

**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.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: CS/SB 1056

INTRODUCER: Criminal Justice Committee and Senator Simpson

SUBJECT: PACE Center for Girls

DATE: January 22, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Stokes</u>	<u>Jones</u>	<u>CJ</u>	<b>Fav/CS</b>
2.	<u>Jameson</u>	<u>Kynoch</u>	<u>AP</u>	<b>Favorable</b>

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**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

CS/SB 1056 creates section 985.175, Florida Statutes, which authorizes the Department of Juvenile Justice (DJJ) to contract with PACE Center for Girls, to provide services including, but not limited to, education, counseling, training, and advocacy as an alternative to commitment and institutionalization of girls and young women. Contracts under this section must be authorized by and consistent with funding appropriated in the General Appropriations Act and be in accordance with section 985.644, Florida Statutes.

This bill is effective July 1, 2020.

**II. Present Situation:**

The PACE Center for Girls (PACE) is a 501(c)3 non-profit organization whose mission is to provide girls and young women an opportunity for a better future through education, counseling, training, and advocacy. PACE has 21 centers in Florida, which serve over 3,000 girls and young women per year. PACE is recognized as a national model for reducing recidivism and improving school success, employment, and self-sufficiency among girls by multiple agencies, including the National Council on Crime and Delinquency, and the Office of Juvenile Justice and Delinquency Prevention.<sup>1</sup>

The DJJ currently contracts with the PACE for the following services:

- Community-based, gender-specific prevention and intervention services;

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<sup>1</sup> *About Us*, Pace Center for Girls, available at <https://www.pacecenter.org/about-us> (last accessed January 6, 2020).

- Case management; non-clinical/clinical therapy;
- Transition planning; referral services; career exploration; Girls Circle (trauma management and behavioral management); and
- The REACH Program (which is a diversion program that includes case management, biopsychosocial assessment, group therapy, non-clinical mentoring/skills building, and parent/youth engagement activities).<sup>2</sup>

### **Department of Juvenile Justice Contracting Powers**

Section 985.644, F.S., authorizes the DJJ to contract with the Federal Government, other state departments and agencies, county and municipal governments and agencies, public and private agencies, and private individuals and corporations to carry out its purpose and responsibilities.<sup>3</sup>

Entities that enter into contracts with the DJJ must ensure that its owners, operators, and personnel who have direct contact with children are subject to background screening.<sup>4</sup> All employees of the DJJ and personnel of contract providers for any program for children, including all owners, operators, employees, persons who have access to confidential juvenile records, and volunteers, must complete:

- A level 2 employment screening.
- A national criminal records check by the Federal Bureau of Investigation every 5 years following the date of the person's employment.<sup>5</sup>

Additionally this section provides what action the DJJ must take if there are policy changes that affect a contracted entity. The DJJ must provide notice of policy changes that affect contracted delinquency services and programs. This procedure must include:

- Public notice of policy development.
- Opportunity for public comment on the proposed policy.
- Assessment for fiscal impact upon the DJJ and providers.
- The DJJ's response to comments received.<sup>6</sup>

### **General Appropriations**

Florida is constitutionally required to balance its budget each fiscal year.<sup>7</sup> Florida's fiscal year runs from July 1st to June 30th. The State budget is grouped into three categories of funding:

- General Revenue Funds;
- State trust funds; and
- Federal funds.

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<sup>2</sup> Department of Juvenile Justice, *2020 Agency Analysis of SB 1056* (December 20, 2019). On file with the Senate Committee on Criminal Justice.

<sup>3</sup> Section 985.644(a), F.S.

<sup>4</sup> Section 985.644(b), F.S.

<sup>5</sup> Section 985.644(3)(a), F.S.

<sup>6</sup> Section 985.644(2), F.S.

<sup>7</sup> FLA. CONST., art. III, s. 19(a).

The Governor is required to present his or her budget recommendations to the Legislature 30 days prior to the start of a legislative session.<sup>8</sup> During the legislative session, both the House and Senate work to pass their own appropriations bills within their respective chambers. The General Appropriations Act is enacted annually and establishes the funding sources, specific uses of funds, and the spending authority for state agencies for each state fiscal year.

The 2019-20 General Appropriations Act appropriated \$2,500,000 for nonrecurring fixed capital outlay funding and \$21,319,808 in recurring General Revenue funding for PACE services.<sup>9</sup>

### **III. Effect of Proposed Changes:**

This bill creates s. 985.175, F.S., which authorizes the Department of Juvenile Justice (DJJ) to contract with PACE Center for Girls, to provide services including, but not limited to, education, counseling, training, and advocacy as an alternative to commitment and institutionalization of girls and young women. Contracts under this section must be authorized by and consistent with funding appropriated in the General Appropriations Act and be in accordance with s. 985.644, F.S.

This bill is effective July 1, 2020.

### **IV. Constitutional Issues:**

#### **A. Municipality/County Mandates Restrictions:**

None.

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

None.

#### **C. Trust Funds Restrictions:**

None.

#### **D. State Tax or Fee Increases:**

None.

#### **E. Other Constitutional Issues:**

None identified.

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<sup>8</sup> Section 216.162, F.S.

<sup>9</sup> Chapter 2019-115, L.O.F.

**V. Fiscal Impact Statement:**

## A. Tax/Fee Issues:

None.

## B. Private Sector Impact:

None.

## C. Government Sector Impact:

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill creates section 985.175 of the Florida Statutes.

**IX. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)**CS by Criminal Justice on January 14, 2020:**

The committee substitute specifies that the contracts with PACE are in accordance with s. 985.644, F.S. The committee substitute adds the language “including, but not limited to,” to ensure that contracts with PACE are not limited to the services listed in the bill.

## B. Amendments:

None.