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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/13/2011	.	
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The Committee on Budget Subcommittee on Criminal and Civil Justice Appropriations (Joyner) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 105 - 197  
and insert:

2. Supervised reentry program participants must comply with reporting, drug testing, and other requirements established by the department.

3. An inmate who fails to abide by the conditions set forth in the supervised reentry program is subject to removal from the program and to disciplinary action.

4. An inmate in the supervised reentry program may travel to and from his or her department-approved activities only by



798556

13 means of transportation approved by the department.

14 5. The inmate must pay the department for the cost of his  
15 or her supervision in accordance with rules set forth by the  
16 department. The inmate shall also pay the cost of any treatment  
17 program in which he or she is participating.

18 6. An inmate is subject to the rules of conduct established  
19 by the department and, after a violation, may have sanctions  
20 imposed against him or her, including loss of privileges,  
21 restrictions, disciplinary confinement, forfeiture of gain-time  
22 or the right to earn gain-time in the future, and program  
23 termination.

24 7. An inmate participating in the supervised reentry  
25 program may not be included in the bed count for purposes of  
26 determining total capacity as defined in s. 944.023(1).

27 8. The department shall adopt rules for the operation of  
28 the supervised reentry program.

29 (2) Each inmate who demonstrates college-level aptitudes by  
30 satisfactory evidence of successful completion of college-level  
31 academic coursework may be provided the opportunity to  
32 participate in college-level academic programs that ~~which~~ may be  
33 offered at community colleges or universities. The inmate is  
34 personally responsible for the payment of all student fees  
35 incurred.

36 (3) The department may adopt regulations as to the  
37 eligibility of inmates for the extension of confinement, the  
38 disbursement of any earnings of these inmates, or the entering  
39 into of agreements between itself and any city or county or  
40 federal agency for the housing of these inmates in a local place  
41 of confinement. However, a ~~ne~~ person convicted of sexual battery



798556

42 pursuant to s. 794.011 is not eligible for any extension of the  
43 limits of confinement under this section.

44 (4) The willful failure of an inmate to remain within the  
45 extended limits of his or her confinement or to return within  
46 the time prescribed to the place of confinement designated by  
47 the department is ~~shall be deemed as~~ an escape from the custody  
48 of the department and is ~~shall be~~ punishable as prescribed by  
49 law.

50 (5) ~~The provisions of~~ This section does ~~shall not be deemed~~  
51 ~~to~~ authorize any inmate who has been convicted of any murder,  
52 manslaughter, sexual battery, robbery, arson, aggravated  
53 assault, aggravated battery, kidnapping, escape, breaking and  
54 entering with intent to commit a felony, or aircraft piracy, or  
55 any attempt to commit the aforementioned crimes, to attend any  
56 classes at any state community college or any university that  
57 ~~which~~ is a part of the State University System.

58 (6) (a) The department shall require inmates working at paid  
59 employment as provided in paragraph (1) (b) or paragraph (1) (d)  
60 to use a portion of the employment proceeds to provide  
61 restitution to the aggrieved party for the damage or loss caused  
62 by the offense of the inmate, in an amount to be determined by  
63 the department, unless the department finds clear and compelling  
64 reasons not to order such restitution. If restitution or partial  
65 restitution is not ordered, the department shall state on the  
66 record in detail the reasons therefor.

67 (b) An offender who is required to provide restitution or  
68 reparation may petition the circuit court to amend the amount of  
69 restitution or reparation required or to revise the schedule of  
70 repayment established by the department or the Parole



798556

71 Commission.

72 (7) The department shall document and account for all forms  
73 for disciplinary reports for inmates placed on extended limits  
74 of confinement, which shall include, but are not ~~be~~ limited to,  
75 all violations of rules of conduct, the rule or rules violated,  
76 the nature of punishment administered, the authority ordering  
77 such punishment, and the duration of time during which the  
78 inmate was subjected to confinement.

79 (8) (a) The department may ~~is authorized to~~ levy fines only  
80 through disciplinary reports and only against inmates placed on  
81 extended limits of confinement. Major and minor infractions and  
82 their respective punishments for inmates placed on extended  
83 limits of confinement shall be defined by the rules of the  
84 department, provided that a ~~any~~ fine may ~~shall~~ not exceed \$50  
85 for each infraction deemed to be minor and \$100 for each  
86 infraction deemed to be major. Such fines shall be deposited in  
87 the General Revenue Fund, and a receipt shall be given to the  
88 inmate.

89  
90 ===== T I T L E A M E N D M E N T =====

91 And the title is amended as follows:

92 Delete lines 17 - 21

93 and insert:

94 operate the supervised reentry program; providing an  
95 effective date.