

1 A bill to be entitled

2 An act relating to inmate reentry; amending s.
3 322.051, F.S.; waiving the fee for identification
4 cards issued to certain inmates; authorizing issuance
5 of temporary permits in certain circumstances;
6 amending s. 322.17, F.S.; waiving the fee for
7 replacement driver licenses for certain inmates;
8 amending s. 382.0255, F.S.; requiring a waiver of fees
9 for certain inmates receiving a copy of a birth
10 certificate; amending s. 944.605, F.S.; requiring the
11 Department of Corrections to work with other agencies
12 in acquiring necessary documents for certain inmates
13 to acquire an identification card or driver license
14 before release; providing exceptions; requiring the
15 department to provide specified assistance to inmates
16 born outside this state; requiring a report; amending
17 s. 944.803, F.S.; authorizing the department to
18 operate male and female faith- and character-based
19 institutions; providing appropriations; providing an
20 effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:

23
24 Section 1. Subsection (9) of section 322.051, Florida
25 Statutes, is amended to read:

26 322.051 Identification cards.—

27 (9) Notwithstanding any other provision of this section or
28 s. 322.21 to the contrary, the department shall issue or renew a
29 card at no charge to a person who presents evidence satisfactory
30 to the department that he or she is homeless as defined in s.
31 414.0252(7), to an inmate receiving a card issued pursuant to s.
32 944.605(7), or, if necessary, to an inmate receiving a
33 replacement card if the department determines that he or she has
34 a valid state identification card. If the replacement state
35 identification card is scheduled to expire within 6 months, the
36 department may also issue a temporary permit valid for at least
37 6 months after the release date.

38 Section 2. Subsection (4) is added to section 322.17,
39 Florida Statutes, to read:

40 322.17 Replacement licenses and permits.—

41 (4) Notwithstanding any other provision of this section or
42 s. 322.21, the department shall, if necessary, issue or renew a
43 replacement driver license at no charge to an inmate if the
44 department determines that he or she has a valid driver license.
45 If the replacement driver license is scheduled to expire within
46 6 months, the department may also issue a temporary permit valid
47 for at least 6 months after the release date.

48 Section 3. Subsection (3) of section 382.0255, Florida
49 Statutes, is amended to read:

50 382.0255 Fees.—

51 (3) Fees shall be established by rule. However, until
52 rules are adopted, the fees assessed pursuant to this section

53 shall be the minimum fees cited. The fees established by rule
54 must be sufficient to meet the cost of providing the service.
55 All fees shall be paid by the person requesting the record, are
56 due and payable at the time services are requested, and are
57 nonrefundable, except that, when a search is conducted and no
58 vital record is found, any fees paid for additional certified
59 copies shall be refunded. The department may waive all or part
60 of the fees required under this section for any government
61 entity. The department shall waive all fees required under this
62 section for a certified copy of a birth certificate issued for
63 purposes of an inmate acquiring a state identification card
64 before release pursuant to s. 944.605(7).

65 Section 4. Subsection (7) is added to section 944.605,
66 Florida Statutes, to read:

67 944.605 Inmate release; notification; identification
68 card.—

69 (7) (a) The department, working in conjunction with the
70 Department of Health and the Department of Highway Safety and
71 Motor Vehicles, shall provide every Florida-born inmate with a
72 certified copy of his or her birth certificate and a state
73 identification card before the inmate's release upon expiration
74 of his or her sentence. A replacement driver license shall be
75 provided in lieu of a state identification card when an inmate
76 has a valid state driver license issued by the Department of
77 Highway Safety and Motor Vehicles which was lost, stolen, or
78 destroyed.

79 (b) Paragraph (a) does not apply to inmates who:

80 1. The department determines have a valid driver license
 81 or state identification card, except that the department shall
 82 provide these inmates with a replacement state identification
 83 card or replacement driver license, if necessary.

84 2. Have an active detainer, unless the department
 85 determines that cancellation of the detainer is likely or that
 86 the incarceration for which the detainer was issued will be less
 87 than 12 months in duration.

88 3. Are released due to an emergency release or a
 89 conditional medical release under s. 947.149.

90 4. Are not in the physical custody of the department at or
 91 within 180 days before release.

92 5. Are subject to sex offender residency restrictions, and
 93 who, upon release under such restrictions, do not have a
 94 qualifying address.

95 (c) The department shall assist each inmate in applying
 96 for and obtaining a social security card before release if the
 97 inmate needs a social security card.

98 (d) The department, for purposes of assisting the inmate
 99 in obtaining a birth certificate, shall submit to the Department
 100 of Health on all Florida-born inmates in its custody, the
 101 department's inmate photo or digitized photo, and as provided by
 102 the inmate his or her date of birth, full name at birth and any
 103 subsequent legal name changes, city or county of birth, mother's
 104 full name including her maiden surname, and father's full name.

105 (e) For inmates born outside of this state, the department
 106 shall assist the inmate in completing the necessary forms or
 107 applications to obtain a social security card, driver license,
 108 or state identification card. The department shall also provide
 109 the inmate with the location and address of the appropriate
 110 licensing authority the inmate will need to obtain a valid
 111 identification card in proximity to the inmate's release
 112 address.

113 (f) The department shall, as part of its annual report,
 114 provide a report that identifies the number of inmates released
 115 with and without identification cards, identifies any
 116 impediments in the implementation of this subsection, and
 117 provides recommendations to improve obtaining release documents
 118 and identification cards for all inmates.

119 Section 5. Subsections (2) and (6) of section 944.803,
 120 Florida Statutes, are amended to read:

121 944.803 Faith- and character-based programs.—

122 (2) It is the intent of the Legislature that the
 123 department expand the faith- and character-based initiative
 124 through the use of faith- and character-based institutions. The
 125 department is encouraged to phase out the faith-based and self
 126 improvement dormitory programs and move toward the goal of only
 127 implementing faith- and character-based institutions. The
 128 department is also encouraged to dedicate and maintain faith-
 129 and character-based institutions that serve both male and female
 130 inmates at their respective institutions.

131 (6) Within faith- and character-based institutions of the
132 state correctional system, peer-to-peer programming shall be
133 offered ~~allowed~~, such as Alcoholics Anonymous, literacy
134 instruction, and other activities, ~~when appropriate~~.

135 Section 6. (1) For fiscal year 2014-2015, the sum of
136 \$796,720 in recurring funds is appropriated from the General
137 Revenue Fund to the Department of Corrections for implementation
138 of this act. From such funds, the Department of Corrections
139 shall reimburse:

140 (a) The Department of Highway Safety and Motor Vehicles
141 for the cost of issuing state identification cards or
142 replacement driver licenses to Florida-born inmates; and

143 (b) The Department of Health for providing certified
144 copies of birth certificates to Florida-born inmates.

145
146 The Department of Corrections may also expend the funds to
147 obtain and provide copies of birth certificates to inmates born
148 outside the state.

149 (2) For fiscal year 2014-2015, the sums of \$221,276 in
150 recurring funds and \$243,782 in nonrecurring funds are
151 appropriated from the Highway Safety Operating Trust Fund to the
152 Department of Highway Safety and Motor Vehicles for purchasing,
153 equipping, and operating mobile licensing vehicles whose primary
154 responsibility shall be to issue identification and licensing
155 credentials to inmates before their release from the custody of
156 the Department of Corrections.

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157 | (3) The Department of Health and the Department of Highway
158 | Safety and Motor Vehicles may request a budget amendment
159 | pursuant to chapter 216, Florida Statutes, if additional trust
160 | fund authority is required for implementation of this act.

161 | Section 7. This act shall take effect July 1, 2014.