

By Senator Fasano

11-00955-09

20091594\_\_

1                   A bill to be entitled  
2           An act relating to probation and community control;  
3           amending ss. 947.005 and 948.001, F.S.; redefining the  
4           terms "qualified practitioner" and "risk assessment"  
5           with regard to the Parole Commission and probation and  
6           community control programs within the Department of  
7           Corrections, respectively; providing an effective  
8           date.

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

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12           Section 1. Subsections (9) and (10) of section 947.005,  
13   Florida Statutes, are amended to read:

14           947.005 Definitions.—As used in this chapter, unless the  
15   context clearly indicates otherwise:

16           (9) "Qualified practitioner" means a psychiatrist licensed  
17   under chapter 458 or chapter 459, a psychologist licensed under  
18   chapter 490, or a social worker, a mental health counselor, or a  
19   marriage and family therapist licensed under chapter 491 who, as  
20   determined by rule of the respective boards, has the coursework,  
21   training, qualifications, and experience to evaluate and treat  
22   sex offenders ~~practices in accordance with his or her respective~~  
23   ~~practice act.~~

24           (10) "Risk assessment" means an assessment completed by a  
25   ~~an independent~~ qualified practitioner to evaluate the level of  
26   risk associated when a sex offender has contact with a child.

27           Section 2. Subsections (6) and (7) of section 948.001,  
28   Florida Statutes, are amended to read:

29           948.001 Definitions.—As used in this chapter, the term:

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30 (6) "Qualified practitioner" means a psychiatrist licensed  
31 under chapter 458 or chapter 459, a psychologist licensed under  
32 chapter 490, or a social worker, a mental health counselor, or a  
33 marriage and family therapist licensed under chapter 491 who, as  
34 determined by rule of the respective boards, has the coursework,  
35 training, qualifications, and experience to evaluate and treat  
36 sex offenders ~~practices in accordance with his or her respective~~  
37 ~~practice act.~~

38 (7) "Risk assessment" means an assessment completed by a ~~an~~  
39 ~~independent~~ qualified practitioner to evaluate the level of risk  
40 associated when a sex offender has contact with a child.

41 Section 3. This act shall take effect July 1, 2009.