

# SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

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

BILL: SB 918  
 SPONSOR: Senator Sanderson  
 SUBJECT: Juvenile Justice Funding  
 DATE: March 14, 2001      REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Dugger	Cannon	CJ	Favorable
2.	_____	_____	APJ	_____
3.	_____	_____	AP	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

**I. Summary:**

Senate Bill 918 would allow fixed capital outlay money (\$2,000,000) that was appropriated in the FY 2000-01 General Appropriation Act for PACE relocation and expansion to be released without a 50-year lease being executed to the Department of Juvenile Justice (DJJ), in spite of the proviso language requiring such a lease.

This bill creates an unnumbered section of the Florida Statutes.

**II. Present Situation:**

Practical Academic and Cultural Education Centers for Girls, Inc. (PACE) is a gender-specific prevention program designed to prevent high-risk girls from becoming delinquent. These day treatment programs allow girls on probation or those referred by schools and families to attend school in an alternative setting. The program participants also receive counseling and therapy designed specifically for females. Curriculum topics include avoiding teen pregnancy, acquiring parenting skills, healing from physical or sexual abuse, and learning about health and hygiene.

The Legislature appropriated \$2,000,000 for the PACE Relocation and Expansion project in Specific Appropriation 1149A in the FY 2000-2001 General Appropriations Act for the purpose of reducing juvenile crime as approved by the Juvenile Justice Review Panel. According to the DJJ, this fixed capital outlay appropriation was for the PACE facility in Broward County. Proviso language states that these funds “shall not be used for fixed capital outlay improvements to privately owned lands or facilities except upon execution of a lease to the DJJ affording use of the land and facility for juvenile justice purposes for 50 years.” According to the department, there has been no such lease executed because PACE is not interested in signing a lease for 50 years.

**III. Effect of Proposed Changes:**

Senate Bill 918 would allow the fixed capital outlay money appropriated in Specific Appropriation 1149A in the FY 2000-01 General Appropriation Act (\$2,000,000) for PACE relocation and expansion to be released without a 50-year lease being executed to the DJJ, in spite of the proviso language requiring such a lease. Instead, under the bill, the department would be given a first mortgage lien of 10 years on the facility relocated or expanded with the appropriation.

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

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**V. Economic Impact and Fiscal Note:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

This bill, by facilitating the release of appropriated funds, will positively impact girls who are otherwise eligible to participate in the PACE program in Broward County.

**C. Government Sector Impact:**

Since this money has already been appropriated, the bill will not have a fiscal impact.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

According to the department, the bill will permit improvement of a private sector building with public money. Without the long-term lease agreement, there is no legal remedy if the provider decides to use the building for purposes other than juvenile justice after the expiration of 10 years. The "useful life" of the improvement is expected to exceed 10 years, according to the DJJ.

**VIII. Amendments:**

None.

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This Senate staff analysis does not reflect the intent or official position of the bill's sponsor or the Florida Senate.

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