

By the Committee on Criminal Justice and Senators Bronson and Burt

18-1617A-01

1                                   A bill to be entitled  
2           An act relating to the Department of  
3           Corrections; amending s. 944.31, F.S.;  
4           authorizing the secretary of the department to  
5           designate as law enforcement officers employees  
6           of the department's inspector general's office  
7           who are certified as law enforcement officers;  
8           prescribing the powers and duties of employees  
9           so designated; providing an effective date.

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

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13           Section 1. Section 944.31, Florida Statutes, is  
14 amended to read:

15           944.31 Inspector general; inspectors; power and  
16 duties.--The inspector general shall be responsible for prison  
17 inspection and investigation, internal affairs investigations,  
18 and management reviews. The office of the inspector general  
19 shall be charged with the duty of inspecting the penal and  
20 correctional systems of the state. The office of the inspector  
21 general shall inspect each correctional institution or any  
22 place in which state prisoners are housed, worked, or kept  
23 within the state, with reference to its physical conditions,  
24 cleanliness, sanitation, safety, and comfort; the quality and  
25 supply of all bedding; the quality, quantity, and diversity of  
26 food served and the manner in which it is served; the number  
27 and condition of the prisoners confined therein; and the  
28 general conditions of each institution. The office of  
29 inspector general shall see that all the rules and regulations  
30 issued by the department are strictly observed and followed by  
31 all persons connected with the correctional systems of the

1 state. The office of the inspector general shall coordinate  
2 and supervise the work of inspectors throughout the state. The  
3 inspector general and inspectors may enter any place where  
4 prisoners in this state are kept and shall be immediately  
5 admitted to such place as they desire and may consult and  
6 confer with any prisoner privately and without molestation.  
7 The inspector general and inspectors shall be responsible for  
8 criminal and administrative investigation of matters relating  
9 to the Department of Corrections. The secretary may designate  
10 persons holding law enforcement certification within the  
11 office of the inspector general as law enforcement officers,  
12 as necessary, to enforce any criminal law and conduct any  
13 criminal investigation on property owned or leased by the  
14 department or involving matters over which the department has  
15 jurisdiction. Persons designated as law enforcement officers  
16 must be certified under s. 943.1395. During ~~in~~ such  
17 investigations, the inspector general and inspectors may  
18 consult and confer with any prisoner or staff member privately  
19 and without molestation and shall have the authority to arrest  
20 ~~detain~~ any person for violations of the criminal laws of the  
21 state. ~~Such detention shall be made only on properties owned~~  
22 ~~or leased by the department, and~~ The arrested ~~detained~~ person  
23 shall be surrendered without delay to the sheriff of the  
24 county in which the arrest ~~detention~~ is made, with a formal  
25 complaint subsequently made against her or him in accordance  
26 with law.

27 Section 2. This act shall take effect upon becoming a  
28 law.

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
COMMITTEE SUBSTITUTE FOR  
Senate Bills 1708 and 1626

The Committee Substitute adopts the entire statutory language from SB 1708, limits the scope of the prison inspector/law enforcement officers to the jurisdiction of the Department of Corrections, and changes the effective date.