2,616	392	86%

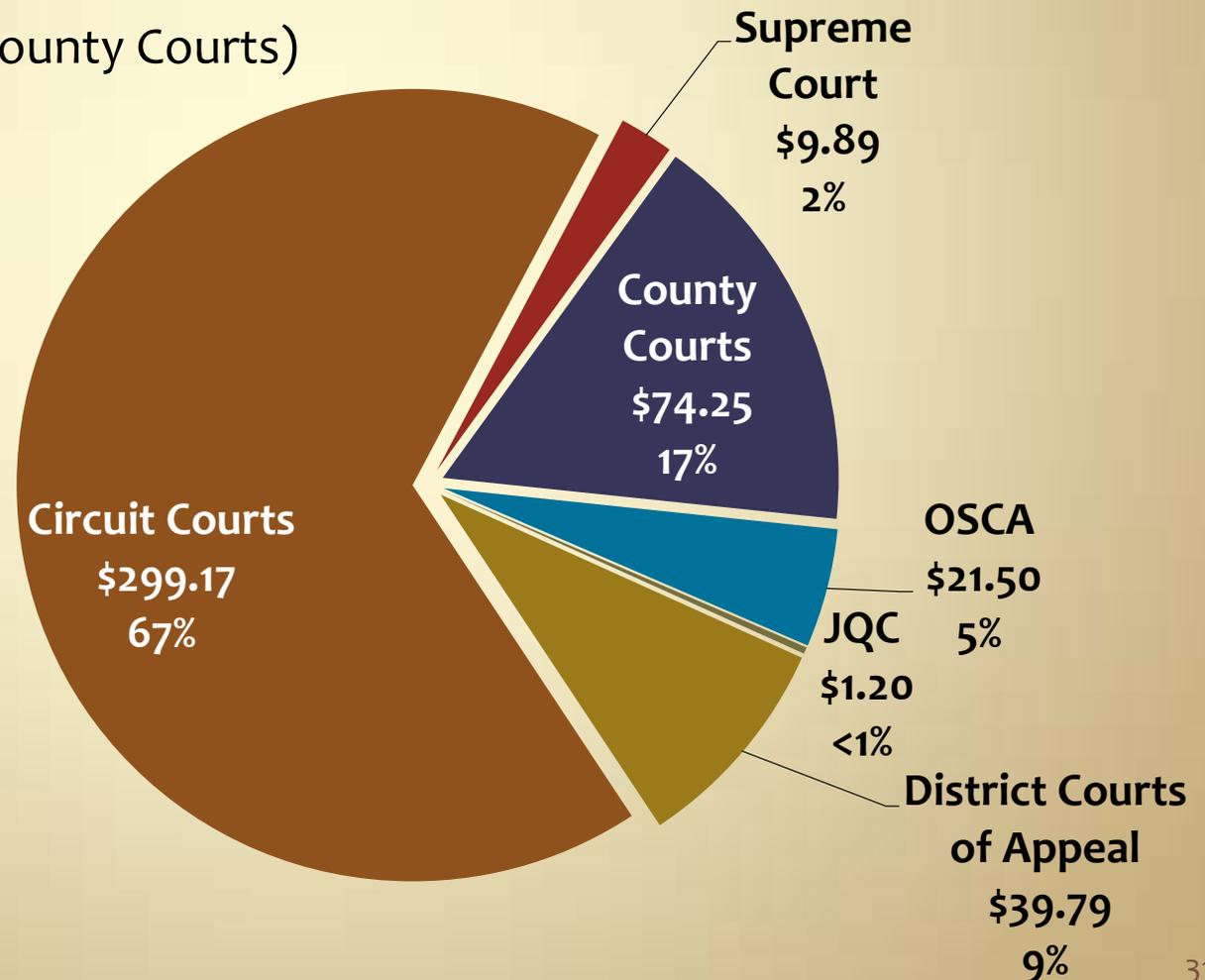
# State Court System

**\$446 million, 4,322.5 FTE**

Florida courts protect rights and liberties, uphold and interpret the law, and provide a forum for dispute resolution.

The system consists of the following:

- Supreme Court
- Trial Courts (Circuit and County Courts)
- District Courts of Appeal
- Judicial Qualification Commission (JQC)
- Office of the State Courts Administrator (OSCA)



# State Court System

**\$446 million, 4,322.5 FTE**

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## Quick Facts

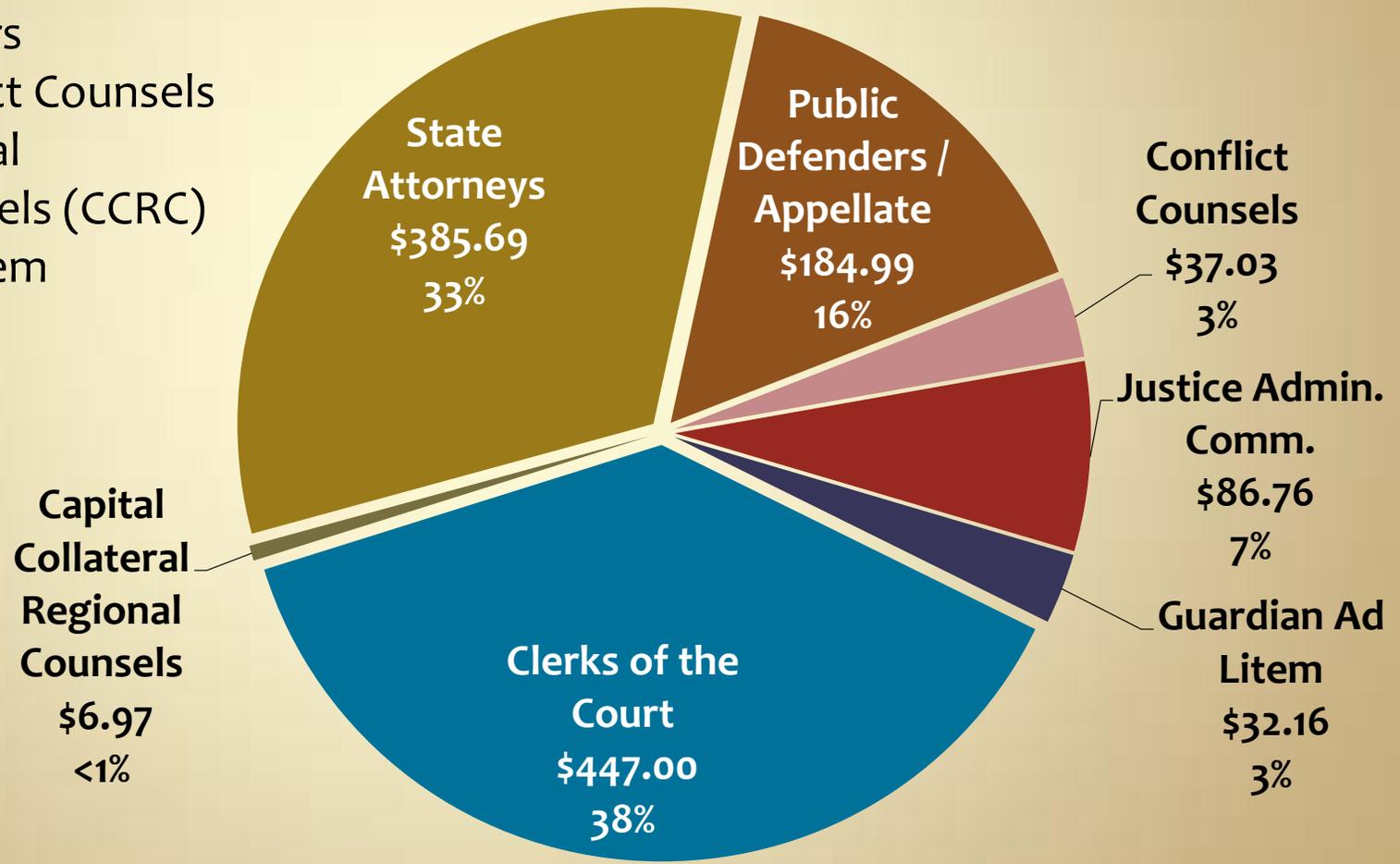
- ✓ Supreme Court – 7 justices, 5 justices constitute a quorum.
- ✓ District Courts of Appeal – 61 judges, 6-year terms
  - ✓ 1<sup>st</sup> District: Tallahassee, 15 judges
  - ✓ 2<sup>nd</sup> District: Lakeland, 14 judges
  - ✓ 3<sup>rd</sup> District: Miami, 10 judges
  - ✓ 4<sup>th</sup> District: West Palm Beach, 12 judges
  - ✓ 5<sup>th</sup> District: Daytona Beach, 10 judges
- ✓ Circuit Courts – 599 judges, 6-year terms, 20 judicial circuits
- ✓ County Courts – 322 judges, 6-year terms, 67 counties
- ✓ Total trial court filings (FY 2011-12) – 1,763,363
- ✓ Total trial court clearance rate (FY 2011-12) – 97.4%

# Justice Administration

\$1,194 million, 10,135.25 FTE

Justice Administration includes all of the other entities in the judicial system:

- Justice Administrative Commission
- Clerks of Court
- State Attorneys
- Public Defenders
- Regional Conflict Counsels
- Capital Collateral Regional Counsels (CCRC)
- Guardian ad Litem



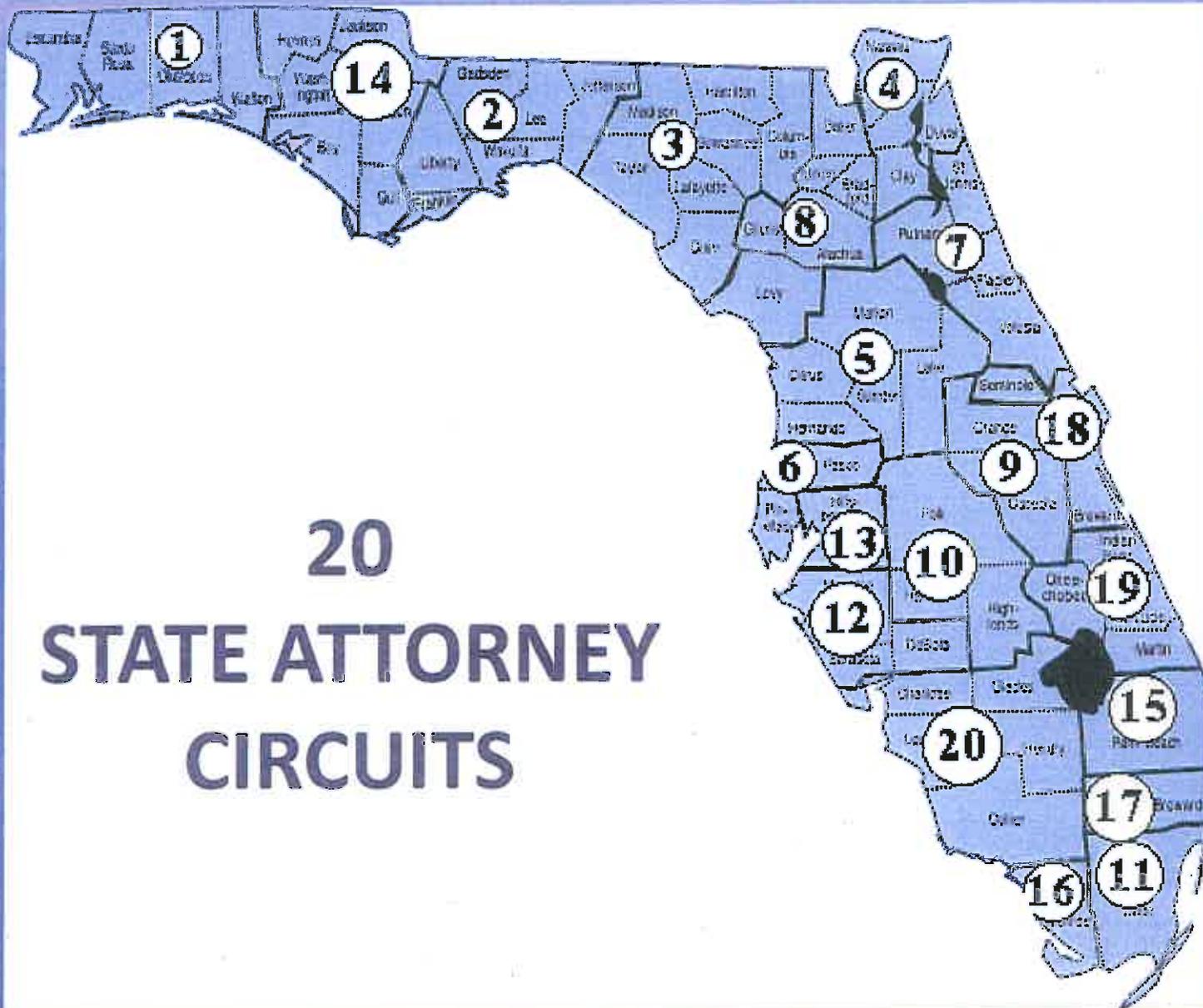
# Justice Administration

**\$1,194 million, 10,135.25 FTE**

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## Quick Facts

- ✓ Justice Administrative Commission (JAC) provides budgetary, financial, and human resources services for the judiciary. The JAC serves 49 judicial-related state entities and court-appointed counsel by performing over 421,000 financial transactions for approximately 20,000 employees and vendors throughout the state.
- ✓ Guardian ad Litem (GAL) program provides advocacy to children in the dependency system. As of September 2012, 64.5% of children in the dependency system had been assigned to the GAL program.
- ✓ Public defenders served 621,960 clients and were appointed to 748,239 cases in FY 2011-12 (including re-opened cases). They participated in 12,867 trials and contested hearings.
- ✓ State attorneys disposed 1.2 million cases in FY 2011-12 (28,377 by trial, 631,150 by plea agreement, and 540,196 by non-trial/other).



**20**  
**STATE ATTORNEY**  
**CIRCUITS**

“The prosecutor is the representative not of an ordinary party to a controversy, but of a sovereignty whose obligation to govern impartially is as compelling as its obligation to govern at all; and whose interest, therefore, in a criminal prosecution is not that it shall win a case, but that justice shall be done. As such, he is in a peculiar and very definite sense the servant of the law, the two fold aim of which is that guilt shall not escape or innocence suffer. He may prosecute with earnestness and vigor--indeed, he should do so. But, while he may strike hard blows, he is not at liberty to strike foul ones. It is as much his duty to refrain from improper methods calculated to produce a wrongful conviction as it is to use every legitimate means to bring about a just one.”

*Justice Southerland  
Berger v United States, 295 U.S. 78 (1935)*



# STATE ATTORNEY SERVICES

## WHAT STATE ATTORNEYS DO:

### CRIMINAL JUSTICE SERVICES

Prosecution

Investigations

Victim-Witness

Prosecution Alternative Services

Post Conviction Relief

Child Welfare Legal

### Civil Action Services

Jimmy Ryce Services

Public Records Requests

Bond Validations

Expungements

Baker Act

# STATUTORY OBLIGATIONS

- **PROSECUTION SERVICES - Duties before the Court**
  - **Felony**
    - **Career Criminal Programs**
    - **10-20-Life Prosecutions**
    - **Domestic Violence Programs**
    - **Jimmy Ryce Civil Commitments**
    - **Sexual Predator Procedures**
  - **Misdemeanor - Traffic**
    - **Domestic Violence Programs**
  - **Juvenile**
  - **Grand Jury Legal Advisor**
  - **Medical Examiners and Autopsies**
- **POST CONVICTION RELIEF SERVICES**

# STATUTORY OBLIGATIONS

- **PROSECUTION ALTERNATIVE SERVICES**
  - Pre-trial Diversion - Drug Court Programs
  - Worthless Check Diversion
  - Citizen Dispute Settlement
  - Truancy Prevention
- **VICTIM - WITNESS SERVICES**
  - Notification
  - Consultation
  - Restitution
  - Coordination
- **INVESTIGATIVE SERVICES**
- **CIVIL ACTION SERVICES**
  - Agent of the State for Process
  - Baker Acts
  - Bond Validations
  - Clemency, Pardon and Parole Hearings
  - Extraditions
  - Child Welfare Legal Services

# State Attorney Output Measures

**Criminal  
Allegations, 2011  
1,338,394**

**Reopened  
Cases, 2011  
255,627**

**Civil Cases,  
2011  
34,261**

**Cases Referred to  
State Attorneys  
1,628,282**

# CRIMINAL ALLEGATIONS

State Attorneys must evaluate arrested  
**AND non-arrested cases to determine if  
a person should be charged.**

## Outputs

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430,484  
1,027,154  
136,383  
1,594,021

Felony Cases  
Misdemeanor / Traffic Cases  
Juvenile Cases

Source:  
State Attorney's Office Statewide  
Reporting 1998-1999

# Civil Cases Workloads

## Outputs

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3,230

13,898

17,133

34,261

Jimmy Ryce

Post Conviction Relief

Baker Acts

# TOTAL CASES

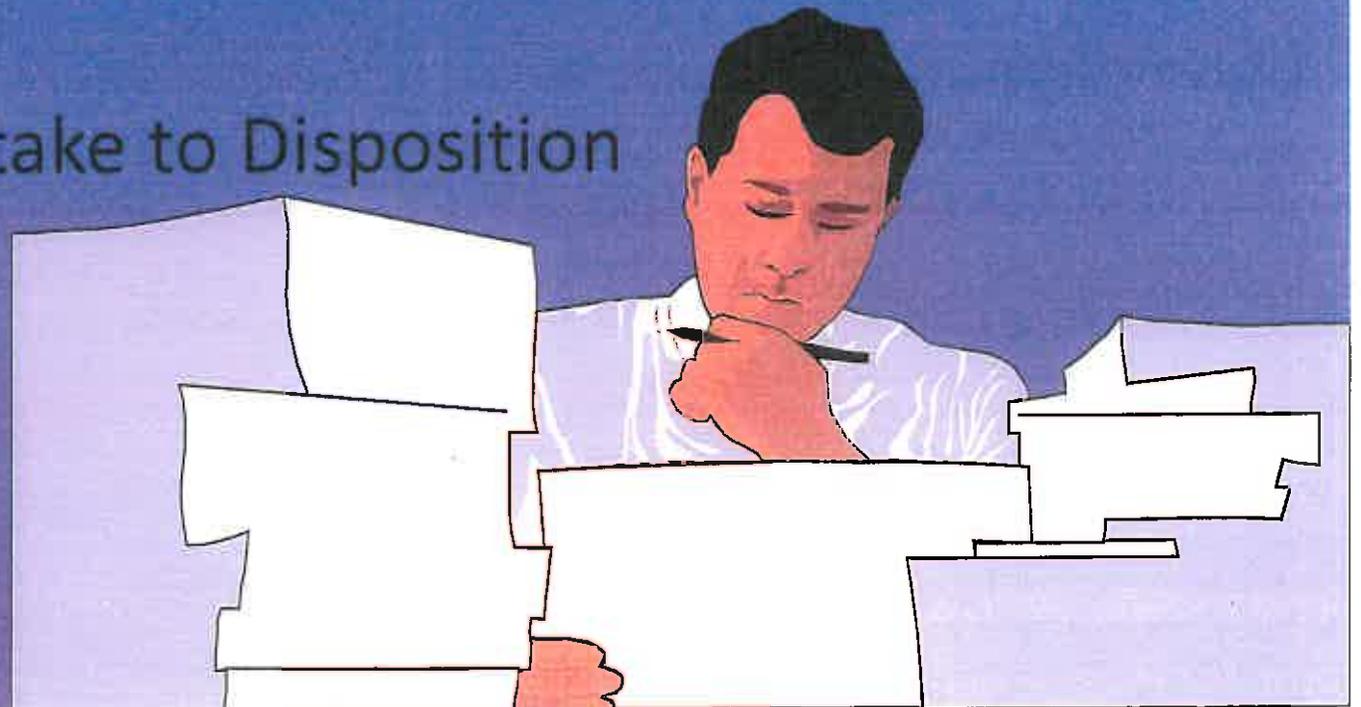
- 1.628 million cases referrals
- 1809 ASA's
- 900 case referrals per ASA annually
- 2 hours per case referral



# FELONY CASES

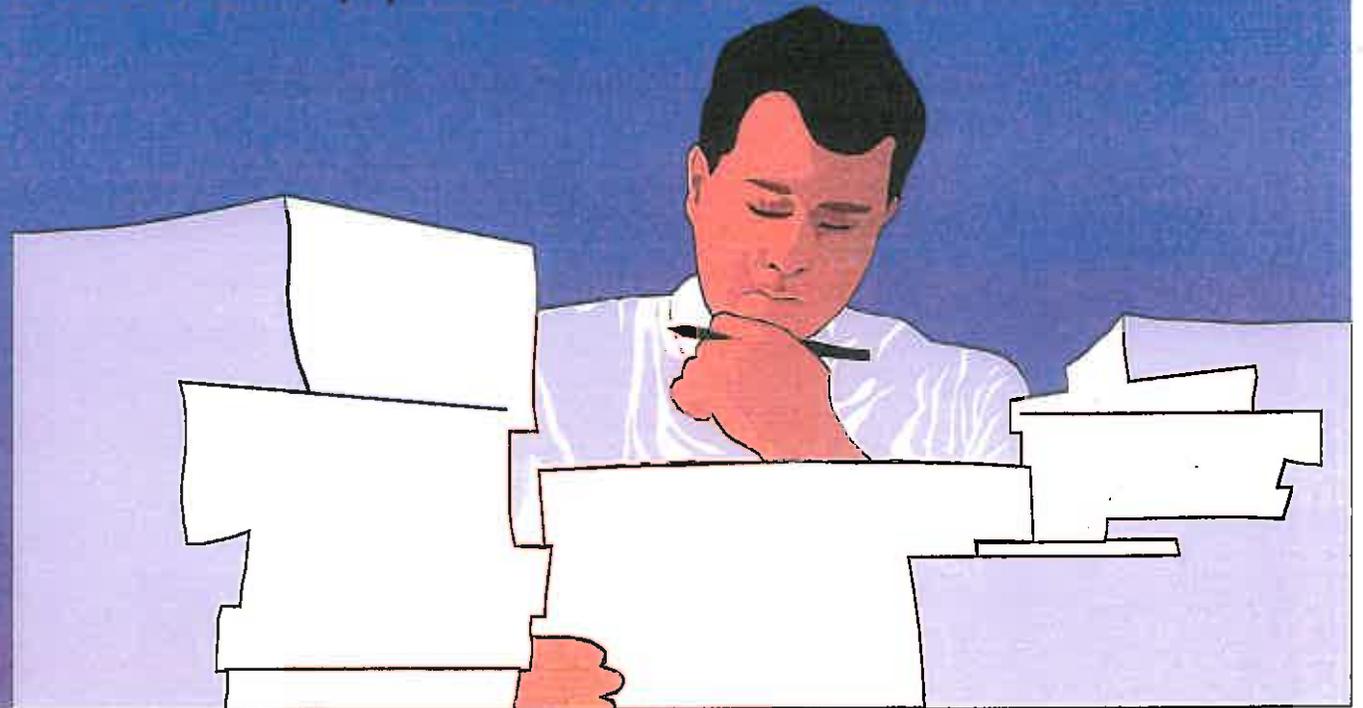
- 430,484 felony case referrals
- 1169 Felony ASA's
- 368 case referrals per ASA annually
- 5.4 hours per case referral

Total time Intake to Disposition



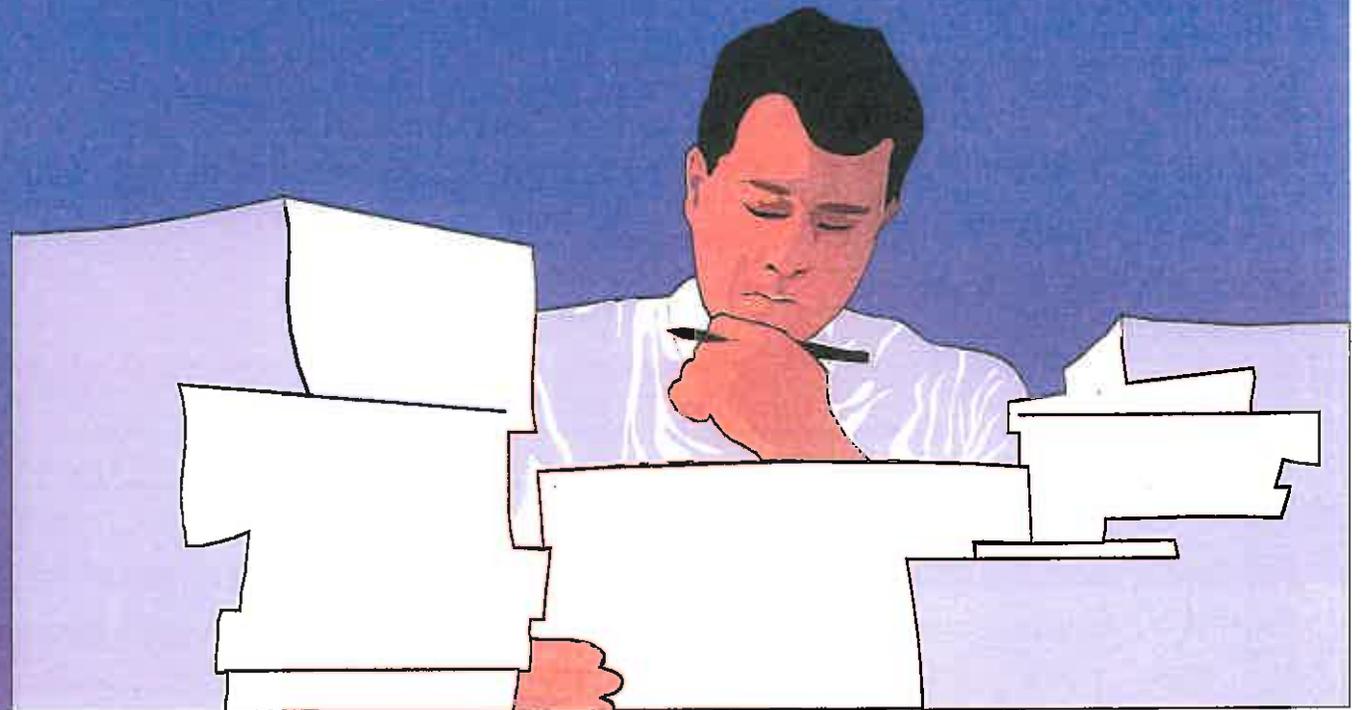
# MISDEMEANOR CASES

- 1.027 million misdemeanor case referrals
- 470 Misdemeanor ASA's
- 2185 case referrals per ASA annually
- .9 hours (54 minutes) per case referral



# JUVENILE CASES

- 136,383 juvenile case referrals
- 171 Juvenile Division ASA's
- 798 case referrals per ASA annually
- 2.5 hours per case referral



## 3 YEARS OR LESS EXPERIENCE ASSISTANT STATE ATTORNEY

- 29 YEARS OF AGE
- AVERAGE \$80,000 - \$100,000 IN STUDENT LOANS
- \$40,000 AVERAGE STARTING SALARY
- \$47,000 AVERAGE SALARY

# ASSISTANT STATE ATTORNEY EXPERIENCE

56%	LESS THAN 5 YEARS EXPERIENCE
19%	6 - 10 YEARS EXPERIENCE
9%	11 - 15 YEARS EXPERIENCE
5%	16 - 20 YEARS EXPERIENCE
11%	21 OR MORE YEARS OF EXPERIENCE

# SAO TURNOVER RATE

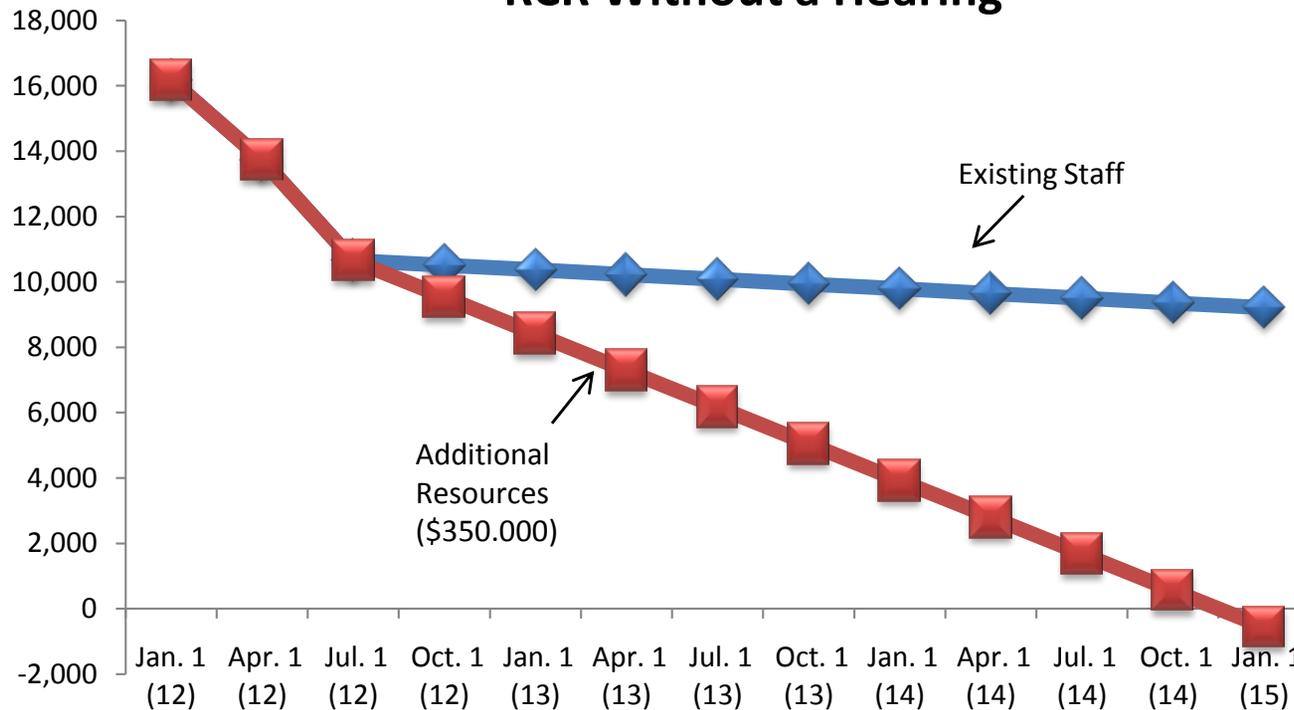
<b>FY 2009-2010 Turnover (%)</b>	<b>FY 2010 - 2011 Turnover (%)</b>
14.71%	15.38%



# FLORIDA PAROLE COMMISSION

SERVING THE CITIZENS OF FLORIDA SINCE 1941

## RCR Without a Hearing



For more information please contact: Brian Logan, Legislative Affairs Director  
[brianlogan@fpc.state.fl.us](mailto:brianlogan@fpc.state.fl.us) or 850-921-2804

# Florida Department of Law Enforcement Legislative Budget Request Fiscal Year 2013-14



Item	Issue	FTE	General Revenue	Trust Fund	TOTAL
1	Increase Biometric Identification System Capacity			\$23,560	\$23,560
2	Upgrade and Replace Forensic Equipment		\$1,804,500		\$1,804,500
3	Replace Computerized Criminal History System	6		\$2,964,160	\$2,964,160
4	Expand Electronic Surveillance Support Teams	12	\$2,039,308		\$2,039,308
5	Expand DNA Casework Capacity	12	\$850,541		\$850,541
6	Support Florida Law Enforcement eXchange	1		\$71,510	\$71,510
7	Manage Increased Workload of Automated Fingerprint Identification System/ Biometric Identification System	6	\$353,783		\$353,783
8	Manage Seal and Expunge Workload	6		\$355,171	\$355,171
9	Increase FDLE-led Task Forces			\$425,000	\$425,000
10	Decrease Trust Fund Authority			(\$2,850,000)	(\$2,850,000)
11	Forensic Maintenance Contracts		\$650,000		\$650,000
	<b>TOTAL REQUEST</b>	<b>43</b>	<b>\$5,698,132</b>	<b>\$989,401</b>	<b>\$6,687,533</b>

# CCRC 2013 PRIORITY BUDGET ISSUES

## **PRIORITY #1**

## **WORKLOAD ISSUE**

**\$297,837.00**

**Since FY2007-08, the Capital Collateral Regional Councils have suffered a 17% reduction in funding. The CCRCs expect an increase in cases following recent Florida Supreme Court decisions adding filing requirements to the legal process in state and federal courts. Additionally, recent United States Supreme Court decisions have been clarified so that the lower courts are processing cases faster than in previous years. This additional workload will require an increase in funding so that the CCRCs can continue to meet legal and professional requirements set by the Florida Supreme Court.**

## **PRIORITY #2**

## **INFRASTRUCTURE REPLACEMENT**

**\$82,374.00**

**Computer technology is a major factor in making the CCRCs more effective and efficient. The CCRCs have the ability to scan and retrieve voluminous pertinent data in a more timely fashion, which allows the employees to be more productive. Funds are required to replace equipment that has been in service for many years and is now out of warranty.**

## **PRIORITY #3 ENHANCED OTHER PERSONAL SERVICES \$62,995.00**

**Other Personal Services (OPS) employees are needed in order to complete duties and responsibilities that are no longer filled by full time employees due to budget cuts. OPS employees can be utilized in a more cost efficient manner in that benefits are not paid to them. CCRCs have realized a 39% reduction in OPS in the past four years.**



# Florida Guardian ad Litem Program

## FY 13-14 Budget Overview—*I Am For the Child*

- ✓ Florida Law mandates that all abused, abandoned and neglected children be represented by a Guardian ad Litem.
- ✓ The GAL Program is requesting \$1.8 in recurring funds in FY 13-14 so that volunteers will be able to represent 75% of the children in need. This will pay for temporary staff to recruit, train and oversee 650 new volunteers, and will serve an additional 1,300 children.
- ✓ If funded, 23,617 children will be represented in FY 13-14 — almost all by trained volunteers.
- ✓ GAL volunteers contribute more than \$20 million in donated goods and services.
- ✓ This does not include the contributions of more than 20 not-for-profit agencies that raise money locally for the GAL Program.
- ✓ When children have a volunteer advocate, the return rate into foster care is cut in half and educational outcomes are improved.
- ✓ The job of the GAL staff has become increasingly complex. The GAL Program is also requesting \$2.1 million to compensate staff whose role has changed from that of carrying a caseload to one where they recruit, train, manage and supervise volunteers. We are also requesting funds to make the salaries of legal staff competitive with those of other state and local government agencies.
- ✓ The all-volunteer model allows the Program to serve more children, more efficiently. This requires a level of management skill not previously needed.



*Eagle Award*

*Winner 2012*

*Prudential Davis Pro-  
ductivity Awards*



*Angels in Adoption*

*Award Winner*

*2012*

Congressional Coalition on  
Adoption Institute

## **Guardian ad Litem (GAL) – Recurring Recruitment Funding \$1.8 million - FY 13-14**

- ❖ Issue seeks \$1,800,000 in recurring GR to continue recruitment and support of volunteers.
- ❖ 5-year plan for volunteers to serve 100% of abused children as required by law [Florida Statutes, subsection 39.822(1)].
- ❖ In 2007, little more than half (55%) the children served by the GAL were represented by volunteers. Now, more than 72% of all dependent children are represented by volunteers.
- ❖ By June 30, 2013, GAL Program will have a net increase of 2,025 volunteers, and total volunteers will top 10,000. Ninety percent (90%) of all children served will then be represented by volunteers.
- ❖ At that point, the GAL Program will reach capacity.
- ❖ Funding of this budget issue will increase the proportion of children represented by volunteers to 75% by June 30, 2014.
- ❖ Currently, each paid case coordinator must represent an average of 45 children, giving them very little time to spend with each child
- ❖ Paid GAL staff can supervise an average of 38 volunteers, who in turn represent an average of 76 children collectively. Our volunteer model increases the capacity of each paid case coordinator by 81%, and provides higher quality and more intensive services.
- ❖ Studies show that children who are served by volunteers return to foster care at a rate half that of other children. They do better in school and are more likely to pass all courses. They get more help while they are in the dependency system. Ninety-nine percent (99%) of all children ages 5-17 are now enrolled in school.
- ❖ The Program received the prestigious 2012 Taxwatch Prudential-Davis “Eagle” Award – the highest honor given for program efficiency and effectiveness.
- ❖ GAL was nominated by Sen. Marco Rubio, and received 2012 National “Angels in Adoption” Award from the Congressional Coalition on Adoption.
- ❖ Contracted services funds totaling \$502,515 will be used to contract with private and not-for-profit attorneys to represent children in areas of the state where workloads are high. This will also continue \$300,000 for Orange County to ensure that allocations remain equitable.
- ❖ The remaining \$1,297,485 in OPS funds will be used to recruit and train 650 new volunteers. This will allow the Program to expand the number of children represented by an additional 1,300 children. This works out to less than \$3.00 per day per additional child that we could serve.



**GAL**

Guardian ad Litem

**A POWERFUL VOICE FOR  
FLORIDA'S CHILDREN**

**FLORIDA GUARDIAN AD LITEM  
PROGRAM**

A Guardian ad Litem (GAL) is appointed by the court to advocate for a child. Most of these children have been removed from their homes because of alleged abuse, abandonment or neglect. The GAL becomes familiar with the child and the child's case and makes recommendations to the court to help ensure a safe, caring, stable and permanent environment. The GAL Program has a volunteer base of more than 8,000 volunteers.

**CHILDREN WHO HAVE A  
GAL VOLUNTEER:**

- Do better in school
- Are 50% less likely to return to foster care
- Have fewer placement changes
- Receive more services
- Are more likely to be adopted, when appropriate
- Spend less time in foster care

**\$15,774,382** GAL time and services

+ **\$2,779,082** GAL donated mileage

+ **\$2,000,000** Orange County Bar pro bono services

**= \$20,553,464**

**RETURN ON  
INVESTMENT**

**THE VALUE OF  
GUARDIAN AD LITEM VOLUNTEERS**

**“The total value of GAL volunteers is over \$20 million to the state of Florida. But a GAL’s contribution to a child’s life is priceless.”**

**It would take an additional 449 state employees to do the work of Florida’s GAL Volunteers and \$18,241,971 to pay their salaries and benefits.**



**TO LEARN MORE:  
GUARDIANADLITEM.ORG  
1-866-341-1425**



**Eagle Award Winner 2012  
Prudential Davis  
Productivity Awards**

**Angels in Adoption  
Award Winner 2012  
Congressional Coalition on  
Adoption Institute**



RECEIVED  
2012 DEC -5 A 11:39  
OFFICE OF THE  
CLERK OF THE SENATE

Senator Jeff Clemens  
226 Senate Office Building  
402 South Monroe Street  
Tallahassee, Fl 32301

December 4, 2012

President Don Gaetz  
409 Capitol  
402 South Monroe St  
Tallahassee, Fl 32301

Dear President Gaetz;

As per our conversation, I am requesting an excused absence from my committees meetings on Thursday, due to prior family commitments.

I look forward to serving under you this coming Session.

Best Regards,

A handwritten signature in blue ink, appearing to read "Jeff Clemens".

Senator Jeff Clemens  
District 27

A handwritten signature in blue ink, appearing to read "Don Gaetz".



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

**SENATOR ARTHENIA L. JOYNER**  
19th District

**COMMITTEES:**

Appropriations Subcommittee on Criminal and  
Civil Justice, *Vice Chair*  
Appropriations Subcommittee on General  
Government  
Ethics and Elections  
Health Policy  
Judiciary  
Transportation

**JOINT COMMITTEE:**

Joint Committee on Public Counsel Oversight

November 29, 2012

Senator Rob Bradley, Chair  
Appropriations Subcommittee on Criminal and Civil Justice  
201, The Capitol  
Tallahassee, FL 32399

Dear Senator Bradley:

This letter is to request to be excused from the Appropriations Subcommittee on Civil and Criminal Justice meeting on Thursday, December 6. Thank you for your consideration.

Sincerely,

A handwritten signature in black ink that reads "Arthenia L. Joyner".

Arthenia L. Joyner  
State Senator, District 18

REPLY TO:

508 W. Dr. Martin Luther King, Jr. Blvd., Suite C, Tampa, Florida 33603-3415 (813) 233-4277  
 202 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5019 FAX: (813) 233-4280

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**DON GAETZ**  
President of the Senate

**GARRETT RICHTER**  
President Pro Tempore



## Senator Darren Soto

220 Senate Office Building

**Mailing Address**

404 South Monroe Street  
Tallahassee, Florida 32399-1100  
(850) 487-5014

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**Maria L. Sachs**  
*Democratic Leader Pro Tempore*

December 5, 2012

Chairman Rob Bradley  
Appropriations Subcommittee on Criminal and Civil Justice  
201 The Capitol  
404 S Monroe Street  
Tallahassee, FL 32399-1100

Mr. Chairman,

I, respectfully, request to be excused early from the December 6<sup>th</sup> committee meeting due to a prior commitment I have scheduled with President Obama. I assure you that this will not be a common practice.

Should you have any questions, please do not hesitate to contact me directly.

Sincerely,

A handwritten signature in blue ink that reads "Darren M. Soto".

Darren M. Soto  
State Senator, District 14

Cc: Tim Sadberry, Staff Director

SENATE APPROPRIATIONS  
RECEIVED  
12 DEC -6 AM 7:58  
SENATE CLERK  
STAFF DIR. \_\_\_\_\_ STAFF \_\_\_\_\_

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/6/2011  
Meeting Date

Topic \_\_\_\_\_ Bill Number \_\_\_\_\_ (if applicable)  
Name Bl Winzer Amendment Barcode \_\_\_\_\_ (if applicable)  
Job Title Clerk of Court Leon County  
Address 306 South Monroe Street Phone 850-577-4003  
Tallahassee, FL 32301 E-mail blwinzer@leoncountyfl.gov  
City State Zip

Speaking:  For  Against  Information  
Representing Clerk of Courts Operations Corp.  
Appearing at request of Chair:  Yes  No Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.  
**This form is part of the public record for this meeting.** S-001 (10/20/11)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

Topic Budget Introduction Bill Number \_\_\_\_\_ (if applicable)  
Name Karen Rushing Amendment Barcode \_\_\_\_\_ (if applicable)  
Job Title Clerk of Court - Campbellton Sarasota  
Address P.O. Box 3079 Phone 941-861-7605  
Sarasota FL 34230 E-mail Krushing@sequoia.net  
City State Zip

Speaking:  For  Against  Information  
Representing Clerks of Court  
Appearing at request of Chair:  Yes  No Lobbyist registered with Legislature:  Yes  No

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/6/12  
Meeting Date

Topic State Attorneys Appropriations Bill Number \_\_\_\_\_ (if applicable)

Name Bill Eddins Amendment Barcode \_\_\_\_\_ (if applicable)

Job Title State Attorney 1<sup>st</sup> Circuit / Pres. Fla. Prosecuting Attorneys Assoc.

Address Court House Phone \_\_\_\_\_  
Street

Pensacola FL E-mail \_\_\_\_\_  
City State Zip

Speaking:  For  Against  Information

Representing State Attorneys of Fla.

Appearing at request of Chair:  Yes  No Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12-6-12  
Meeting Date

Topic Public Defender Budget Priorities Bill Number \_\_\_\_\_ (if applicable)

Name Julianne Holt Amendment Barcode \_\_\_\_\_ (if applicable)

Job Title Public Defender + President of Florida Public Defender Association

Address Job 172910 Phone 813 3074000  
Street

Tampa FL 33672 E-mail JHolt@PD13-STATE  
City State Zip FL-US

Speaking:  For  Against  Information

Representing Public Defender Assoc

Appearing at request of Chair:  Yes  No Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12-6-12  
Meeting Date

Topic Parole Commission Budget Bill Number \_\_\_\_\_ (if applicable)  
Name Tena M. Pate Amendment Barcode \_\_\_\_\_ (if applicable)  
Job Title Chair, Florida Parole Commission  
Address 4070 Esplanade Way Phone 850-921-2816  
Street  
Tallahassee, FL 32399 E-mail Tena.Pate@fpc.state.fl  
City State Zip

Speaking:  For  Against  Information  
Representing FLORIDA PAROLE COMMISSION  
Appearing at request of Chair:  Yes  No Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.  
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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

\_\_\_\_\_  
Meeting Date

Topic \_\_\_\_\_ Bill Number \_\_\_\_\_ (if applicable)  
Name Michael Crews Amendment Barcode \_\_\_\_\_ (if applicable)  
Job Title Dep. Secretary  
Address 3015 S. Calhoun St. Phone 850-717-3030  
Street  
Tallahassee FL 32399 E-mail \_\_\_\_\_  
City State Zip

Speaking:  For  Against  Information  
Representing Dept. of Corrections  
Appearing at request of Chair:  Yes  No Lobbyist registered with Legislature:  Yes  No

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Appropriations Subcommittee  
on C + CS

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/6/12

Meeting Date

Topic Introduction of FDLE Commissioner and priority initiatives

Bill Number \_\_\_\_\_ (if applicable)

Name Gerald Bailey

Amendment Barcode \_\_\_\_\_ (if applicable)

Job Title Commissioner

Address 2331 Phillips Road

Phone 850-410-7001

Street

Tallahassee

FL

32302

City

State

Zip

E-mail geraldbailey@fdle.state.fl.us

Speaking:  For  Against  Information

Representing Florida Department of Law Enforcement

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/20/11)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12-6-2012

Meeting Date

Topic Budget Priorities

Bill Number \_\_\_\_\_ (if applicable)

Name Bill Jennings

Amendment Barcode \_\_\_\_\_ (if applicable)

Job Title Capital Collateral Regional Counsel

Address 3801 Corporate Park Dr.

Phone (813) 245-9347

Street

Tampa

FL

33619

City

State

Zip

E-mail jenningsb@ccrc.state.fl.us

Speaking:  For  Against  Information

Representing CCRC-M

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/20/11)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12-6-12  
Meeting Date

Topic REG CONFLICT COUNSEL BUDGET

Bill Number \_\_\_\_\_  
(if applicable)

Name JEFF LEWIS

Amendment Barcode \_\_\_\_\_  
(if applicable)

Job Title REG COUNSEL 1ST DIST

Address 22-6 PALAFOX DR

Phone 850 728-7130

PENSACOLA FL 32502  
City State Zip

E-mail Jeffrey.Lewis@rc1.myflorida.com

Speaking:  For  Against  Information

Representing \_\_\_\_\_

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/20/11)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Dec 6 2012  
Meeting Date

Topic GUARDIAN of Literacy Program CBR

Bill Number N/A  
(if applicable)

Name ALAN ABRAMOWITZ

Amendment Barcode N/A  
(if applicable)

Job Title Executive Director GAL

Address 600 S. Calhoun, Suite 274

Phone 850.241.3232

Tallahassee FL 32399  
City State Zip

E-mail ALAN.ABRAMOWITZ@gal.fl.gov

Speaking:  For  Against  Information

Representing GUARDIAN of Literacy Program

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)

# CourtSmart Tag Report

Room: LL 37

Case:

Type:

Caption: Approp. Sub. on Criminal & Civil Justice

Judge:

Started: 12/6/2012 11:01:26 AM

Ends: 12/6/2012 12:25:47 PM

Length: 01:24:22

11:01:29 AM Meeting Called to Order  
11:01:48 AM Roll Call  
11:02:20 AM Opening comments chair  
11:02:40 AM Senator Braynon Introduction  
11:03:05 AM Senator Clemens Introduction  
11:03:19 AM Senator Dean Introduction  
11:03:38 AM Senator Diaz de la Portilla Introduction  
11:04:05 AM Senator Soto Introduction  
11:04:14 AM Senator Grimsley Introduction  
11:04:24 AM Senator Hays Introduction  
11:04:35 AM Senator Altman Introduction  
11:04:52 AM Senator Garcia Introduction  
11:05:23 AM Tim Sadberry and Introduction of Staff  
11:06:35 AM Senator Bradley opening comments regarding committee outlook etc.  
11:11:56 AM Introduction of Agency Heads  
11:12:28 AM Karen Rushing, Clerk of Sarasota County, Florida Courts Clerks and Comptrollers  
11:14:16 AM Bob Inzer, Clerk of Leon County, Florida Clerk of Court Operations Corporation  
11:16:06 AM William (Bill) Eddins, State Attorney, First Judicial Circuit  
11:23:50 AM Question by Senator Altman about change in conviction rates  
11:24:07 AM Response Bill Eddins  
11:25:09 AM Question Senator Soto  
11:27:11 AM Response Senator Bill Eddins  
11:28:30 AM Julianne Holt, Public Defender, 13th Ju. Circuit  
11:33:03 AM Tena Pate, Commissioner, Florida Parole Commission  
11:38:16 AM Commissioner Gerald Bailey, FDLE  
11:42:53 AM Question by Senator Altman Electronic Surveillance System  
11:43:28 AM Response Gerald Bailey  
11:44:16 AM Michael Crews, Deputy Secretary, DOC  
11:50:06 AM Chairman Bradley DOC comments  
11:50:32 AM Senator Hays question re: data that has analyzed wisdom of specialization of prisons  
11:51:20 AM Michael Crews response  
11:52:03 AM Senator Hays comment regarding Angola Prison  
11:52:49 AM Senator Dean classification comments  
11:53:28 AM Senator Dean question regarding privatization of trucks for transportation  
11:54:31 AM Senator Soto question regarding lag in payroll  
11:55:02 AM Response Michael Crews  
11:55:53 AM Senator Soto comment regarding DOC budget paryoll issue  
11:56:29 AM Senator Hays question regarding high risk offenders vs. community control  
11:58:11 AM Bill Jennings, Capital Collateral Regional Counsel  
12:03:38 PM Alan Abramowitz, Florida Statewide Guardian Ad Litem  
12:07:31 PM Senator Hays comment regarding volunteers  
12:09:36 PM Jeffrey Lewis, Regional Counsel 1st DCA  
12:14:22 PM Subcommittee Jurisdiction Overview by Tim Sadberry  
12:19:16 PM Question by Senator Smith regarding dramatic increase in length of stay  
12:19:44 PM Response Tim Sadberry  
12:20:19 PM Question by Senator Braynon  
12:20:30 PM Response Tim Sadberry  
12:20:56 PM Question Senator Dean  
12:21:09 PM Tim Sadberry continue presentation  
12:23:16 PM Question by chair regarding funding  
12:23:22 PM Response by Tim Sadberry  
12:24:01 PM Presentation continued

**12:24:52 PM** Senator Altman comments regarding issue of policy issues

**12:25:38 PM** Move to rise