

SPB 7170 by **RC**; Outsourcing or Privatization of Agency Functions

SPB 7172 by **RC**; Privatization of Correctional Facilities

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

RULES
Senator Thrasher, Chair
Senator Alexander, Vice Chair

MEETING DATE: Wednesday, January 18, 2012**TIME:** 1:15 —2:00 p.m.**PLACE:** *Toni Jennings Committee Room*, 110 Senate Office Building**MEMBERS:** Senator Thrasher, Chair; Senator Alexander, Vice Chair; Senators Bullard, Flores, Gaetz, Gardiner, Jones, Lynn, Margolis, Negron, Richter, Siplin, Smith, and Wise

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
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Consideration of proposed committee bill:

1	SPB 7170	Outsourcing or Privatization of Agency Functions; Providing that certain information relating to the outsourcing or privatization of an agency function that is expressly required by law is not required to be included in the agency's legislative budget request until after the contract for such functions is executed; providing that procurements for outsourcing or privatizing agency functions that are expressly required by law are exempt from the requirement that they be evaluated for feasibility, cost-effectiveness, and efficiency, etc.	Submitted as Committee Bill
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Consideration of proposed committee bill:

2	SPB 7172	Privatization of Correctional Facilities; Requiring that the Department of Corrections privatize the management and operation of certain correctional facilities and assigned correctional units; requiring that the department determine the costs incurred for the 2010-2011 fiscal year for each correctional facility and assigned correctional unit according to a specified formula; limiting the costs to be incurred by the state in the second or subsequent contract years; repealing provisions relating to the adoption of rules by the Department of Corrections regarding contractual arrangements and standards for the operation of correctional facilities by private vendors, etc.	Submitted as Committee Bill
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Other Related Documents

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Rules Committee

BILL: SPB 7170

INTRODUCER: For consideration by the Rules Committee

SUBJECT: Outsourcing or Privatization of Agency Functions

DATE: January 17, 2012

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Sneed	Phelps		Pre-meeting
2.				
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6.				

I. Summary:

This bill amends s. 216.023, F.S., as it relates to the outsourcing or privatization of agency functions. It provides additional time to meet certain requirements to provide information and analyses in an agency's legislative budget request (LBR) when the information pertains to outsourcing or privatization of an agency function that is expressly required by the General Appropriations Act or any other law. These information and analysis requirements include provision of cost-benefit analyses, business case analyses, performance contracting procedures, and impacts on performance standards.

The bill amends s. 287.0571, F.S., to provide that it does not apply to contracts for the outsourcing or privatization of correctional facilities when the outsourcing or privatization is expressly directed by the General Appropriation Act or any other law, except in new s. 944.7115, F.S., created in SPB 7172. This statute deals generally with outsourcing and privatization .

The bill also amends s. 945.105, F.S., to provide that it does not apply to contracts for the outsourcing or privatization of correctional facilities when the outsourcing or privatization is expressly directed by the General Appropriation Act or any other law. Section 945.105, F.S., provides requirements for the operation and maintenance of correctional facilities by private entities.

This bill would amend various Florida Statutes cited in Biardi v. Tucker, (Fla. 2nd Circ Ct), Case No. 2011-CA-68 (2011), the case which declared unconstitutional a proviso in the 2011-2012 General Appropriations Act (Chapter 2011-69, Laws of Florida). There, the court found certain statutes required the Department of Corrections to initiate a privatization and submit a legislative budget request before the Legislature could direct the privatization of specified correctional

facilities. This bill makes clear that the Legislature may direct privatization of agency function itself, without any agency request. In Biardi, the circuit court said, “if it is the will of the Legislature to initiate privatization of Florida prisons, the Legislature must do so by general law. . . .” See, Final Declaratory and Injunctive Judgment in Biardi, p. 2.

II. Present Situation:

Legislative Budget Request Requirements

Section 216.023, F.S., outlines the processes each agency must follow in developing its LBR. The law requires the LBR to include, among other items, information on expenditures for three fiscal years, details on trust funds and fees, and an issue narrative justifying changes in amounts and positions requested. In addition, the LBR must include supporting information, including applicable cost-benefit analyses, business case analyses, performance contracting procedures, service comparisons, and impacts on performance standards for any request to outsource or privatize agency functions. The cost-benefit and business case analyses must include an assessment of the impact on each affected activity.

For projects that exceed \$10 million in total cost, the LBR must include the statutory reference for the existing policy or the proposed substantive policy that establishes and defines the project’s governance structure, planned scope, main business objectives that must be achieved, and estimated completion timeframes.

Requirements for a Business Case

Section 287.0571(4), F.S., requires an agency to complete a business case for any project that has an expected cost in excess of \$10 million within a single fiscal year and lists the components that need to be included the business case for outsourcing or privatizing services. The business case must be included as supporting documentation for the agency’s LBR and be made available as part of the solicitation, but is not subject to challenge. The statute requires a number of components to be contained in the business case, including the following:

- A description of the service to be outsourced and any supporting legal authority for outsourcing.
- A description and analysis of the agency’s current performance if the agency is currently performing the service or activity.
- The desired goals to be achieved by outsourcing and the rationale for those goals.
- Citation to existing or proposed legal authorization for the outsourcing.
- Options for achieving the desired goals or objectives along with the advantages or disadvantages of each, including at least one option for the agency to continue providing the service.
- A description of the current market for the services to be outsourced.
- A cost-benefit analysis.
- Current and expected performance standards.
- Key benchmarks and timeframes.
- A contingency plan in the event of contractor nonperformance.
- An agency transition plan.

Section 287.0571(5), F.S., provides specific elements that must be addressed in a contract for outsourcing or privatization, including:

- Each of the services and deliverables.
- Quantifiable service requirements and performance objectives.
- Provisions to identify costs, payment terms and schedules.
- A transition plan.
- Performance standards.
- Monitoring and reporting requirements.
- Any penalties for failure to meet performance standards.

Requirements in Section 944.105, F.S., for Privatization of Corrections Activities

Section 944.105, F.S., authorizes the Department of Corrections to enter contracts with private vendors for the operation and maintenance of correctional facilities and includes the following provisions concerning contracts with private vendors for the operation of correctional facilities:

- A prohibition against entering into such a contract unless:
 1. The contract offers a substantial savings to the department, as determined by the department in consultation with the Auditor General. The cost savings calculation must include all cost components that contribute to the inmate per diem, including administrative costs associated with central and regional office administration;
 2. The Contract provides for the same quality of services as that offered by the department; and,
 3. The legislature has made a specific appropriation for the resulting contract.¹
- A requirement that the contractor is be liable in tort with respect to the care and custody of inmates under its supervision.²
- A provision that an inmate's willful failure to remain within the supervisory control of the private contractor constitutes an escape punishable under s. 944.40, F.S.,³ which prohibits escape of prisoners. This provision is also incorporated in s. 944.40, F.S., itself.
- Provisions regarding authorized use of force, training in the use of force and use of firearms, and qualifications and certification of private correctional officers.⁴
- A requirement for the department to comply with s. 216.311, F.S., concerning unauthorized contracts in excess of appropriations, and with s. 287.057, F.S. concerning competitive solicitations for contractual services.⁵
- A requirement for the department to promulgate rules pursuant to chapter 120 specifying criteria for such contractual arrangements.⁶

¹ Section 944.105(1), F.S.

² Section 944.105(2), F.S.

³ Section 944.105(3), F.S.

⁴ Sections 944.105(4), (5) and (7), F.S.

⁵ Section 944.105(6), F.S.

⁶ Ibid.

III. Effect of Proposed Changes:

Section 1 amends s. 216.023(4)(a), F.S., to provide that subparagraphs 7, 8, and 10 do not apply to the outsourcing or privatization of agency functions expressly required by the General Appropriation Act or any other law until submission of the agency's first LBR after execution of the contract for outsourcing or privatization. The bill also amends subparagraph 7 to apply only to agency requests to outsource or privatize an agency function, and amends subparagraph 10 to apply only to projects requested by an agency.

- Subparagraph 7 requires the LBR pertaining to any outsourcing or privatization of agency functions to contain supporting information that includes applicable cost-benefit analyses, business case analyses, performance contracting procedures, service comparisons, and impacts on performance standards. In addition, it requires the cost-benefit and business case analyses to include an assessment of the impact on each affected activity, and performance standards to include standards for each affected activity.
- Subparagraph 8 requires the LBR to include an evaluation of any major outsourcing and privatization initiatives undertaken during the last 5 fiscal years that have aggregate expenditures exceeding \$10 million during the term of the contract. This evaluation must include: (1) an assessment of contractor performance; (2) a comparison of anticipated service levels to actual service levels; and (3) a comparison of estimated savings to actual savings achieved.
- Subparagraph 10 applies to projects that exceed \$10 million in total cost. For these projects, the LBR must include the statutory reference of the existing policy or the proposed substantive policy that establishes and defines the project's governance structure, planned scope, main business objectives that must be achieved, and estimated completion timeframes. Certain information technology budget requests are exempted from the requirement.

Section 2 amends s. 287.0571, F.S., to create an exception from applicability of the business case requirement for outsourcing or privatization of state agency functions when the outsourcing or privatization is expressly directed by the General Appropriation Act or any other law, except s. 944.7115, F.S. Section 944.7115, F.S., is a proposed new statute created by SPB 7172 that directs privatization of the operation and management of correctional facilities in eighteen counties in the Southern Florida Region of the Department of Corrections

Section 3 amends s. 944.105, F.S., to provide that it does not apply to a contract for the outsourcing or privatization of correctional facilities when the outsourcing or privatization is expressly directed by the General Appropriation Act or any other law.

Section 4 provides an effective date of July 1, 2012.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

On line 55, the word “and” should be changed to “or” to be consistent with phrasing used earlier in the amended portion of the subparagraph.

VII. Related Issues:

SPB 7172 creates a new statute that is referenced in Section 2 of this bill.

VIII. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

FOR CONSIDERATION By the Committee on Rules

595-01890-12

20127170__

A bill to be entitled

An act relating to the outsourcing or privatization of agency functions; amending s. 216.023, F.S.; providing that certain information relating to the outsourcing or privatization of an agency function that is expressly required by law is not required to be included in the agency's legislative budget request until after the contract for such functions is executed; amending s. 287.0571, F.S.; providing that procurements for outsourcing or privatizing agency functions that are expressly required by law are exempt from the requirement that they be evaluated for feasibility, cost-effectiveness, and efficiency; amending s. 944.105, F.S.; providing that certain requirements that apply to Department of Corrections' contracts do not apply to contracts for outsourcing or privatizing the operation and maintenance of correctional facilities which are expressly required by law; providing an effective date.

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

Section 1. Paragraph (a) of subsection (4) of section 216.023, Florida Statutes, is amended to read:

216.023 Legislative budget requests to be furnished to Legislature by agencies.—

(4) (a) The legislative budget request ~~must contain~~ for each program must contain:

1. The constitutional or statutory authority for a program,

595-01890-12

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a brief purpose statement, and approved program components.

2. Information on expenditures for 3 fiscal years (actual prior-year expenditures, current-year estimated expenditures, and agency budget requested expenditures for the next fiscal year) by appropriation category.

3. Details on trust funds and fees.

4. The total number of positions (authorized, fixed, and requested).

5. An issue narrative describing and justifying changes in amounts and positions requested for current and proposed programs for the next fiscal year.

6. Information resource requests.

7. Supporting information, including applicable cost-benefit analyses, business case analyses, performance contracting procedures, service comparisons, and impacts on performance standards for any agency request to outsource or privatize agency functions. The cost-benefit and business case analyses must include an assessment of the impact on each affected activity from those identified in accordance with paragraph (b). Performance standards must include standards for each affected activity and be expressed in terms of the associated unit of activity. This subparagraph does not apply to the outsourcing or privatization of agency functions expressly required by the General Appropriation Act or any other law until the first legislative budget request submitted by the agency after the contract for the outsourcing and privatization has been executed.

8. An evaluation of any major outsourcing and privatization initiatives undertaken during the last 5 fiscal years having

595-01890-12

20127170

59 aggregate expenditures exceeding \$10 million during the term of
 60 the contract. The evaluation ~~must~~ shall include an assessment of
 61 contractor performance, a comparison of anticipated service
 62 levels to actual service levels, and a comparison of estimated
 63 savings to actual savings achieved. Consolidated reports issued
 64 by the Department of Management Services may be used to satisfy
 65 this requirement. This subparagraph does not apply to the
 66 outsourcing or privatization of agency functions expressly
 67 required by the General Appropriation Act or any other law until
 68 the first legislative budget request submitted by the agency
 69 after the contract for the outsourcing and privatization has
 70 been executed.

71 9. Supporting information for any proposed consolidated
 72 financing of deferred-payment commodity contracts including
 73 guaranteed energy performance savings contracts. Supporting
 74 information must also include narrative describing and
 75 justifying the need, baseline for current costs, estimated cost
 76 savings, projected equipment purchases, estimated contract
 77 costs, and return on investment calculation.

78 10. For projects requested by an agency which ~~that~~ exceed
 79 \$10 million in total cost, the statutory reference of the
 80 existing policy or the proposed substantive policy that
 81 establishes and defines the project's governance structure,
 82 planned scope, main business objectives that must be achieved,
 83 and estimated completion timeframes. Information technology
 84 budget requests for the continuance of existing hardware and
 85 software maintenance agreements, renewal of existing software
 86 licensing agreements, or the replacement of desktop units with
 87 new technology that is similar to the technology currently in

595-01890-12

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88 use are exempt from this requirement. This subparagraph does not
 89 apply to the outsourcing or privatization of agency functions
 90 expressly required by the General Appropriation Act or any other
 91 law until the first legislative budget request submitted by the
 92 agency after the contract for the outsourcing and privatization
 93 has been executed.

94 Section 2. Paragraph (e) is added to subsection (3) of
 95 section 287.0571, Florida Statutes, to read:

96 287.0571 Business case to outsource; applicability.—

97 (3) This section does not apply to:

98 (e) A procurement for the outsourcing or privatization of
 99 agency functions expressly directed to be outsourced or
 100 privatized by the General Appropriation Act or any other law,
 101 except s. 944.7115.

102 Section 3. Subsection (9) is added to section 944.105,
 103 Florida Statutes, to read:

104 944.105 Contractual arrangements with private entities for
 105 operation and maintenance of correctional facilities and
 106 supervision of inmates.—

107 (9) This section does not apply to a contract for the
 108 outsourcing or privatization of the operation and maintenance of
 109 correctional facilities expressly directed to be outsourced or
 110 privatized by the General Appropriation Act or any other law.

111 Section 4. This act shall take effect July 1, 2012.

THE FLORIDA SENATE
APPEARANCE RECORD

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

Meeting Date _____

Topic Privatization

Bill Number 2170
(if applicable)

Name William Hylt

Amendment Barcode _____
(if applicable)

Job Title Retired Officer

Address 124 30th ST. NW

Phone 941-737-6998

Street

BRADENTON FL 34205

City

State

Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ Information

Representing FRATERNAL Order of Police

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)

1-18-12

Meeting Date

Topic Privatization

Bill Number 7170 & 7172
(if applicable)

Name JAMES PRESTON

Amendment Barcode _____
(if applicable)

Job Title PRESIDENT - FRATERNAL ORDER OF POLICE

Address 242 OFFICE PLAZA
Street

Phone 813 495 3959

TALLAHASSEE FL 32301
City State Zip

E-mail PRESIDENT@FLORIDA STATE FOP. org

Speaking: ☐ For ☒ Against ☐ Information

Representing F.O.P.

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)

1/18/2012

Meeting Date

Topic Privatization

Bill Number 7170 ^{§ 7172}
(if applicable)

Name Matt Pickett

Amendment Barcode _____
(if applicable)

Job Title lobbyist

Address 300 East Brevard St.

Phone 850-222-3329

Tallahassee FL 32301
City State Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ Information

Representing Florida Police Benevolent Association

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
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Rules Committee

BILL: SPB 7172

INTRODUCER: For consideration by the Rules Committee

SUBJECT: Privatization of Correctional Facilities

DATE: January 17, 2012

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Sneed	Phelps		Pre-meeting
2.				
3.				
4.				
5.				
6.				

I. Summary:

This bill directs the Department of Corrections (DOC or department) to competitively procure the services of a contractor(s) for the management and operation of all correctional facilities and satellite facilities currently operated by the department in 18 counties located in the Southern Florida Region of the state (formerly Region IV). The bill requires DOC to issue one or multiple requests for proposals (RFP) within a specified timeframe. The bill directs the department to include certain requirements in the RFP(s), including a cost savings requirement of at least 7 percent for the first year of the contract(s) and contractor performance measures. The bill states that the cost savings requirement in the bid specifications is not subject to challenge in any protest of the specifications of the RFP. The bill requires that DOC, after awarding a contract(s) and resolving any bid disputes and negotiating a proposed contract, submit a budget amendment to the Legislative Budget Commission (LBC) which revises the department's operating budget and demonstrates the required 7 percent savings. DOC shall enter into a contract(s) with the successful vendor or vendors after approval by the Legislative Budget Commission. Any contract resulting from the RFP must comply with all federal, state, and local laws and all rules of the Department of Corrections.

This bill creates s. 744.7115 and repeals s. 944.719(1), Florida Statutes.

This bill would create by general law a requirement for the privatization of existing correctional facilities similar to the proviso in the 2011-2012 General Appropriations Act (Chapter 2011-69, Laws of Florida) which was declared unconstitutional in Biardi v. Tucker, (Fla. 2nd Circ Ct), Case No. 2011-CA-68 (2011).

II. Present Situation:

The Florida Department of Corrections (DOC or department) operates the third largest state prison system in the nation. DOC, with a budget of \$2.18 billion for the 2011-2012 fiscal year and 27,589 full-time equivalent positions, three-quarters of which are certified correctional officers and probation officers, is one of Florida's largest state agencies.

The department is responsible for providing care and custody for nearly 101,000 inmates and another 112,800 offenders on active community supervision. During incarceration, medical care and other health and welfare services are provided to inmates. DOC inmates are also involved in work assignments, as well as education, training, and substance abuse treatment to promote employability, literacy, sobriety, and accountability to crime victims.

The state's inmate population on January 1, 2012 totaled 100,606. DOC operates 62 major prison facilities, including 7 privately operated facilities, 46 work or forestry camps, 33 work release centers, a medical treatment center, and 5 road prisons. A total of 10,128 inmates, or 10 percent of DOC's population, are housed in private prisons.¹

Correctional Facilities in Region IV (operated by the Department of Corrections)

During the months of July through September, 2011, DOC consolidated its four regional administrative offices into two regions. Prior to this realignment, the department's Region IV included correctional facilities in Manatee, Hardee, Indian River, Okeechobee, Highlands, St. Lucie, Desoto, Sarasota, Charlotte, Glades, Martin, Palm Beach, Hendry, Lee, Collier, Broward, Miami-Dade, and Monroe Counties. These counties and facilities are now part of the department's Southern Florida Region.

DOC operates 29 correctional facilities, housing more than 14,500 inmates, including 11 major institutions, work camps, reentry centers and road prisons in the region formerly referred to as Region IV. The DOC has approximately 3,800 employees in this region, with total operating costs of about \$268 million per year.² Each facility in Region IV is listed below, together with the type of inmates housed in each, the general custody level served, and the 2010-2011 reported average inmate population for each facility.³

Correctional Institutions (includes annexes)

- Broward Correctional Institution (female; close custody; 701 inmates)
- Charlotte Correctional Institution (male; close custody; 838 inmates)
- Dade Correctional Institution (male; close custody; 1,526 inmates)

¹ State of Florida correctional facilities constructed and operated by vendors are generally referred to as "private prisons" and operated under contracts between the Department of Management Services (DMS) and private providers.

² Total operating costs excludes inmate medical and pharmaceutical costs and DOC classification costs. Total operating costs have been further reduced for a 3 percent state employee retirement contribution. Additional adjustments in total operating costs may be necessary if any correctional facilities are closed in this region. DOC has issued a request for proposals to privatize inmate medical services statewide.

³ Inmate population totals changed in the 2011-12 fiscal year. Two examples include the 3,000+ inmate transfers that resulted from closing Hendry Correctional Institution in June 30, 2011 and Glades Correctional Institution in Dec 1, 2011.

- Desoto Correctional Institution (male; close custody; 1,844 inmates)
- Everglades Correctional Institution (male; close custody; 1,593 inmates)
- Hardee Correctional Institution (male; close custody; 1,889 inmates)
- Homestead Correctional Institution (female; close custody; 672 inmates)
- Indian River Correctional Institution (male youth; close custody; 489 inmates)
- Martin Correctional Institution (male; close custody; 1,496 inmates)
- Okeechobee Correctional Institution (male; close custody; 1,619 inmates)

Reception Centers

- South Florida Reception Center (male; close custody; 1,398 inmates)
- South Florida Reception Center South Unit (elderly male; close custody; 665 inmates)

Work Release Centers

- Atlantic WRC (female youth; community custody; 43 inmates)
- Ft. Pierce WRC (male youth; community custody; 81 inmates)
- Hollywood WRC (female pre-release; community custody; 115 inmates)
- Miami North WRC (male youth; community custody; 179 inmates)
- Opa Locka WRC (male youth; community custody; 140 inmates)
- West Palm Beach WRC (male youth; community custody; 146 inmates)

Re-Entry Centers

- Sago Palm Re-Entry Center (male; medium security; 384 inmates)

Other Correctional Facilities

- Arcadia Road Prison (male; minimum custody; 68 inmates)
- Big Pine Key Road Prison (male; minimum custody; 45 inmates)
- Desoto Work Camp (male; medium custody; 196 inmates)
- Ft. Myers Work Camp (male; minimum custody; 78 inmates)
- Glades Work Camp (male; medium custody; 196 inmates)
- Hardee Work Camp (male; medium custody; 196 inmates)
- Hendry Work Camp (male; medium custody; 192 inmates)
- Loxahatchee Road Prison (male; minimum custody; 62 inmates)
- Martin Work Camp (male; medium custody; 180 inmates)
- Martin Unit Treatment Center (male; minimum custody; 80 inmates)

Privately Operated Prisons (overseen by the Department of Management Services)

The Florida Legislature first authorized the construction and operation of privately operated correctional facilities in 1989. Bay Correctional Institution opened in March 1995. Today, Chapter 957, Florida Statutes, charges the Bureau of Private Prison Monitoring in the Department of Management Services (DMS) with the responsibility for entering into contracts for the design, construction, and operation of privately-operated correctional facilities.

Section 957.07, F.S., requires DMS to determine that a contract for a private facility will result in a cost savings to the state of at least 7 percent over similar public facility costs before DMS can enter into such a contract. DMS currently oversees the prison management/operations contracts for the 7 following correctional facilities:

- Bay Correctional Institution (male; medium custody; 985 inmates)
- Blackwater Correctional Institution (male; medium custody; 2,000 inmates)
- Gadsden Correctional Institution (female; medium custody; 1,520 inmates)
- Graceville Correctional Institution (male; medium custody; 1,884 inmates)
- Lake City Correctional Institution (male youth; medium custody; 893 inmates)
- Moore Haven Correctional Institution (male; medium custody; 985 inmates)
- South Bay Correctional Institution (male; close custody; 1,861 inmates)

Benefits of Privatization

In addition to Florida, other states have found that prison privatization has resulted in cost savings. For example, the Texas Legislative Budget Board's (LBB) biannual cost comparison study of public and private sector prison operations demonstrated that average per diem costs in state operated prisons have ranged been between 7 percent to 26 percent higher than the average costs of private facility operation since 1997, or approximately 15 percent per year on average. According to the LBB analysis, the average daily cost of operation in privately operated prisons has never exceeded the average costs in government-run prisons since 1997. In 2010, operating costs per inmate per day in public and private sector prisons in Texas were \$44.12 and \$37.47, respectively, representing cost savings of over 15 percent that year in private facilities.⁴

A 2002 Reason Foundation study reviewed 28 academic and government studies on privatization and found that private corrections companies saved up to 23 percent in daily operating costs over comparable government-run systems. The studies reviewed support a conservative estimate that private facilities offer cost savings of between 10 percent and 15 percent over their public sector counterparts. A 2009 Avondale Partners survey of 30 state correctional agencies found that in states currently using private sector services, the average daily savings for partnership prisons was 28 percent.⁵

Florida's 7 existing private prisons contracts and former contracts were procured for their ability to achieve and maintain costs at least 7 percent below DOC's average per diem cost. Florida law requires the Office of Program Policy Analysis and Government Accountability (OPPAGA) to evaluate private vendors' performance in operating the state's privately operated prisons. The inclusion of private prisons within Florida's correctional system provides a comparison for evaluations of the quality and cost of public corrections.

For those vendors contracted by DMS, s. 957.11, F.S., directs OPPAGA to evaluate the performance of the private contractor at the end of the contract, and make recommendations to the Legislature on whether to continue the contract.

⁴ The Reason Foundation. *Annual Privatization Report 2010: Corrections*, March 2011.

⁵ *Id*

By comparison, s. 944.714, F.S., sets no specified percentage, but requires facilities contracted by the Department of Corrections to be operated at a "substantial savings." Similarly, for those vendors contracted by the Department of Corrections, s. 944.719, F.S., requires OPPAGA to conduct a performance audit of the private vendor and report to the Legislature the third year following the contract award.

In a study conducted by OPPAGA in 2010⁶ on the performance of the contracts for Bay, Moore Haven, Graceville, and Gadsden private prisons, each with contract terms expiring on June 30, 2010, OPPAGA noted the following cost savings:

- Bay Correctional Institution – 7.5 percent
- Moore Haven Correctional Institution – 12.8 percent
- Graceville Correctional Institution – 22.1 percent
- Gadsden Correctional Institution – 28.3 percent

In the OPPAGA study conducted in 2009⁷ on contract performance for South Bay and Lake City private prisons, the following cost savings were reported:

- South Bay Correctional Institution – 14 percent
- Lake City Correctional Institution – 11 percent

In each of the OPPAGA studies on the private prisons, contract performance was determined to be satisfactory. Both reports noted three areas that contributed to the cost savings achieved by the private prisons: reduced retirement benefits paid to private correctional officers, lower administrative costs, and lower costs for inmate rehabilitative programs such as adult education, vocational training and substance abuse treatment.

General Requirements for Bid Proposals and Contracts for Privatization

Section 287.057, F.S., describes the process for agencies to procure commodities or contractual services in excess of \$35,000. It requires the use of competitive solicitation processes as described in the section, provides exceptions to their use, and details other requirements relating to contracting.

Types of competitive solicitations: The preferred method of competitive solicitation under s. 287.057, F.S., is the invitation to bid (ITB). An ITB must be used when the agency can specifically define the scope of work for which the service.

If it is not practicable to use an ITB, an agency can issue a request for proposals (RFP) to procure the commodity or service. The agency must use an RFP if the purposes and uses for which the commodity or service being sought can be specifically defined and necessary deliverables can be identified. Unlike an ITB, vendors responding to an RFP may propose various combinations or versions of commodities or services to meet the requested specifications. All RFPs must include a description of the contractual services sought. The relative importance of price and other

⁶ Office of Program Policy Analysis and Government Accountability *Research Memorandum: Private Prisons Exceed Savings Requirements*, April 20, 2010.

⁷ Office of Program Policy Analysis and Government Accountability *Research Memorandum: Private Prisons Exceed Savings Requirements; Need to Improve Prison Security and Inmate Family Contact Practices*, April 17, 2009.

evaluation criteria, and a statement that the agency contemplates renewal if applicable.⁸ Criteria for evaluation of proposals must include the bidder's price for the base contract, its price for each year of any contemplated renewals, and the total cost for each year including renewals.

The third type of competitive solicitation described in s. 287.057, F.S., is the invitation to negotiate (ITN). An ITN is used by an agency to determine the best method for achieving a specific goal or solving a particular problem. In using an ITN, the agency identifies one or more vendors with which it can negotiate for the best value. An ITN cannot be used if unless it is not practicable to use either an ITB or an RFP.

An agency may negotiate on the best terms and conditions if less than two responsive bids, proposals, or replies to a solicitation are received.⁹

Extensions and renewals: A contract can be renewed for the longer of 3 years or the length of the original contract, subject to the same terms and conditions as the original contract.¹⁰ An agency must submit a written report concerning contract performance to the Governor, the President of the Senate, and the Speaker of the House of Representatives at least 90 days before execution of the renewal or amendment to a contract that has an original term value of more than \$10 million for the outsourcing of a service or activity, if a contract amendment resulted in a longer term or increased payments.¹¹

Other requirements: Section 287.057 also sets forth a number of other requirements including minority business enterprise participation goals;¹² appointment of contract managers and contract administrators;¹³ designation of and qualifications for personnel conducting evaluations and negotiations for contracts in excess of \$195,000;¹⁴ avoidance of conflicts of interest;¹⁵ and prohibition of unauthorized contact by a vendor with any employee or officer of the executive or legislative branch concerning any aspect of the solicitation during the procurement process.¹⁶

Specific Requirements for Privatization of Corrections Activities

Chapter 944, F.S., has a number of provisions concerning contracts with private vendors for the operation of correctional facilities.

Section 944.105, F.S., authorizes the Department of Corrections to enter contracts with private vendors for the operation and maintenance of correctional facilities and includes the following:

- A prohibition against entering into such a contract unless it:
 1. Offers a substantial savings to the department, as determined by the department in consultation with the Auditor General. The cost savings calculation must include all cost

⁸ Section 287.057(1)(b)2., F.S.

⁹ Section 287.057(5), F.S.

¹⁰ Section 287.057(12), F.S.

¹¹ Section 287.057(13), F.S.

¹² Sections 287.057(5) – (8) and (11), F.S.

¹³ Sections 287.057(14) and (15), F.S.

¹⁴ Section 287.057(16), F.S.

¹⁵ Sections 287.057(17) and (19), F.S.

¹⁶ Section 287.057(23), F.S.

- components that contribute to the inmate per diem, including administrative costs associated with central and regional office administration;
2. Provides for the same quality of services as that offered by the department; and,
 3. The legislature has made a specific appropriation for the contract.¹⁷
- A requirement that the contractor be liable in tort with respect to the care and custody of inmates under its supervision. Section 944.713, F.S., requires the contractor to carry adequate liability insurance.¹⁸
 - A provision that an inmate's willful failure to remain within the supervisory control of the private contractor constitutes an escape punishable under s. 944.40, F.S.,¹⁹ which prohibits escape of prisoners. This provision is also incorporated in s. 944.40, F.S., itself.
 - Provisions regarding authorized use of force, training in the use of force and use of firearms, and qualifications and certification of private correctional officers.²⁰
 - A requirement for the department to comply with s. 216.311, F.S., concerning unauthorized contracts in excess of appropriations, and with s. 287.057, F.S..²¹
 - A requirement for the department to promulgate rules pursuant to Chapter 120 specifying criteria for such contractual arrangements.²²

Sections 944.712 through 944.718, F.S., prohibit DOC from awarding a contract to a private contractor that fails to meet any of the following requirements:

- Possession of the qualifications, management experience, and financial ability to carry out the terms of the contract.²³
- Provision for adequate liability insurance, including liability for violations of an inmate's civil rights. The contractor must indemnify the state for all claims, and is responsible for paying any claim or judgment up to \$100,000 per individual or \$200,000 per occurrence.²⁴
- Provision of a level and quality of programs that is at least equal to programs provided at similar facilities operated by DOC for similar types of inmates, and that are provided at a cost that offers substantial savings for the state.²⁵
- Employment of private correctional officers who are certified at the contractor's expense as having met the minimum qualifications for correctional officers set forth in s. 943.13, F.S..²⁶
- Operation of the correctional facility in accordance with or higher than standards established by the American Correctional Association and approved by the department at the time of the contract, or any higher standard mandated in the settlement of litigation challenging the constitutional conditions of confinement to which the department is a named defendant. The contractor must also comply with all federal and state constitutional requirements, federal, state, and local laws, department rules, and all court orders.²⁷

¹⁷ Section 944.105(1), F.S.

¹⁸ Section 944.105(2), F.S.

¹⁹ Section 944.105(3), F.S.

²⁰ Sections 944.105(4), (5) and (7), F.S.

²¹ Section 944.105(6), F.S.

²² Ibid.

²³ Section 944.712, F.S.

²⁴ Section 944.713, F.S.

²⁵ Section 944.714(1), F.S.

²⁶ Section 944.714(2), F.S.

²⁷ Section 944.714(3), F.S.

- Incarceration of all inmates assigned by the department as specified in the contract, with all inmates remaining in the legal custody of the department. The department is prohibited from exceeding the maximum capacity designated for the facility in the contract.²⁸
- Providing the department with a detailed plan for assuming control of the facility upon termination of the contract or in the event of bankruptcy or financial insolvency.²⁹

Section 944.717, F.S., prohibits conflicts of interest by the contractor and solicitation of a benefit from the contractor by employees or agents of the department or any other agency that exercises any functions or responsibilities in the review or approval of a private correctional facility contract or the operation of a private correctional facility

Section 944.718, F.S., permits the department to withdraw a request for proposals to privatize operations of corrections facilities at any time and for any reason.

Section 944.719, F.S., requires the department to adopt rules for contracting for and operating private correctional facilities. It also requires the appointment of contract monitors by the department and provides for the contractor to allocate a work area for the contract monitor and provide access to necessary documents and materials. Finally, it requires OPPAGA to conduct a performance audit and to review the financial audit of the private entity and report its findings to the legislature by February 1 of the third year following the contract award.

Requirements for a Business Case

Section 287.0571(4), F.S., requires an agency to complete a business case for any outsourcing or privatization project that has an expected cost in excess of \$10 million within a single fiscal year and lists the components that need to be included the business case for outsourcing or privatizing services. The business case must be included as supporting documentation for the agency's legislative budget request (LBR) for the proposed privatization and be made available as part of the solicitation, but is not subject to challenge. The statute requires a number of components to be contained in the business case, including the following:

- A description of the service to be outsourced and any supporting legal authority for outsourcing.
- A description and analysis of the agency's current performance, if the agency is currently performing the service or activity.
- The desired goals to be achieved by outsourcing and the rationale for those goals.
- Citation to existing or proposed legal authorization for the outsourcing.
- Options for achieving the desired goals or objectives along with the advantages or disadvantages of each, including at least one option for the agency to continue providing the service.
- A description of the current market for the services to be outsourced.
- A cost-benefit analysis.
- Current and expected performance standards.
- Key benchmarks and timeframes.
- A contingency plan in the event of contractor nonperformance.

²⁸ Section 944.715, F.S.

²⁹ Section 944.716, F.S.

- An agency transition plan.

Section 287.0571(5), F.S., provides specific elements that must be addressed in a contract with a vendor for an outsourcing or privatization, including:

- Each of the services and deliverables.
- Quantifiable service requirements and performance objectives.
- Provisions to identify costs, payment terms and schedules.
- A transition plan.
- Performance standards.
- Monitoring and reporting requirements.
- Any penalties for failure to meet performance standards.

Legislative Budget Request Requirements

Section 216.023, F.S., outlines the processes each agency must follow in developing its LBR. The law requires the LBR to include, among other items, information on expenditures for three fiscal years, details on trust funds and fees, and an issue narrative justifying changes in amounts and positions requested. In addition, the LBR must include supporting information, including applicable cost-benefit analyses, business case analyses, performance contracting procedures, service comparisons, and impacts on performance standards for any request to outsource or privatize agency functions. The cost-benefit and business case analyses must include an assessment of the impact on each affected activity.

For projects that exceed \$10 million in total cost, the LBR must include the statutory reference for the existing policy or the proposed substantive policy that establishes and defines the project's governance structure, planned scope, main business objectives that must be achieved, and estimated completion timeframes.

2011 Privatization Efforts

On May 26, 2011, Governor Scott signed into law the 2011-2012 General Appropriations Act Appropriations Act (Chapter 2011-69, Laws of Florida), which included proviso language requiring DOC to issue one or more RFPs for the management and operation of the correctional facilities and assigned correctional units, including annexes, work camps, road prisons and work release centers operated by the department, in Region IV. Two Region IV facilities, Glades Correctional Institution and Hendry Correctional Institution were designated for closure, and therefore excluded from the procurement.

The department released the RFP on July 25, 2011. Although the proviso required a contract commencement date of no later than January 1, 2012, several events affected the RFP timeline.

Prior to the RFP's release, the Florida Police Benevolent Association (FPBA) and several correctional officers filed a complaint for declarative judgment and injunctive relief in the Second Judicial Circuit³⁰. The complaint sought to stop the department from proceeding with the procurement process. Generally, the plaintiffs alleged that the proviso required DOC to conduct

³⁰ *Biardi v. Tucker*, Case No. 2011-CA-68 (Fla 2nd Circ. Ct.) (2011).

the procurement process to privatize the operation and maintenance of correctional facilities in Region IV in violation of existing statutes. The plaintiffs further maintained that the Florida Constitution requires such direction to be given through passage of a general law, rather than by means of proviso in an appropriations act.

On September 8, 2011, the plaintiffs filed a motion for summary judgment.³¹ The circuit court held a hearing on the motion, and subsequently entered a judgment declaring the proviso to be unconstitutional under Article III, Section 6 (which limits all laws to a single subject) and Article III, Section 12 (which prohibits amendments or changes to substantive law on subjects unrelated to appropriations) of the Florida Constitution. In doing so, the court noted that the proviso:

[C] hanges the statutory process for privatizing prison facilities and directs DOC to replace state employees at particular prisons with private operators, and is not rationally related to the appropriations for DOC generally.

The circuit court made it clear at the outset that:

[T] he issue before it is not whether the prisons in Florida may be privatized. The answer to that question is yes, and was already answered by the enactment of Section 944.105, F.S., which gives the Department of Corrections (DOC) the authority to initiate and enter into contracts with private vendors for the operation and maintenance of correctional facilities and the supervision of inmates.

The court, citing *Dickinson v. Stone*, 251 So.2d 268 at 273 (Fla. 1971), also noted that:

[I] f it is the will of the Legislature to itself initiate privatization of Florida prisons, as opposed to DOC, the Legislature must do so by general law, rather than ‘using the hidden recesses of the General Appropriations Act.

The Attorney General filed a Notice of Appeal on October 31, 2011, which had the effect of automatically staying the circuit court’s order.³² The department resumed the procurement process. However, the circuit judge issued an order vacating the automatic stay on November 5, and required DOC to discontinue any further procurement activities relating to Region IV pursuant to the provisions in the General Appropriations Act. At present, the appeal of the order declaring the proviso unconstitutional is pending in the First District Court of Appeals.

III. Effect of Proposed Changes:

SPB 7172 creates a new s. 944.7115, F.S., that requires the department to issue one or more requests for proposals (RFP) to privatize the management and operation of all correctional

³¹ A motion for summary judgment must be granted if the court determines that “the pleadings and summary judgment evidence on file show that there is no genuine issue as to any material fact and that the moving party is entitled to a judgment as a matter of law.” Rule 1.510(c), Florida Rules of Civil Procedure.

³² Rule 9.310(b)(2), Florida Rules of Appellate Procedure.

facilities that are operated by the department in the 18 southernmost counties within the DOC's Southern Florida Region. The designated area includes Manatee, Hardee, Indian River, Okeechobee, Highlands, St. Lucie, Desoto, Sarasota, Charlotte, Glades, Martin, Palm Beach, Hendry, Lee, Collier, Broward, Miami-Dade, and Monroe counties. The requirement does not include any correctional facilities within the area that are already privately operated, and also excludes any facility that has been closed or scheduled for closure before June 30, 2012.

In requiring the department to conduct the procurement through use of the RFP process, the bill exempts the department from the requirement in s. 287.057(1)(b)1., F.S., that requires an agency to determine and specify in writing the reasons that procurement by invitation to bid is not practicable; the remaining provisions of s. 287.057, F.S., would apply.

The bill specifies it is effective upon becoming a law and requires the department to issue the RFP or RFPs within 30 days after the effective date. Responsive proposals must be submitted no later than 30 days after issuance of the RFP or RFPs.

Requirement for Cost Savings

Any RFP issued pursuant to the bill must include a requirement that the total cost of a responsive proposal during the first year of the contract must result in actual savings of 7 percent or more to the state over the costs that were incurred by the state for provision of services at the included correctional facilities during Fiscal Year 2010-2011. The department must determine the baseline costs by using the average daily population (ADP) and the direct and distributed inmate per diem cost for each correctional facility and assigned correctional unit during FY 2010-2011. However, the bill provides that this number must be adjusted to remove the following components:

- The amount of the 3 percent retirement contribution that is now required of state employees under Chapter 121, F.S. The state was required to pay that amount during FY 2010-2011, but would not be required to do so if it continued to operate the facilities.
- Inmate medical costs, because inmate medical services are to be provided pursuant to a separate contract.
- Direct and personnel costs associated with inmate classification, because the bill requires activities relating to classification to remain under the department's supervision and direction as required by law.

This requirement for a 7 percent cost savings is more specific than the current requirement for "substantial savings" that is currently required by s. 944.105(1)(a), F.S. However, it is consistent with the 7 percent savings requirement in s. 957.07, F.S., that is required of private facilities that are operated under contract with the Department of Management Services and the proviso in the 2011-2012 General Appropriations Act pertaining to the privatization of facilities in Region IV. Also, s. 944.714, F.S., still requires that the level and quality of programs provided by a privately operated correctional facility must be at least equal to programs offered by the department at a similar facility, and that it must offer a substantial savings as determined by a private accounting firm selected by the department.

The bill permits the department to include a provision for an increase in the total cost in subsequent years of the contract of not more than the percentage increase in the Consumer Price Index, contingent upon legislative appropriation. The bill also provides that provisions of the

RFP relating to the cost savings required by the bill are not subject to challenge in a protest of the RFP specifications, notwithstanding the provisions of s. 120.57(3), F.S., regarding bid protests.

Each selected contractor must operate each correctional facility and assigned correctional unit at capacities set forth in s. 944.023, F.S., which is an existing statute that includes certain space and occupational requirements. Furthermore, each facility's ADP and medical and psychological grade population percentages are to remain substantially unchanged from the ADP for FY 2010-2011.

The bill requires the department to prepare and submit proposed budget revisions demonstrating the required 7% savings to the Legislative Budget Commission after the department has issued its notice of intent to award a contract, resolved any bid protests, and concluded negotiation of a contract with the successful bidder or bidders. After approval by the Legislative Budget Commission, the department must enter into a contract with the winning bidder or bidders.

The department is not required to comply with s. 216.023, F.S., which relates to LBRs, until after it is required to submit its LBR for the first fiscal year that begins after the privatization required by the bill is completely implemented. This exemption only applies with respect to services required to be privatized by the bill.

The bill provides that funds from canteens, subsistence payments, and other participating accounts at the correctional facilities must be remitted to the General Revenue Fund. This is the existing process for facilities that are operated by the department. However, in currently operating private facilities, these funds are required to be remitted to the Privately Operated Institutions Inmate Welfare Trust Fund pursuant to ss. 944.72 and 945.215, F.S. The bill specifies that those statutes will not apply to facilities operated pursuant to the requirements of the bill.

Additional Exceptions to Current Statutes

In addition to the exceptions previously addressed in this analysis, the bill makes the following existing statutes inapplicable to the RFP or RFPs or any contract that is authorized by its provisions:

- Section 944.105(1), F.S., authorizes the Department of Corrections to enter contracts with private vendors for the operation and maintenance of correctional facilities. This statute provides that contracts with private vendors for the operation and maintenance of correctional facilities must:
 - (a) Offer a substantial savings as determined by the department, with the calculation determined by certain factors set forth in the statute and calculated by the department in consultation with the Auditor General. As previously discussed, the bill requires a 7 percent cost savings and specifies the basis for calculating costs.
 - (b) Provide for the same quality of services as that offered by the department. Section 944.714(1), F.S., which would still be applicable, requires that the services must be at least equal to those provided by the department.
 - (c) Have a specific appropriation from the legislature.
- Section 944.105(6), F.S., which:

- (a) Specifies that the provisions of ss. 216.311 and 287.057, F.S. apply to all contracts between the department and any private vendor operating and managing correctional facilities. It is not necessary to state that these statutes apply because they apply to all procurements and contracts entered into by state agencies unless a specific exemption applies.
- (b) Requires the department to promulgate rules pursuant to chapter 120 specifying criteria for such contracts. The bill gives the department the authority to make rules that are necessary to administer the provisions of the bill, but the department retains the discretion to determine whether its existing rules are adequate. In accordance with this approach, Section 2 of the bill repeals s. 944.719(1), F.S., which requires the department to adopt rules relating to privately operated correctional institutions.
- Section 944.105(7), F.S., which relates to the certification and qualifications of correctional officers at privately operated correctional institutions. However, s. 944.714(2), F.S., would apply and requires all private correctional officers employed by a private vendor to be certified at the vendor's expense as having met the minimum qualifications for correctional officers that are set forth in s. 943.13, F.S.

Specified Contract Terms

The bill specifies certain terms that must be included in any contract resulting from the RFP. These are:

- A requirement for compliance with all applicable federal, state, and local laws and all rules adopted by the department.
- The requirement for 7% cost savings.
- Performance measures and levels of expected performance for the contractor. These are set forth in the bill, the same as those currently used by the department for evaluation of its own operations and the same as the performance measures included in the proviso in the 2011-2012 General Appropriations Act. The contract must require the contractor to provide the department with information concerning each performance measure for each separate correctional facility and assigned correctional unit for each month, calendar quarter, and year during the contract term, in a format specified by the department. The bill includes performance measures that apply to all facilities, and specific, additional performance measures applicable only to work release centers. Also, the department can add other performance measures to those specified in the bill.

Additional Requirements

The bill requires the department is required to provide reports regarding contractor performance to the chairs of the legislative appropriations committees.

The bill also requires that current DOC employees at the correctional facilities being privatized be given first preference for continued employment by the contractor(s) selected as a result of the RFP(s) and the DOC must make reasonable efforts to find suitable job placements for those employees who wish to continue to be employed by the state. A similar provision is included in s. 287.0571(5), which applies to the privatization proposed in the bill and applied under the proviso contained in the 2011-2012 General Appropriations Act.

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

Approximately 3,800 correctional officers and other staff are employed by DOC in Region IV. As these facilities are turned over to a private company, it is likely that many of these employees will be hired by the company(s) awarded the contract(s). However, these positions are unlikely to have the same level of benefits as the current state positions. Correctional officers that seek to remain state employees may have opportunities to be reassigned to positions in other regions of the state.

C. Government Sector Impact:

The annual operating costs for the Region IV correctional facilities total approximately \$268 million. A 7 percent annual cost savings would generate over \$18 million in annual recurring savings. However, based on reported savings on the State's other private prison contracts, savings could be greater.

VI. Technical Deficiencies:

Lines 170 and 172 each include an extraneous "are" that should be deleted.

Lines 205-206 establish a performance measure for compliance by individuals "without contact orders." This should be reworded to indicate that it measures compliance by individuals with "no-contact orders".

VII. Related Issues:

None.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

- B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

FOR CONSIDERATION By the Committee on Rules

595-01883A-12

20127172__

1 A bill to be entitled
 2 An act relating to the privatization of correctional
 3 facilities; creating s. 944.7115, F.S.; requiring that
 4 the Department of Corrections privatize the management
 5 and operation of certain correctional facilities and
 6 assigned correctional units; requiring that the
 7 department issue one or more requests for proposals;
 8 providing a timeframe for proposals submitted in
 9 response to a request for proposals; providing certain
 10 cost-saving requirements for a request for proposals;
 11 requiring that the department determine the costs
 12 incurred for the 2010-2011 fiscal year for each
 13 correctional facility and assigned correctional unit
 14 according to a specified formula; limiting the costs
 15 to be incurred by the state in the second or
 16 subsequent contract years; providing that the
 17 provisions in a request for proposals which relate to
 18 cost savings are not subject to challenge in any
 19 protest of the specifications of a request for
 20 proposals; requiring that each contractor selected as
 21 a result of a request for proposals manage and operate
 22 the correctional facilities and all assigned
 23 correctional units at certain capacities; requiring
 24 that all activities regarding the classification of
 25 inmates remain under the department's supervision and
 26 direction; requiring that each facility's average
 27 daily population and medical and psychological grade
 28 population percentages remain unchanged from the
 29 average daily population calculated for the 2010-2011

Page 1 of 9

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595-01883A-12

20127172__

30 fiscal year; requiring that certain participating
 31 accounts associated with the correctional facilities
 32 and assigned correctional units continue to be
 33 remitted to the General Revenue Fund; providing that
 34 certain statutory provisions regarding contractual
 35 arrangements with private entities for the operation
 36 and maintenance of correctional facilities and the
 37 certification of private correctional officers do not
 38 apply to a request for proposals or a contract
 39 authorized by the act; providing that s. 216.023,
 40 F.S., regarding legislative budget requests furnished
 41 to the Legislature, does not initially apply to the
 42 department with respect to the services required to be
 43 privatized under the act; providing requirements for a
 44 contract that results from a request for proposals;
 45 requiring that the department provide reports to the
 46 legislative appropriations committees regarding the
 47 performance of each contractor; requiring that the
 48 department prepare and submit to the Legislative
 49 Budget Commission proposed revisions to its operating
 50 budget; requiring that the department enter into a
 51 contract with one or more winning bidders after
 52 approval by the Legislative Budget Commission;
 53 requiring that current employees at each designated
 54 correctional facility and assigned correctional unit
 55 be given first preference for continued employment;
 56 requiring that the department make reasonable efforts
 57 for finding job placements for employees who wish to
 58 continue to be employed by the state; authorizing the

Page 2 of 9

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595-01883A-12

20127172__

department to adopt rules; repealing s. 944.719(1),
F.S., relating to the adoption of rules by the
Department of Corrections regarding contractual
arrangements and standards for the operation of
correctional facilities by private vendors; providing
an effective date.

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

Section 1. Section 944.7115, Florida Statutes, is created
to read:

944.7115 Department of Corrections; Southern Florida
Region; privatization of correctional facilities.-

(1) Notwithstanding s. 287.057(1)(b)1., the department
shall, through the issuance of one or more requests for
proposals, privatize the management and operation of all
correctional facilities and assigned correctional units,
including prisons, annexes, work camps, road prisons, and work
release centers, which are operated by the department in the
Southern Florida Region and located in Manatee, Hardee, Indian
River, Okeechobee, Highlands, St. Lucie, DeSoto, Sarasota,
Charlotte, Glades, Martin, Palm Beach, Hendry, Lee, Collier,
Broward, Miami-Dade, and Monroe Counties, excluding any
correctional facility or assigned correctional unit that has
been closed or scheduled for closure before June 30, 2012.

(2) The department shall issue its request for proposals no
later than 30 days after the effective date of this act. The
department shall require that any proposal submitted in response
to a request for proposals be submitted no later than 30 days

595-01883A-12

20127172__

after the issuance of the request for proposals.

(3) Each request for proposals which is issued by the
department must provide that the total cost of a responsive
proposal to the department during the first year of the contract
must result in actual cost savings to the state of at least 7
percent of the costs incurred by the state for the 2010-2011
fiscal year for the provision of the services at the
correctional facilities and assigned correctional units included
in the request for proposals. For each correctional facility and
assigned correctional unit included in a request for proposals,
the department shall determine the costs incurred by the state
for the 2010-2011 fiscal year using the average daily population
of each correctional facility and assigned correctional unit
during the 2010-2011 fiscal year and the direct and distributed
inmate per diem cost for each correctional facility and assigned
correctional unit during the 2010-2011 fiscal year, reduced for
the 3 percent retirement contribution now required by state
employees under chapter 121, by inmate medical costs, and by the
department's direct and personnel costs associated with inmate
classification. The total costs to be incurred by the state in
the second or subsequent years of the contract resulting from
the request for proposals may increase by not more than the
percentage increase in the Consumer Price Index; however, any
such increase is contingent upon appropriation by the
Legislature. Notwithstanding s. 120.57(3), the provisions in a
request for proposals which relate to the cost savings required
under this subsection are not subject to challenge in any
protest of the specifications of the request for proposals.

(4) Each contractor selected as a result of a request for

595-01883A-12 20127172

proposals must manage and operate each correctional facility and the assigned correctional unit at capacities set forth in s. 944.023.

(5) All activities regarding the classification of inmates shall remain under the department's supervision and direction as required by law. Each facility's average daily population, as well as medical and psychological grade population percentages, shall remain substantially unchanged from the average daily population calculated for the 2010-2011 fiscal year.

(6) Notwithstanding ss. 944.72 and 945.215, funds from canteens, subsistence payments, and any other participating accounts associated with or located at the correctional facilities and all assigned correctional units shall continue to be remitted to the General Revenue Fund.

(7) The provisions of s. 944.105(1), (6), and (7) do not apply to any request for proposals or contract authorized by this section. Section 216.023 does not apply to the department with respect to the services required to be privatized under this section until the department is required to submit its legislative budget request for the first fiscal year that begins after the department completely implements the privatization required under this section.

(8) Any contract resulting from a request for proposals must:

(a) Require compliance with all applicable federal, state, and local laws and all rules adopted by the department.

(b) Require actual cost savings to the state of at least 7 percent of the costs incurred by the state for the 2010-2011 fiscal year for the provision of the required services at the

595-01883A-12 20127172

correctional facilities and assigned correctional units included in the request for proposals.

(c) Include specific performance measures and levels of expected performance for the contractor in order to ensure contractor performance and accountability, and require the contractor to provide the department with information concerning each performance measure for each separate correctional facility and assigned correctional unit for each month, calendar quarter, and year during the term of the contract, in the format specified by the department.

1. The required performance measures must include, but are not limited to:

a. The number of batteries committed by inmates on one or more persons per 1,000 inmates;

b. The number of inmates receiving major disciplinary reports per 1,000 inmates;

c. The percentage of random inmate drug tests that are negative;

d. The percentage of reported criminal incidents investigated by the proper authorities;

e. The number of escapes from the secure perimeter of major institutions;

f. The percentage of inmates placed in a facility that provides at least one of the inmate's primary program needs;

g. The number of transition plans completed for inmates are released from prison;

h. The number of release plans completed for inmates are released from prison;

i. The percentage of release plans completed for inmates

595-01883A-12

20127172

175 released from prison;

176 j. The percentage of inmates who successfully complete drug
 177 abuse education or treatment programs;

178 k. The number of inmates who are receiving substance abuse
 179 services;

180 l. The percentage of inmates who complete mandatory
 181 literacy programs and who score at or above the 6th grade level
 182 on Tests of Adult Basic Education;

183 m. The percentage of inmates who successfully complete
 184 mandatory literacy programs;

185 n. The percentage of inmates who successfully complete
 186 education programs for the General Education Development (GED)
 187 test preparation;

188 o. The percentage of inmates needing special education
 189 programs who participate in special education programs in
 190 accordance with federal law;

191 p. The percentage of inmates who successfully complete
 192 vocational education programs;

193 g. The average increase in grade level achieved by inmates
 194 participating in education programs every 3-month instructional
 195 period; and

196 r. The percentage of inmates who successfully complete
 197 transition, rehabilitation, or support programs without
 198 subsequent recommitment to community supervision or prison for
 199 24 months after release.

200 2. For work release centers, the required performance
 201 measures must also include, but are not limited to:

202 a. The percent of employment of supervised individuals;

203 b. The illegal substance use by supervised individuals;

595-01883A-12

20127172

204 c. The victim restitution paid by supervised individuals;

205 d. Compliance by supervised individuals without contact
 206 orders;

207 e. The number of serious incidents occurring at the
 208 facility; and

209 f. The number of absconders.

210 (9) The department shall provide reports to each chair of
 211 the legislative appropriations committees regarding the
 212 performance of each contractor which include, but are not
 213 limited to, information regarding each required performance
 214 measure in each contract resulting from the request for
 215 proposals for each contractor and for each correctional facility
 216 and assigned correctional unit.

217 (10) After the department has issued its notice of intent
 218 to award a contract, resolved any bid protests, and concluded
 219 negotiation of a contract resulting from the request for
 220 proposals, the department must prepare and submit to the
 221 Legislative Budget Commission proposed revisions to its
 222 operating budget which demonstrate the 7 percent savings
 223 required under subsection (3), which must be attained during the
 224 first year of the term of the contract.

225 (11) After approval by the Legislative Budget Commission,
 226 the department shall enter into a contract with one or more
 227 winning bidders.

228 (12) Each current department employee at the designated
 229 correctional facility and assigned correctional unit who is
 230 affected by the privatization must be given first preference for
 231 continued employment by the contractor selected as a result of a
 232 request for proposals. The department shall make reasonable

595-01883A-12 20127172

233 efforts to find suitable job placements for employees who wish
234 to continue to be employed by the state.

235 (13) The department may adopt rules as necessary to
236 administer this section.

237 Section 2. Subsection (1) of section 944.719, Florida
238 Statutes, is repealed.

239 Section 3. This act shall take effect upon becoming a law.

THE FLORIDA SENATE
APPEARANCE RECORD

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

1-18-12

Meeting Date

Topic _____

Bill Number 7172
(if applicable)

Name Justin Lancaster

Amendment Barcode _____
(if applicable)

Job Title correctional officer

Address 1015 W Bell St
Street

Phone (863) 873-8704

Avon Park FL 33825
City State Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ Information

Representing Myself

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)

1-18-12

Meeting Date

Topic

Private Prison

Bill Number

SB 7172

(if applicable)

Name

Gregory James

Amendment Barcode

(if applicable)

Job Title

Pastor

Address

1134 ABRAHAM STREET

Phone

850-845-9815

Street

E-mail

gregjames@yaho

City

State

Zip

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)

1 / 18 / 2012

Meeting Date

Topic PRISONS Bill Number 7172
(if applicable)

Name BRIAN PITTS Amendment Barcode _____
(if applicable)

Job Title TRUSTEE

Address 1119 NEWTON AVENUE SOUTH Phone 727/897-9291
Street

SAINT PETERSBURG FLORIDA 33705 E-mail JUSTICE2JESUS@YAHOO.COM
City State Zip

Speaking: ☐ For ☒ Against ☒ Information

Representing JUSTICE-2-JESUS

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)

1-18-12

Meeting Date

Topic Privatization of FDOC

Bill Number 7172

(if applicable)

Name Reshae D. Cherry

Amendment Barcode _____

(if applicable)

Job Title Correctional Officer

Address 2704 Twinkle Avenue

Street

North Port

City

FL

State

34286

Zip

Phone 941-587-9272

E-mail _____

Speaking: ☐ For ☒ Against ☐ Information

Representing Self

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)

1/13/12

Meeting Date

Topic Privatization/DOC

Bill Number 7172
(if applicable)

Name Christina Bullins

Amendment Barcode _____
(if applicable)

Job Title Correctional Probation Supervisor

Address 2380 SW 34 Way

Phone 954-791-9225

Fort Lauderdale, FL 33312
City State Zip

E-mail avramc@bellsouth.net

Speaking: ☐ For ☒ Against ☐ Information

Representing Self

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-12

Meeting Date

Topic Privatization of prisons

Bill Number SPB 7172
(if applicable)

Name Judith Greene

Amendment Barcode _____
(if applicable)

Job Title Justice Strategies Director

Address 139 Washington Avenue

Phone 718-857-3316

Brooklyn NY 11205
City State Zip

E-mail greenej1@mindspring.com

Speaking: ☐ For ☒ Against ☐ Information

Representing Justice Strategies

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)

Testimony on SPB 7172

Presented to the Senate Rules Committee

January 18, 2012

Judith A. Greene
Justice Policy Analyst

Justice Strategies
199 Washington Avenue
Brooklyn, New York 11205
Tel.: (718) 857-3316

E-mail: greenelj1@mindspring.com

I am an independent criminal justice policy analyst and the founding director of Justice Strategies, with expertise on private prisons, sentencing, and correctional policy. I began my prison privatization research almost a decade ago as a Senior Research Fellow for the University of Minnesota Law School. Prior to that post I was director of the State-Centered Program for the Edna McConnell Clark Foundation. From 1981 to 1993, I was Director of Court Programs at the Vera Institute of Justice.

Over many years of research on sentencing and corrections policy I have provided legislative testimony in California, Connecticut, Georgia, Maryland, Michigan, New Jersey, New Mexico, and Texas. Since completing the Minnesota privatization research, I have documented and assessed best practices in private prison oversight for the RAND Corporation, under sponsorship by the National Institute of Justice, and have investigated

human rights abuses in private prisons as a Senior Soros Justice Fellow of the Open Society Foundation.

Florida policymakers are considering an unprecedented expansion of reliance on prison privatization. No other state has ever undertaken such an ambitious experiment as the one proposed in this legislation. In this context, a proposal to greatly increase the number of prisons under private contract raises more than one issue of concern.

The first critical issue is that of correctional costs. It is by no means clear whether Florida is saving or losing money by privatization. Until this area is fully and rigorously examined you cannot make prudent decisions about whether to expand, or reduce, the scope of privatization.

Many rigorous studies have shown the cost savings claimed by private prison executives to be mostly illusory. As early as 1996 the U.S. General Accounting Office (GAO) looked at a series of publicly funded cost studies. They concluded that the studies had not established whether privatization brings substantial cost savings.

More recent studies still find no conclusive evidence of savings. In 2009 a research team at the University of Utah published a meta-analysis of eight cost studies. They concluded that, "...cost savings from privatization are not guaranteed."

In Arizona, which also has a legislated cost-saving requirement for private prisons, a study completed in 2010 found that privatized medium security prisons are more costly than comparable public prisons.

Evidence in your own state raises questions about private prison costs. Back in 2005, your own Department of Management Services revealed that private prison companies had cheated Florida taxpayers out of almost \$13 million through job positions left open and inflated per diem rates. In 2010 a Florida Center for Fiscal and Economic Policy report questioned cost savings and concluded that “Florida’s experience with privatized prisons raises serious questions about whether the taxpayers are getting their money’s worth.”

A second set of critical concerns involves the issue of whether privatization provides the most effective correctional service delivery system. There are serious questions raised by a large body of solid research about whether the private prison sector has the capacity to deliver quality correctional services. A small mountain of evidence has been collected and presented by academics and independent researchers, sponsored mostly by various units of the U.S. Department of Justice. The jury has come back, and the verdict is not favorable.

Private prison managers are severely challenged by requirements to lower operational costs to produce savings for taxpayers, offer the services needed to maintain

safe operations and provide effective correctional programs, while -- at the same time -- maximizing profits for company share-holders.

Labor costs account for the largest portion of operational budgets, so cutting expenditures means lowering compensation and benefits for both uniformed staff and program specialists -- leading to much higher personnel turnover rates in private prisons than in publicly operated facilities.

In my research comparing a CCA prison in Minnesota with three comparable public prisons, I was able to study the impact of CCA's employment practices on prison programs and services. I found deficiencies in CCA's operations across an array of operational measures, from basic safety and security, to education programs and treatment services.

To give just one example, most of CCA's academic instructors did not hold professional credentials, and none of the vocational training staff were licensed by the state. At the public prisons, the education programs were inspected and licensed by the state education authorities, and all teachers were certified to meet state standards for public education. I found that the rate of GED attainment was much lower in the private prison system -- 55 per thousand prisoners, compared with 74 per thousand for prisoners confined in the state-run facilities. And prisoners who completed a vocational training program at CCA received a certificate printed up in the warden's office, while those in the

state prisons received valid state vocational college certificates identical to those received by people enrolled in the state college system.

Federal researchers have documented *much* higher rates of escapes from private prisons, as well as more contraband violations, as evidenced by higher rates of positive urine tests for drug use. It is likely that prisons where drugs are more available also experience other serious security problems.

Jim Austin and Gary Coventry's national survey of private prisons for the U. S. Department of justice found that private prison guards are assaulted by prisoners at a rate that is 49 percent higher than the rate of assaults experienced by their public prison counterparts. And the rate of prisoner-on-prisoner assaults is 65 percent higher in private prisons.

These shocking deficiencies can be traced directly to personnel policies and practices regarding compensation and qualification requirements. National figures show that turnover for private prison guards run more than three times higher than turnover for correctional officers employed by public prison agencies – 52 percent compared to 16 percent respectively. There is no more important issue than the experience level of the personnel who staff your prisons.

In closing, I'd like to return to the issue of expanded reliance on private prison beds and make a final point about correctional cost savings. Recent experience across the nation has demonstrated that if correctional cost savings is the goal, carefully-crafted sentencing and parole reform measures provide the most effective, direct route to substantial savings of tax-payer dollars.

A variety of structural reforms in states such as Michigan, Colorado, New Jersey and New York have resulted in reduced prison populations, enabling correctional managers to close entire prisons, saving hundreds of millions of dollars.

THE FLORIDA SENATE

APPEARANCE RECORD

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

1-18-2011
Meeting Date

Topic Privatization

Bill Number 7172 & 7170
(if applicable)

Name Randy Pines

Amendment Barcode
(if applicable)

Job Title Citizen

Address 2507 W Kemmick Cir
Street

Phone 813 376 3334

City Tampa

State FL

Zip 33614

E-mail

Speaking: ☐ For ☒ Against ☐ Information

Representing Tampa, FL

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1/18/2012
Meeting Date

Topic Private Prison Bill Number 7172
(if applicable)

Name Lisa Henning Amendment Barcode _____
(if applicable)

Job Title Legislative Director

Address 242 Office Plaza Dr Phone 850-766-8808
Street
Tallahassee, FL 32301 E-mail _____
City State Zip

Speaking: ☐ For ☒ Against ☐ Information

Representing Fraternal Order of Police

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)

1-18-12
Meeting Date

Topic Privatization Bill Number 7172
(if applicable)

Name JAMES PRESTON Amendment Barcode _____
(if applicable)

Job Title PRESIDENT, FRATERNAL ORDER OF POLICE

Address 242 OFFICE PLAZA Phone 813 495 3959
Street
TALLAHASSEE FL 32301 E-mail PRESIDENT@FLORIDA STATE FOP.ORG
City State Zip

Speaking: ☐ For ☒ Against ☐ Information

Representing F.O.P.

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

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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)

01/18/12

Meeting Date

Topic _____

Bill Number 7172
(if applicable)Name Thomas DavisAmendment Barcode _____
(if applicable)Job Title Co. LieutenantAddress 100 Sublime CourtPhone 863-673-8885

Street

Immokalee River 34142

City

State

Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting MyselfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-12

Meeting Date

Topic _____

Bill Number 7172
(if applicable)Name Glynn ReederAmendment Barcode _____
(if applicable)Job Title correctional officer sgtAddress 2842 SE 113th WayPhone 904-449-4770

Street

Stark

City

State

FL 32091

Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☒ Yes ☐ NoLobbyist 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)

011812

Meeting Date

Topic _____

Bill Number 7170
(if applicable)

Name THOMAS, DAVID

Amendment Barcode _____
(if applicable)

Job Title C.O. Lieutenant

Address 100 Suburban Circle
Street

Phone 863-673-8885

Tamukela Fla 34142
City State Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ Information

Representing Myself in opposition

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-12

Meeting Date

Topic Privatization

Bill Number 7170
(if applicable)

Name Bill Curtis

Amendment Barcode _____
(if applicable)

Job Title Connectional Officer

Address 18173 Chang
Street

Phone 941-625-2128

Dunk Charlotte FL 33948
City State Zip

E-mail Bill1026@CenturyLink.net

Speaking: ☐ For ☒ Against ☐ Information

Representing Self

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)

1-18-12
Meeting DateTopic PrivatizationBill Number 7172
(if applicable)Name Bill CurtisAmendment Barcode _____
(if applicable)Job Title Correctional OfficerAddress 18173 Chana
StreetPhone 941 625-2128Pont Charlotte, FL 33948
City State ZipE-mail Bill1026@centurylink.netSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1-18-12
Meeting Date

Topic _____

Bill Number 7170
(if applicable)Name Glynn ReederAmendment Barcode _____
(if applicable)Job Title Correctional Officer SgtAddress 2847 SE 113th Way
StreetPhone 904-449-4770Starke, FL 32091
City State Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☒ Yes ☐ NoLobbyist 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)

Meeting Date _____

Topic Privatization Bill Number 7170
(if applicable)
Name Lisa Henning Amendment Barcode _____
(if applicable)
Job Title Legislative Director
Address 242 office Plaza Dr Phone 850-766-8808
Street
Tallahassee FL 32301 E-mail _____
City State Zip

Speaking: ☐ For ☒ Against ☐ Information

Representing Fraternal Order of Police

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

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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)

1.18.12

Meeting Date

Topic Privatization Bill Number 7170
(if applicable)
Name Ken Williams Amendment Barcode _____
(if applicable)
Job Title _____
Address 7411 Meadow Dr Phone 813-886-1753
Street
Tampa FL 33634 E-mail _____
City State Zip

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)

1/18/2012
Meeting Date

Topic OUTSOURCING Bill Number 7170 (if applicable)
Name GAIL MARIE PERRY Amendment Barcode _____ (if applicable)
Job Title CHAIR
Address PO BOX 1766 Phone 954/851-4055
POMPANO BEACH FL 33062 E-mail workingfolk@att.net
City State Zip
Speaking: ☐ For ☒ Against ☐ Information COUNCIL of FLORIDA
Representing COMMUNICATIONS WORKERS of AMERICA
Appearing at request of Chair: ☐ Yes ☒ No Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1/18/2012
Meeting Date

Topic Outsourcing Bill Number SB7170 (if applicable)
Name David Bryant Amendment Barcode _____ (if applicable)
Job Title Electrician
Address 8853 After Lane Phone 904-928-3744
Jacksonville FL 32216 E-mail davidbryant17@gmail.com
City State Zip
Speaking: ☐ For ☒ Against ☐ Information
Representing Self
Appearing at request of Chair: ☐ Yes ☒ No Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-12

Meeting Date

Topic Privatization of Agency Functions

Bill Number 7170
(if applicable)

Name Shea Harris

Amendment Barcode _____
(if applicable)

Job Title _____

Address 1456 Cane Rd.

Phone 850-266-2948

Street

Tallahassee

FL

32306

City

State

Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ Information

Representing My Self

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)

1-18-12

Meeting Date

Topic _____

Bill Number 7170
(if applicable)

Name Lorraine Rendon

Amendment Barcode _____
(if applicable)

Job Title Homemaker

Address 879 Yorktowne Dr.

Phone 321-690-0946

Street

Rockledge

FL

32955

City

State

Zip

E-mail fernrendon@hotmail.com

Speaking: ☐ For ☒ Against ☐ Information

Representing Self

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)

11-18-12

Meeting Date

Topic _____

Bill Number 7170

(if applicable)

Name FERNANDO RENDON

Amendment Barcode _____

(if applicable)

Job Title ELECTRICIANAddress 879 YORKTOWNE DRPhone 321-482-3051

Street

ROCKLEDGEFL32955

City

State

Zip

E-mail RENDON606@HOTMAIL.COMSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SELFAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1/18/12

Meeting Date

Topic PRIVATIZATION OF AGENCIESBill Number 7170

(if applicable)

Name CLAY MENEZES

Amendment Barcode _____

(if applicable)

Job Title ELECTRICIANAddress 920 LAKE HARVEY WOODS BUDPhone 407 405 0035

Street

MIMSFL32754

City

State

Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting MyselfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1-18-12

Meeting Date

Topic PRIVATIZATIONBill Number 7170
(if applicable)Name REAGAN L. MCDANIELAmendment Barcode _____
(if applicable)Job Title BUSINESS MANAGERAddress 7830 N. PALAFOX ST.Phone 850 393-6529Street 0
LENSACOLA, FL 32534
City State Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting SELFAppearing at request of Chair: ☐ Yes ☐ NoLobbyist 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)

1-18-12

Meeting Date

Topic PrivatizationBill Number S7170
(if applicable)Name Brett PruettAmendment Barcode _____
(if applicable)Job Title Correctional OfficerAddress 6415 D Ashborough Ct.Phone 850-313-6682Street Milton
FL 32570
City State ZipE-mail brettpruett@gmail.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting ~~XXXX~~ SELFAppearing at request of Chair: ☐ Yes ☐ NoLobbyist 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)

1-18-20

Meeting Date

Topic Privatization

Bill Number 7170
(if applicable)

Name Robert Sparkman

Amendment Barcode _____
(if applicable)

Job Title Probation Officer

Address 1915 Raven Manor Dr

Phone 813 766 1899

Street

Dover FL 33527

E-mail rsparkman1@gmail.com

City

State

Zip

Speaking: ☐ For ☒ Against ☐ Information

Representing Self in opposition

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

01/18/2012

Meeting Date

Topic Privatization

Bill Number 7170
(if applicable)

Name Jason Clark

Amendment Barcode _____
(if applicable)

Job Title Correctional Officer Sergeant

Address PO Box 297

Phone 904 759 1474

Street

Fort White FL 32038

E-mail N/A

City

State

Zip

Speaking: ☐ For ☒ Against ☐ Information

Representing Self

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)

1/18/12

Meeting Date

Topic Privatization / DOCBill Number 7170
(if applicable)Name Christina BullinsAmendment Barcode _____
(if applicable)Job Title Correctional Probation SupervisorAddress 2380 SW 34 WayPhone 954-791-9225Fort Lauderdale FL 33312E-mail avramc@bellsouth.net

City State Zip

Speaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1-18-12

Meeting Date

Topic Privatization of FDOCBill Number 7170
(if applicable)Name Reshae D. CherryAmendment Barcode _____
(if applicable)Job Title Correctional officerAddress 2704 Twinkle AvenuePhone 941-587-9272North Port FL 34206

E-mail _____

City State Zip

Speaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1-18-12

Meeting Date

Topic _____

Bill Number 7170
(if applicable)Name Justin LancasterAmendment Barcode _____
(if applicable)Job Title Correctional officerAddress 1015 W Bell StPhone (863) 873-8704

Street

Aven ParkFL33825

City

State

Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting MyselfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1-18-12

Meeting Date

Topic PrivatizationBill Number 7170
(if applicable)Name Penny ReederAmendment Barcode _____
(if applicable)Job Title C/O Fl. Dept. of CorrectionsAddress 2847 S.E. 113TH WAYPhone 904-364-6340

Street

STARKEFL32091

City

State

Zip

E-mail preeder@yahoo.comSpeaking: ☐ For ☒ Against ☐ Information

Representing _____

Appearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1-18-12

Meeting Date

Topic Prison Privatization

Bill Number 7170
(if applicable)

Name Chris Silver

Amendment Barcode _____
(if applicable)

Job Title Correctional Officer

Address 102 SW Petunia Pl
Street

Phone 386 697 9128

Lake City FL 32025
City State Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ Information

Representing Self

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)

1-18-2012

Meeting Date

Topic OUTSOURCING

Bill Number 7170
(if applicable)

Name JAMES M. EMMINGER

Amendment Barcode _____
(if applicable)

Job Title Cablesplicer

Address 3443 Martell St.
Street

Phone 727 514 2031

New Port Richey FL 34655
City State Zip

E-mail emmingerjm@MSN.com

Speaking: ☐ For ☒ Against ☐ Information

Representing Self

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)

JAN. 18, 2012
Meeting Date

Topic PRIVATIZATION

Bill Number SB-7170
(if applicable)

Name J. B. CLARK

Amendment Barcode _____
(if applicable)

Job Title LOBBYIST

Address 2071 CYNTHIA DRIVE
Street

Phone 850-556-8143

TAULAHASSER, FL 32303
City State Zip

E-mail JBCLARK5@EARTHLINK.NET

Speaking: ☐ For ☒ Against ☐ Information

Representing FL. ELECTRICAL WORKERS ASSN.

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
COMMITTEE APPEARANCE RECORD

(Submit to Committee Chair or Administrative Assistant)

1-18-2012
Date

7170
Bill Number

Name Phil Mani

Barcode 850-
Phone 363-8321

Address P.O. Box 104
Street

E-mail Philmani@yahoo.com

MADISON FL 32341
City State Zip

Job Title Correctional officer Sgt.

Speaking: ☐ For ☒ Against ☐ Information

Appearing at request of Chair ☐

Subject Privatizing

Representing MYSELF

Lobbyist registered with Legislature: ☐ Yes ☒ No

Pursuant to s. 11.061, Florida Statutes, state, state university, or community college employees are required to file the first copy of this form with the Committee, unless appearance has been requested by the Chair as a witness or for informational purposes.

If designated employee: Time: from _____ .m. to _____ .m.

S-001 (04/14/10)

THE FLORIDA SENATE
APPEARANCE RECORD

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

1/18/12
Meeting Date

Topic Privatization of Corrections Bill Number 7172
(if applicable)
Name Doug Martin Amendment Barcode _____
(if applicable)
Job Title Legislative Dir
Address 3064 Highland Oaks Terr Phone _____
Street
Tallahassee, FL 32301 E-mail _____
City State Zip
Speaking: ☐ For ☒ Against ☐ Information
Representing AFSCME Florida Council 79
Appearing at request of Chair: ☐ Yes ☒ No Lobbyist registered with Legislature: ☒ Yes ☐ No

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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)

1/18/12
Meeting Date

Topic Privatization Bill Number 7170
(if applicable)
Name Doug Martin Amendment Barcode _____
(if applicable)
Job Title Legislative Dir
Address 3064 Highland Oaks Terr Phone 850-212-7447
Street
Tallahassee, FL 32301 E-mail dmartin@afscme.org
City State Zip
Speaking: ☐ For ☒ Against ☐ Information
Representing AFSCME Florida Council 79
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)

11/18/12

Meeting Date

Topic Privatization

Bill Number 7170

(if applicable)

Name Jennifer Riley

Amendment Barcode _____

(if applicable)

Job Title Correctional Officer Sgt FL Dept of Corrections

Address 204 Nuron St.

Phone 386-365-8874

Street

Interlachen

FL

32148

City

State

Zip

E-mail Jenriley1974@gmail.com

Speaking: ☐ For ☒ Against

☐ Information

Representing self

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-19-2012

Meeting Date

Topic Privatization... Outsourcing

Bill Number 7170

(if applicable)

Name Elaine Shannon

Amendment Barcode _____

(if applicable)

Job Title Education-Instructional

Address 43 Ole Fern Glen Street

Phone 727-359-6622

Street

Holiday

FL

34691

City

State

Zip

E-mail ShelaineA@yahoo.com

Speaking: ☐ For ☒ Against

☐ Information

Representing self

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)

Jan. 18, 2012

Meeting Date

Topic Outsourcing Privatization of Correctional Facilities Bill Number 7170 (if applicable)Name Georgiana Jones Amendment Barcode _____ (if applicable)Job Title EducationAddress 1985 Searay Shore Dr. Phone 727-631-3968

Street

Clearwater, FL 33763

City

State

Zip

E-mail gl7jones@yahoo.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1-18-2012

Meeting Date

Topic Outsourcing Agencies Bill Number 7170 (if applicable)Name Paul Orvos Amendment Barcode _____ (if applicable)Job Title CitizenAddress 912 Birdie Way Phone 813 645 7402

Street

Apollo Beach FL 33572

City

State

Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting MyselfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1/18/12
Meeting DateTopic PrivatizationBill Number SB 7170
(if applicable)Name Val SmithAmendment Barcode _____
(if applicable)Job Title TeacherAddress 9822 Lema CtPhone 727-457-8730New Port Richey FL 34655
City State ZipE-mail jay_val@msn.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1/18/12
Meeting DateTopic PrivatizationBill Number SB 7170
(if applicable)Name Jason SmithAmendment Barcode _____
(if applicable)Job Title ConstructionAddress 9822 Lema CourtPhone 727 375 5046New Port Richey FL 34655
City State ZipE-mail Jason75@box.lee.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1-18-2012
Meeting Date

Topic Privatization

Bill Number 7170
(if applicable)

Name Aaron Carmelk

Amendment Barcode _____
(if applicable)

Job Title Zone Coordinator

Address 2305 W Texas Ave #6

Phone 850-228-9831

Amos FL 33629
City State Zip

E-mail USA-aaron@yahoo.com

Speaking: ☐ For ☒ Against ☐ Information

Representing Self

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1/18/2012
Meeting Date

Topic Privatization

Bill Number 7170
(if applicable)

Name CHRISTOPHER TERRY

Amendment Barcode _____
(if applicable)

Job Title CORRECTIONAL OFFICER SERGEANT

Address 255 S.W. M.C.I. Loop

Phone (850) 673-7087

Madison FL 32340
City State Zip

E-mail Terry.Christopher2011@yahoo.com

Speaking: ☐ For ☒ Against ☐ Information

Representing self in opposition

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-12

Meeting Date

Topic PrivatizationBill Number 7170
(if applicable)Name James LingleyAmendment Barcode _____
(if applicable)Job Title Mechanic / CorrosionAddress 5220 Arrowhead RdPhone 850-261-6512

Street

PensacolaFL32507

City

State

Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting myselfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1.18.12

Meeting Date

Topic PrivatizationBill Number 7170
(if applicable)Name Anne CirelliAmendment Barcode _____
(if applicable)Job Title educatorAddress 11348 Fool Duck AvePhone 352.650.3572

Street

Weeki WacheeFL34613

City

State

Zip

E-mail maestra1985@yahoo.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting myselfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1/18/2012
Meeting Date

Topic PRIVATIZATION

Bill Number 7172
(if applicable)

Name GAIL MARIE PERRY

Amendment Barcode _____
(if applicable)

Job Title CHAIR

Address PO Box 1766

Phone 954/850-4035

COMPASSO BCH FL 33061
City State Zip

E-mail workingfolk@att.net

Speaking: ☐ For ☒ Against ☐ Information

COUNCIL of FLORIDA

Representing COMMUNICATIONS WORKERS of AMERICA

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1/18/2012
Meeting Date

Topic Prison Privatization

Bill Number SB 7072
(if applicable)

Name David Bryant

Amendment Barcode _____
(if applicable)

Job Title Electrician

Address 8853 After Lane

Phone 904-928-3744

Jacksonville, FL 32216
City State Zip

E-mail davidbryant177@gmail.com

Speaking: ☐ For ☒ Against ☐ Information

Representing Self

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-12

Meeting Date

Topic Privatization of Correctional Facilities

Bill Number 7172
(if applicable)

Name Shea Harris

Amendment Barcode _____
(if applicable)

Job Title _____

Address 1456 Cane Rd
Street

Phone 850-216-2943

Tallahassee FL 32305
City State Zip

E-mail harris-shea@yahoo.com

Speaking: ☐ For ☒ Against ☐ Information

Representing My Self

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-12

Meeting Date

Topic _____

Bill Number 7172
(if applicable)

Name Lorraine Rendon

Amendment Barcode _____
(if applicable)

Job Title Homemaker

Address 879 Yorktowne Dr.
Street

Phone 321-690-0946

Rockledge FL 32955
City State Zip

E-mail fernrendon@hotmail.com

Speaking: ☐ For ☒ Against ☐ Information

Representing Self

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)

1-18-12

Meeting Date

Topic _____

Bill Number 7172
(if applicable)Name FERNANDO RENDONAmendment Barcode _____
(if applicable)Job Title ELECTRICIANAddress 879 YORKTOWNE DR.Phone 321-482-3051

Street

ROCKLEDGEFL32955

City

State

Zip

E-mail RENDON606@hotmail.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SELFAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1/18/12

Meeting Date

Topic PRIVATE PRISONSBill Number 7172
(if applicable)Name CLAY McNEELYAmendment Barcode _____
(if applicable)Job Title ElectricianAddress 920 LAKE HAWKEY WoodsPhone 407 405 0035

Street

MIMSFL32754

City

State

Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting MyselfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1-18-12

Meeting Date

Topic PrivatizationBill Number 57172
(if applicable)Name Brett PruittAmendment Barcode _____
(if applicable)Job Title Corrections OfficerAddress 6415 D Ashborough CtPhone 850-313-6682

Street

MiltonFL32570

City

State

Zip

E-mail brettpruitt@gmail.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☐ NoLobbyist registered with Legislature: ☐ Yes ☐ No

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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)

1-18-20

Meeting Date

Topic PrivatizationBill Number 7172
(if applicable)Name Robert SparkmanAmendment Barcode _____
(if applicable)Job Title Probation OfficerAddress 1915 Raven Manor DrPhone 813-766-1849

Street

DoverFL33527

City

State

Zip

E-mail RSparkman1@gmail.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting Self in oppositionAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

01/18/2012

Meeting Date

Topic Privatization of D.O.C.Bill Number 7172
(if applicable)Name Jason ClarkAmendment Barcode _____
(if applicable)Job Title Correctional Officer SergeantAddress PO Box 297Phone 904 759 1474

Street

Fort WhiteFL32038

City

State

Zip

E-mail n/aSpeaking: ☐ For ☒ Against ☐ InformationRepresenting selfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-12

Meeting Date

Topic PrivatizationBill Number 7172
(if applicable)Name Penny ReederAmendment Barcode _____
(if applicable)Job Title Clk FL Dept. of CorrectionsAddress 2847 S.E. 113th WayPhone 904-364-6340

Street

STARKEFL32091

City

State

Zip

E-mail preeder@yahoo.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting selfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist 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)

1-18-12

Meeting Date

Topic Prison PrivatizationBill Number 7172

(if applicable)

Name Chris Silver

Amendment Barcode _____

(if applicable)

Job Title Correctional OfficerAddress 102 SW Putnam PI

Street

Lake City

City

FL

State

32025

Zip

Phone 386 682 0125

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-2012

Meeting Date

Topic Privatizations of PrisonsBill Number 7172

(if applicable)

Name James M. Emminger

Amendment Barcode _____

(if applicable)

Job Title CablesplicerAddress 3443 Martell St

Street

New Port Richey

City

FL

State

34655

Zip

Phone 727 375 0171E-mail emmingerm@msn.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-12
Meeting DateTopic PRIVATIZATIONBill Number 7172
(if applicable)Name REAGAN L. McDANIELAmendment Barcode _____
(if applicable)Job Title BUSINESS MANAGERAddress 7830 N. PALATKA ST.Phone 850 393-6529Street PENSACOLA, FL 32534
City State Zip

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting SELFAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☐ No

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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)

JANUARY 18, 2012
Meeting DateTopic PRIVATIZATIONBill Number SB-7172
(if applicable)Name J. B. CLARKAmendment Barcode _____
(if applicable)Job Title LOBBYISTAddress 2071 CYNTHIA DRIVEPhone 850-556-8143Street TALLAHASSEE, FL 32303
City State ZipE-mail JBCLARK5@EARTHLINK.NETSpeaking: ☐ For ☒ Against ☐ InformationRepresenting FL. ELECTRICAL WORKERS ASSN.Appearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☒ Yes ☐ No

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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)

1-18-2012

Meeting Date

Topic PrivatizingBill Number 7172
(if applicable)Name Phil ManiAmendment Barcode _____
(if applicable)Job Title Correctional Officer SgtAddress P.O. Box 104Phone 850-363-8321

Street

MadisonFL32341

City

State

Zip

E-mail philmani@yahoo.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting myselfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1/18/12

Meeting Date

Topic PrivatizationBill Number 7172
(if applicable)Name Jennifer RileyAmendment Barcode _____
(if applicable)Job Title Correctional Officer Sgt FL Dept of CorrectionsAddress 204 Huron St.Phone 386-365-8874

Street

InterlachenFL32148

City

State

Zip

E-mail Jenriley1974@gmail.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

1-19-2012 (Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

Topic Privitization of Correctional Facilities Bill Number 7172
(if applicable)
Name Elaine Shannon Amendment Barcode _____
(if applicable)
Job Title Education - Instructional
Address 4306 Fern Glen Street Phone 727 359 6622
Holiday FL 34691
City State Zip
Speaking: ☐ For ☒ Against ☐ Information
Representing Self

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

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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)

Jan. 18, 2012
Meeting Date

Topic Privitization of Correctional Facilities Bill Number 7172
(if applicable)
Name Georgiann Jones Amendment Barcode _____
(if applicable)
Job Title Education
Address 1985 Seaway Shore Dr. Phone 727 631-3968
Clearwater FL 33763
City State Zip
Speaking: ☐ For ☒ Against ☐ Information
Representing Self

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

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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)

1-18-2012

Meeting Date

Topic Privatization of PrisonsBill Number 7172
(if applicable)Name Paul OrvosAmendment Barcode _____
(if applicable)Job Title CITIZENAddress 912 ~~Adams~~ ^{Birdie Way} RoadPhone 813 645 7402City Apollo Beach State FL Zip 33572

E-mail _____

Speaking: ☐ For ☒ Against ☐ InformationRepresenting MyselfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1/18/12

Meeting Date

Topic PrivatizationBill Number SB 7172
(if applicable)Name Jason SmithAmendment Barcode _____
(if applicable)Job Title ConstructionAddress 9822 Lema CourtPhone 727 9375 5046City New Port Richey State FL Zip 34655E-mail Jason75@box.rr.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting My SelfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1/18/12
Meeting DateTopic PrivatizationBill Number SB 7172
(if applicable)Name Val SmithAmendment Barcode _____
(if applicable)Job Title TeacherAddress 9822 Lema CtPhone 727-457-8730Street New Port Richey FL 34655
City State ZipE-mail jay-val@msn.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting selfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1-18-2012
Meeting DateTopic PrivatizationBill Number 7172
(if applicable)Name Aaron CarmelkAmendment Barcode _____
(if applicable)Job Title Zone CoordinatorAddress 2305 W Texas Ave #6Phone 850-228-9831Street Tampa FL 33629
City State ZipE-mail aaroncarmelk@yahoo.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SelfAppearing at request of Chair: ☐ Yes ☐ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1/18/2012

Meeting Date

Topic _____

Bill Number 7172
(if applicable)Name CHRISTOPHER TerryAmendment Barcode _____
(if applicable)Job Title CORRECTIONAL OFFICER SergeantAddress 255 SW UCI Loop
StreetPhone (850) 673-7087MADISON FL 32340
City State ZipE-mail Terry.Christopher.2011@yahoo.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting SELF in oppositionAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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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)

1.18.12

Meeting Date

Topic PrivatizationBill Number 7172
(if applicable)Name Anne CirelliAmendment Barcode _____
(if applicable)Job Title 11348 FOO1 Duck AveAddress educatorPhone 352.650.3572Weeki Wachee FL 34613
Street City State ZipE-mail maestra1985@yahoo.comSpeaking: ☐ For ☒ Against ☐ InformationRepresenting myselfAppearing at request of Chair: ☐ Yes ☒ NoLobbyist registered with Legislature: ☐ Yes ☒ No

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S-001 (10/20/11)



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Budget - Subcommittee on Transportation, Tourism,
and Economic Development Appropriations, *Chair*
Reapportionment, *Chair*
Budget
Budget - Subcommittee on Health and Human Services
Appropriations
Commerce and Tourism
Health Regulation
Rules
Rules - Subcommittee on Ethics and Elections

JOINT COMMITTEE:

Legislative Budget Commission

SENATOR DON GAETZ

4th District

January 18, 2012

The Honorable John Thrasher
Chairman
Senate Committee on Health Regulation
440 Senate Office Building
404 South Monroe Street
Tallahassee, FL 32399-1100

A handwritten signature in black ink, appearing to read "John Thrasher".

Dear Senator Thrasher,

I respectfully request to be excused from the Senate Committee on Rules meeting today,
Wednesday, January 18, 2011.

Thank you for your consideration.

Respectfully,

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

Senator Don Gaetz

cc: John Phelps

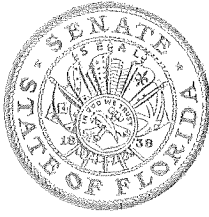
REPLY TO:

- ☐ 4300 Legendary Drive, Suite 230, Destin, Florida 32541 (850) 897-5747
- ☐ 420 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5009

Senate's Website: www.flsenate.gov

MIKE HARIDOPOLOS
President of the Senate

MICHAEL S. "MIKE" BENNETT
President Pro Tempore



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Agriculture, *Vice Chair*
Education Pre-K - 12, *Vice Chair*
Budget - Subcommittee on General Government
Appropriations
Budget - Subcommittee on Transportation, Tourism,
and Economic Development Appropriations
Military Affairs, Space, and Domestic Security
Reapportionment
Rules
Transportation

SENATOR LARCENIA J. BULLARD

39th District

January 18, 2012

Senator John Thrasher, Chair
Senate Committee on Rules
402 Senate Office Building
404 South Monroe Street
Tallahassee, FL 32399-1100

RECEIVED

JAN 18 2012

**SENATE
RULES COMMITTEE**

Dear Senator Thrasher:

Due to my present health challenges, I am requesting excusal from the Rules Committee meeting scheduled on Wednesday, January 18, 2012. I remain on the mend and look forward to improved health.

Sincerely,

Senator Larcenia J. Bullard
District 39

CC: John Phelps, Staff Director

REPLY TO:

- ☐ 8603 South Dixie Highway, Suite 304, Miami, Florida 33143 (305) 668-7344
- ☐ 218 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5127

Senate's Website: www.flsenate.gov

MIKE HARIDOPOLOS
President of the Senate

MICHAEL S. "MIKE" BENNETT
President Pro Tempore

CourtSmart Tag Report

Room: EL 110
Caption: Senate Rules Committee

Case:
Judge:

Type:

Started: 1/18/2012 1:15:16 PM

Ends: 1/18/2012 1:54:58 PM

Length: 00:39:43

1:15:17 PM Sen Thrasher calls the meeting to order
1:15:29 PM roll call
1:15:33 PM quorum present
1:16:06 PM Sen Alexander made to move the bills for introduction at 1:55 time certain
1:16:42 PM without objection the motion was adopted
1:16:45 PM Sen Thrasher explained the 2 bills
1:17:58 PM Sen Thrasher explains SPB 7170
1:19:04 PM Sen Thrasher explains SPB 7172
1:19:32 PM Sen Alexander speaks on the bills
1:20:09 PM Sen Margolis ask a question
1:21:02 PM Sen Thrasher responds
1:22:01 PM Sen Margolis with a followup question
1:22:53 PM Sen Thrasher responds
1:23:35 PM Sen Gardiner speaks on the bill
1:23:56 PM Sen Smith questions
1:24:36 PM Sen Alexander responds
1:27:04 PM Sen Thrasher explains
1:28:12 PM these bills are for introduction
1:28:22 PM Sen Lynn speaks about the bills
1:29:17 PM Sen Alexander further explains bills
1:30:23 PM Sen Margolis speaks
1:30:50 PM Sen Alexander responds
1:31:35 PM Matt Puckett with FI Police Benevolent Assoc speaks
1:33:55 PM James Preston Fraternal Order of Police objects to bills
1:34:14 PM William High Retired Officer
1:35:49 PM Fraternal Order of Police Speaks
1:35:50 PM against the bill
1:36:21 PM Judith Greene of Justice Strategies speaks
1:43:43 PM Christina Bullins Correctional Probation Supervisor speaks
1:46:52 PM Reshae Cherry Correctional Officer speaks
1:49:11 PM Justin Lancaster Correction Officer
1:50:26 PM Gregory James Pastor speaks
1:52:07 PM Brian Pitts speaks against the bill
1:53:53 PM Sen Gardiner moves to approve the introduction of SPB 7170 as a committee bill
1:54:10 PM Without objection show the bill introduced with Sen Smith opposed to the bill and Sen Margolis opposed to the introduction
1:54:22 PM Sen Gardiner move to approve the introduction os SPB 7172 as a committee bill
1:54:35 PM With objection from Sen Smith and Sen Margolis show the motion adopted
1:54:40 PM Sen Negrón moves we rise