

		COL A93	
		SCH VIIIIB-2	
		REDUCTIONS	
	POS	AMOUNT	CODES

CORRECTIONS, DEPT OF			70000000
PGM: SECURITY/INSTIT OPER			70030000
<u>ADULT MALE CUSTODY OPER</u>			70031100
PUBLIC PROTECTION			12
<u>ADULT PRISONS</u>			<u>1206.00.00.00</u>
PROGRAM REDUCTIONS			33V0000
REMAINING SENTENCE 24 MONTHS			
OR MORE			33V0010
SALARIES AND BENEFITS			010000
		1,659.00-	
GENERAL REVENUE FUND	-STATE	95,016,826-	1000 1
		=====	
OTHER PERSONAL SERVICES			030000
GENERAL REVENUE FUND	-STATE	965,221-	1000 1
		=====	
EXPENSES			040000
GENERAL REVENUE FUND	-STATE	9,525,813-	1000 1
		=====	
FOOD PRODUCTS			070000
GENERAL REVENUE FUND	-STATE	5,147,846-	1000 1
		=====	
SPECIAL CATEGORIES			100000
CONTRACTED SERVICES			100777
GENERAL REVENUE FUND	-STATE	3,286,348-	1000 1
		=====	
FOOD SERVICE/PRODUCTION			102025
GENERAL REVENUE FUND	-STATE	563,046-	1000 1
		=====	
SALARY INCENTIVE PAYMENTS			103290
GENERAL REVENUE FUND	-STATE	402,175-	1000 1
		=====	
TOTAL: REMAINING SENTENCE 24 MONTHS			33V0010
OR MORE			
TOTAL POSITIONS.....		1,659.00-	
TOTAL ISSUE.....		114,907,275-	
		=====	

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES

CORRECTIONS, DEPT OF		70000000
PGM: SECURITY/INSTIT OPER		70030000
<u>ADULT MALE CUSTODY OPER</u>		70031100
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
PROGRAM REDUCTIONS		33V0000
REMAINING SENTENCE 24 MONTHS		
OR MORE		33V0010

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:

IT COMPONENT? NO

Priority #2

Pursuant to Section 944.17 (3)(a), Florida Statutes, "notwithstanding the provisions of s. 948.03, only those persons who are convicted and sentenced in circuit court to a cumulative sentence of incarceration for 1 year or more, whether sentence is imposed in the same or separate circuits, may be received by the department into the state correctional system. Such persons shall be delivered to the custody of the department at such reception and classification centers as shall be provided for this purpose."

This proposal would require changing the statute from individuals sentenced to 1 year or more being sent to the Department of Corrections (Department) to only sending those with 24 months or more left to serve on their sentence. In many cases, individuals who are sentenced to 2 years or more spend a much shorter period of time in Department custody due to credit for time served and other factors which is costly to the Department since all inmates must go through the same resource intensive process reception process, regardless of the amount of time on their sentence.

RECEPTION

The Department is statutorily mandated to provide for a reception process that fully diagnoses and assesses each and every inmate received into custody to determine his/her needs. This process ensures that inmates are correctly classified for security purposes and placed in facilities best suited to meet the individual's needs identified at intake. The process requires coordination of all units such as Security, Classification, Medical and Mental Health, and Education and Substance Abuse Services. The reception process includes verification of commitment information, medical and mental health exams, property inventory, fingerprinting, formal orientation as well as a myriad of other exams and assessments necessary to comply with statutory mandates. Generally the reception process takes several weeks to complete, but this is dependent upon the inmate's medical and/or mental health needs, which may require more detailed evaluation. All inmates entering the Department of Correction system, regardless of the time they will serve, must go through the same resource intensive reception process.

RELEASE

The release process serves to ensure that inmates are released only after applicable statutory requirements and transitional needs are met. This typically draws in both institutional and community based resources, ranging from the release officer to medical and mental health staff, probation officers, the courts or the Florida Commission of Offender Review, Department of Children and Families, sheriffs offices, and various community service providers. The same resource-intensive process is applicable regardless of the period of incarceration in the Department. The time frame for the release process is such that when incarceration in DOC custody is less than 24 months, and depending on credit for time served, the inmate will have hardly cleared the reception process before the release process begins; sometimes the two overlap.

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
		70000000
CORRECTIONS, DEPT OF		70030000
PGM: SECURITY/INSTIT OPER		70031100
<u>ADULT MALE CUSTODY OPER</u>		12
PUBLIC PROTECTION		<u>1206.00.00.00</u>
<u>ADULT PRISONS</u>		33V0000
PROGRAM REDUCTIONS		
REMAINING SENTENCE 24 MONTHS		
OR MORE		33V0010

Below is a listing of the prevalent offenses for the inmates used in the proposal:

Description	Percent
DRUGS, MANUFACTURE/SALE/PURCHASE	15%
DRUGS, POSSESSION/OTHER	10%
STOLEN PROPERTY	8%
BURGLARY, STRUCTURE	7%
GRAND THEFT, OTHER	7%
BURGLARY, DWELLING	6%
WEAPONS, POSSESSION	4%
VIOLENT, OTHER	3%
ROBBERY WITHOUT WEAPON	3%
CRIMINAL JUSTICE SYSTEM	3%
OTHER THEFT/PROPERTY DAMAGE	3%
ESCAPE	3%
FRAUDULENT PRACTICES	2%
TRAFFIC, OTHER	2%
GRAND THEFT, AUTOMOBILE	2%
DRUGS, TRAFFICKING	2%
AGGRAVATED ASSAULT	2%
FORGERY/COUNTERFEITING	2%
ASSAULT/BATTERY ON L.E.O.	2%
AGGRAVATED BATTERY	2%
ASSAULT/BATTERY, OTHER	2%

This proposal would require revision to Section 944.17(3)(a), Florida Statutes.

COL A93 SCH VIIIIB-2 REDUCTIONS		CODES
POS	AMOUNT	
CORRECTIONS, DEPT OF		70000000
PGM: SECURITY/INSTIT OPER		70030000
<u>ADULT MALE CUSTODY OPER</u>		70031100
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
PROGRAM REDUCTIONS		33V0000
REMAINING SENTENCE 24 MONTHS OR MORE		33V0010

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A93 - SCH VIIIIB-2 REDUCTIONS							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
P101 PROPOSED CLASS CODE D1003 001	1,659.00-					0.00	
TOTALS FOR ISSUE BY FUND							
	1,659.00-						
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							95,016,826-
							95,016,826-

OFFENDERS SCORING FORTY-FOUR OR LESS POINTS							33V0020
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	584.00-	33,436,489-					1000 1
=====							
OTHER PERSONAL SERVICES							030000
GENERAL REVENUE FUND -STATE	339,662-						1000 1
=====							

		COL A93	
		SCH VIII B-2	
		REDUCTIONS	
POS	AMOUNT		CODES

CORRECTIONS, DEPT OF			70000000
PGM: SECURITY/INSTIT OPER			70030000
<u>ADULT MALE CUSTODY OPER</u>			70031100
PUBLIC PROTECTION			12
<u>ADULT PRISONS</u>			<u>1206.00.00.00</u>
PROGRAM REDUCTIONS			33V0000
OFFENDERS SCORING FORTY-FOUR OR			
LESS POINTS			33V0020
EXPENSES			040000
GENERAL REVENUE FUND	-STATE 3,352,140-		1000 1
	=====		
FOOD PRODUCTS			070000
GENERAL REVENUE FUND	-STATE 1,811,531-		1000 1
	=====		
SPECIAL CATEGORIES			100000
CONTRACTED SERVICES			100777
GENERAL REVENUE FUND	-STATE 1,156,468-		1000 1
	=====		
FOOD SERVICE/PRODUCTION			102025
GENERAL REVENUE FUND	-STATE 198,136-		1000 1
	=====		
SALARY INCENTIVE PAYMENTS			103290
GENERAL REVENUE FUND	-STATE 141,526-		1000 1
	=====		
TOTAL: OFFENDERS SCORING FORTY-FOUR OR			33V0020
LESS POINTS			
TOTAL POSITIONS.....	584.00-		
TOTAL ISSUE.....	40,435,952-		
	=====		

AGENCY ISSUE NARRATIVE:

SCH VIII B-2 NARR 19-20 NARRATIVE:
 Priority #1

IT COMPONENT? NO

The Criminal Punishment Code allows for a non-state prison sanction for offenders scoring 44 or less total points. This proposal would suggest only offenders sentenced to greater than 44 points receive a prison sentence therefore reducing prison admissions. Section 775.082(10) was enacted in 2009 as a prison diversion program to keep certain offenders out of the state prison system and to steer them to community based sanctions that could provide for public safety at a

COL A93 SCH VIIIIB-2 REDUCTIONS		CODES
POS	AMOUNT	
CORRECTIONS, DEPT OF		70000000
PGM: SECURITY/INSTIT OPER		70030000
<u>ADULT MALE CUSTODY OPER</u>		70031100
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
PROGRAM REDUCTIONS		33V0000
OFFENDERS SCORING FORTY-FOUR OR LESS POINTS		33V0020

reduced cost. Under this statute the legislature mandates a non-state prison sanction for offenders who are convicted of a third degree, non-forcible felony (third degree felony burglary is not a forcible felony for this purpose) and who score 22 points or less. An exception is made when the court makes a written finding that a non-state sanction could present a danger to the public.

This proposal would expand this sentencing policy to mandate non-state prison for all offenders scoring 44 points or less. Like the offenders that fall within the parameters of s.775.082(10), most of these offenders will be convicted of non-violent crimes that can adequately managed short of a prison term. For those requiring incarceration, the court could still impose a year in jail. Also, this approach takes seriously the scoring system itself, under which a total sentence score of 44 would convert to a 12 month jail term (see s.921.0024(2), 44 28 X .75 = 12).

This proposal would require revision to Section 921.0024, Florida Statutes.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A93 - SCH VIIIIB-2 REDUCTIONS							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
P101 PROPOSED CLASS CODE							
D1001 001	584.00-					0.00	
TOTALS FOR ISSUE BY FUND							
	584.00-						
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							33,436,489-
							33,436,489-

COL A93			
SCH VIIIIB-2			
REDUCTIONS			
POS	AMOUNT		CODES

CORRECTIONS, DEPT OF			70000000
PGM: SECURITY/INSTIT OPER			70030000
<u>ADULT MALE CUSTODY OPER</u>			70031100
PUBLIC PROTECTION			12
<u>ADULT PRISONS</u>			<u>1206.00.00.00</u>
PROGRAM REDUCTIONS			33V0000
GAIN TIME FOR JAIL CREDIT			33V0030
EXPENSES			040000
GENERAL REVENUE FUND	-STATE	419,458-	1000 1
		=====	
FOOD PRODUCTS			070000
GENERAL REVENUE FUND	-STATE	212,197-	1000 1
		=====	
SPECIAL CATEGORIES			100000
CONTRACTED SERVICES			100777
GENERAL REVENUE FUND	-STATE	7,402-	1000 1
		=====	
FOOD SERVICE/PRODUCTION			102025
GENERAL REVENUE FUND	-STATE	22,207-	1000 1
		=====	
TOTAL: GAIN TIME FOR JAIL CREDIT			33V0030
TOTAL ISSUE.....		661,264-	
		=====	

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:

IT COMPONENT? NO

Priority #3

Since 1889, Florida law has encouraged good conduct through the award of gain time, that is, time off of a sentence in exchange for engaging in productive behavior. The current statute governing the award of gain time, s.944.275, recognizes it as an important tool for managing the inmate population and promoting the rehabilitative goals of the state. The statute grants the Department authority to award gain time, in order to encourage satisfactory prisoner behavior, to provide incentive for prisoners to participate in productive activities, and to reward prisoners who perform outstanding deeds or services. The statute authorizes the Department to award up to 10 days of incentive gain time per month, capping awards at 15% of the sentence (thus requiring service of at least 85% of the sentence). Sex offenders who committed their crimes 10/1/14 or after are ineligible for incentive gain time.

The administrative rule implementing the award of incentive gain time separates the evaluation of inmates into two categories, each of which accounts for up to 4 days of the 10 day potential award. First, The security evaluation is the rating of an inmate's institutional adjustment that includes evaluation of all areas of daily institutional routine with

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
		70000000
		70030000
		70031100
		12
		<u>1206.00.00.00</u>
		33V0000
		33V0030

CORRECTIONS, DEPT OF
 PGM: SECURITY/INSTIT OPER
ADULT MALE CUSTODY OPER
 PUBLIC PROTECTION
ADULT PRISONS
 PROGRAM REDUCTIONS
 GAIN TIME FOR JAIL CREDIT

the exception of the inmate's work and program assignments (33-601.101(3)(a)1). Second, The performance evaluation is the rating of the inmate's performance in work and program assignments (33-601.101(3)(a)2). Beyond the award indicated strictly by the individual ratings, the inmate's classification officer can modify the amount up to 2 days.

This proposal would modify the administrative rule to expand consideration for the award of incentive gain time to include the time served in jail prior to sentence. This time must be credited to the sentence by the court pursuant to s.921.161(1). Neither the 85% minimum nor the ban on awarding gain time to sex offenders would be altered. This change would advance three important legislative goals:

- 1) It would encourage positive inmate conduct while in jail awaiting sentencing.
- 2) By allowing inmates who spend a larger percentage of their sentence in jail due to lack of funds to achieve their release closer to their 85% date, it would mitigate the unequal result of being unable to afford to bond out of jail before sentence.
- 3) Cost savings.

DIVERT FIRST TIME DRUG OFFENDERS TO PROBATION		33V0050
SALARIES AND BENEFITS		010000
GENERAL REVENUE FUND -STATE	42.00- 2,399,273-	1000 1
	=====	
EXPENSES		040000
GENERAL REVENUE FUND -STATE	854,647-	1000 1
	=====	
FOOD PRODUCTS		070000
GENERAL REVENUE FUND -STATE	419,998-	1000 1
	=====	
SPECIAL CATEGORIES		100000
CONTRACTED SERVICES		100777
GENERAL REVENUE FUND -STATE	14,651-	1000 1
	=====	

COL A93			
SCH VIIIIB-2			
REDUCTIONS			
POS	AMOUNT		CODES
CORRECTIONS, DEPT OF			70000000
PGM: SECURITY/INSTIT OPER			70030000
<u>ADULT MALE CUSTODY OPER</u>			70031100
PUBLIC PROTECTION			12
<u>ADULT PRISONS</u>			<u>1206.00.00.00</u>
PROGRAM REDUCTIONS			33V0000
DIVERT FIRST TIME DRUG OFFENDERS			
TO PROBATION			33V0050
SPECIAL CATEGORIES			100000
FOOD SERVICE/PRODUCTION			102025
GENERAL REVENUE FUND	-STATE	43,953-	1000 1
		=====	
SALARY INCENTIVE PAYMENTS			103290
GENERAL REVENUE FUND	-STATE	80,581-	1000 1
		=====	
TR/DMS/HR SVCS/STW CONTRCT			107040
GENERAL REVENUE FUND	-STATE	24,419-	1000 1
		=====	
TOTAL: DIVERT FIRST TIME DRUG OFFENDERS			33V0050
TO PROBATION			
TOTAL POSITIONS.....		42.00-	
TOTAL ISSUE.....		3,837,522-	
		=====	

AGENCY ISSUE NARRATIVE:
 SCH VIIIIB-2 NARR 19-20 NARRATIVE:
 Priority #4

IT COMPONENT? NO

The Department proposes that inmates with a primary (most serious) offense of drugs (possession and lowest level, trafficking only) who have never been in prison be diverted to drug offender probation (DOP).

The Drug Offender Probation Supervision service performs intake and supervision of offenders sentenced to probation by the circuit courts with a specific focus on substance abuse treatment and rehabilitation of offenders who have committed drug related offenses. This is accomplished through monitoring, supervision and testing of offenders to ensure compliance with the court's terms of their sentence. This service also collects restitution on behalf of the victims and other court ordered costs.

This proposal would required revision to Section 921.00241, Florida Statutes.

COL A93 SCH VIIIIB-2 REDUCTIONS		CODES
POS	AMOUNT	
CORRECTIONS, DEPT OF		70000000
PGM: SECURITY/INSTIT OPER		70030000
<u>ADULT MALE CUSTODY OPER</u>		70031100
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
PROGRAM REDUCTIONS		33V0000
DIVERT FIRST TIME DRUG OFFENDERS TO PROBATION		33V0050

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A93 - SCH VIIIIB-2 REDUCTIONS							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
P101 PROPOSED CLASS CODE D1005 001	42.00-					0.00	
TOTALS FOR ISSUE BY FUND							
	42.00-						
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							2,399,273-
							2,399,273-

LUMP SUM GAIN TIME							33V0080
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND	-STATE	156.00-	8,910,017-				1000 1
EXPENSES							
GENERAL REVENUE FUND	-STATE	1,996,732-					1000 1

COL A93			
SCH VIIIIB-2			
REDUCTIONS			
POS	AMOUNT		CODES

CORRECTIONS, DEPT OF			70000000
PGM: SECURITY/INSTIT OPER			70030000
<u>ADULT MALE CUSTODY OPER</u>			70031100
PUBLIC PROTECTION			12
<u>ADULT PRISONS</u>			<u>1206.00.00.00</u>
PROGRAM REDUCTIONS			33V0000
LUMP SUM GAIN TIME			33V0080
FOOD PRODUCTS			070000
GENERAL REVENUE FUND	-STATE 981,251-		1000 1
	=====		
SPECIAL CATEGORIES			100000
CONTRACTED SERVICES			100777
GENERAL REVENUE FUND	-STATE 34,230-		1000 1
	=====		
FOOD SERVICE/PRODUCTION			102025
GENERAL REVENUE FUND	-STATE 102,689-		1000 1
	=====		
SALARY INCENTIVE PAYMENTS			103290
GENERAL REVENUE FUND	-STATE 188,263-		1000 1
	=====		
TR/DMS/HR SVCS/STW CONTRCT			107040
GENERAL REVENUE FUND	-STATE 57,050-		1000 1
	=====		
TOTAL: LUMP SUM GAIN TIME			33V0080
TOTAL POSITIONS.....	156.00-		
TOTAL ISSUE.....	12,270,232-		
	=====		

AGENCY ISSUE NARRATIVE:
 SCH VIIIIB-2 NARR 19-20 NARRATIVE:
 Priority #5

IT COMPONENT? NO

This issue proposes a one-time lump sum gain time award of up to 47 days to eligible inmates. This reduction could only be achieved with legislative authorization. Inmates serving a life sentence, those with a sex offense as the primary offense and those with a release date more than 47 days past the end of the fiscal year would not be eligible. Inmates would still be required to serve any minimum mandatory sentence such as the 85% requirement. The Department estimates that implementation of this proposal would result in an average daily population reduction of 1,563 inmates in Fiscal Year 2019-20.

COL A93 SCH VIIIIB-2 REDUCTIONS		CODES
POS	AMOUNT	
CORRECTIONS, DEPT OF		70000000
PGM: SECURITY/INSTIT OPER		70030000
<u>ADULT MALE CUSTODY OPER</u>		70031100
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
PROGRAM REDUCTIONS		33V0000
LUMP SUM GAIN TIME		33V0080

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A93 - SCH VIIIIB-2 REDUCTIONS							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
P101 PROPOSED CLASS CODE							
D1006 001	156.00-					0.00	
TOTALS FOR ISSUE BY FUND							
	156.00-						
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							8,910,017-
							8,910,017-

TOTAL: ADULT PRISONS							<u>1206.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND.....	2,441.00-	172,112,245-					1000

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
		70000000
		70030000
		70031600
		12
		<u>1206.00.00.00</u>
		3300000
		3300100
		010000
	82.00-	
CORRECTION WORK PROGRAM TF-STATE	5,067,853-	2151 1
	=====	

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:
 Priority #6

IT COMPONENT? NO

Under master agreement with the Florida Department of Transportation (DOT), the Florida Department of Corrections (FDC) provides inmate work squads which perform highway and right-of-way maintenance for DOT districts across the state. The purpose of this agreement is for FDC to provide inmates working under the supervision of FDC (FDC Supervised Work Crews) to perform regularly scheduled specific maintenance activities as directed by the DOT, and to provide inmates who are assigned to and working under the supervision of DOT. DOT provides technical assistance and verbal and/or written instructions pertaining to work methods, reporting of production, and use of equipment/tools as required or necessary to perform the assigned tasks.

This proposal would reduce the number of FDC supervised work squads.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A93 - SCH VIIIIB-2 REDUCTIONS							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
P101 PROPOSED CLASS CODE							
D1007 001	82.00-					0.00	
TOTALS FOR ISSUE BY FUND							
	82.00-						
	=====	=====	=====	=====	=====		=====

COL A93 SCH VIIIIB-2 REDUCTIONS		CODES
POS	AMOUNT	
CORRECTIONS, DEPT OF		70000000
PGM: SECURITY/INSTIT OPER		70030000
<u>PUB SVC SQUADS/WRK RELEASE</u>		70031600
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
STATE FUNDING REDUCTIONS		3300000
REDUCE TRUST FUND AUTHORITY		3300100

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A93 - SCH VIIIIB-2 REDUCTIONS						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
OTHER SALARY AMOUNT						
						5,067,853-

						5,067,853-
						=====

COL A93			
SCH VIIIIB-2			
REDUCTIONS			
POS	AMOUNT		CODES
CORRECTIONS, DEPT OF			70000000
PGM: HEALTH SERVICES			70250000
<u>INMATE HEALTH SERVICES</u>			70251000
PUBLIC PROTECTION			12
<u>ADULT PRISONS</u>			<u>1206.00.00.00</u>
PROGRAM REDUCTIONS			33V0000
REMAINING SENTENCE 24 MONTHS			
OR MORE			33V0010
SPECIAL CATEGORIES			100000
INMATE HEALTH SERVICES			104017
GENERAL REVENUE FUND	-STATE 27,532,690-		1000 1
	=====		
GENERAL DRUGS			104530
GENERAL REVENUE FUND	-STATE 6,150,562-		1000 1
	=====		
TOTAL: REMAINING SENTENCE 24 MONTHS			33V0010
OR MORE			
TOTAL ISSUE.....	33,683,252-		
	=====		

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:
 Priority #2

IT COMPONENT? NO

Pursuant to Section 944.17 (3)(a), Florida Statutes, "notwithstanding the provisions of s. 948.03, only those persons who are convicted and sentenced in circuit court to a cumulative sentence of incarceration for 1 year or more, whether sentence is imposed in the same or separate circuits, may be received by the department into the state correctional system. Such persons shall be delivered to the custody of the department at such reception and classification centers as shall be provided for this purpose."

This proposal would require changing the statute from individuals sentenced to 1 year or more being sent to the Department of Corrections (Department) to only sending those with 24 months or more left to serve on their sentence. In many cases, individuals who are sentenced to 2 years or more spend a much shorter period of time in Department custody due to credit for time served and other factors which is costly to the Department since all inmates must go through the same resource intensive process reception process, regardless of the amount of time on their sentence.

RECEPTION

The Department is statutorily mandated to provide for a reception process that fully diagnoses and assesses each and every inmate received into custody to determine his/her needs. This process ensures that inmates are correctly classified for security purposes and placed in facilities best suited to meet the individual's needs identified at intake. The process requires coordination of all units such as Security, Classification, Medical and Mental Health, and Education and Substance Abuse Services. The reception process includes verification of commitment information, medical and mental health exams, property inventory, fingerprinting, formal orientation as well as a myriad of other exams and assessments

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
		70000000
CORRECTIONS, DEPT OF		70250000
PGM: HEALTH SERVICES		70251000
<u>INMATE HEALTH SERVICES</u>		12
PUBLIC PROTECTION		<u>1206.00.00.00</u>
<u>ADULT PRISONS</u>		33V0000
PROGRAM REDUCTIONS		
REMAINING SENTENCE 24 MONTHS		
OR MORE		33V0010

necessary to comply with statutory mandates. Generally the reception process takes several weeks to complete, but this is dependent upon the inmate's medical and/or mental health needs, which may require more detailed evaluation. All inmates entering the Department of Correction system, regardless of the time they will serve, must go through the same resource intensive reception process.

RELEASE

The release process serves to ensure that inmates are released only after applicable statutory requirements and transitional needs are met. This typically draws in both institutional and community based resources, ranging from the release officer to medical and mental health staff, probation officers, the courts or the Florida Commission of Offender Review, Department of Children and Families, sheriffs offices, and various community service providers. The same resource-intensive process is applicable regardless of the period of incarceration in the Department. The time frame for the release process is such that when incarceration in DOC custody is less than 24 months, and depending on credit for time served, the inmate will have hardly cleared the reception process before the release process begins; sometimes the two overlap.

Below is a listing of the prevalent offenses for the inmates used in the proposal:

Description	Percent
DRUGS, MANUFACTURE/SALE/PURCHASE	15%
DRUGS, POSSESSION/OTHER	10%
STOLEN PROPERTY	8%
BURGLARY, STRUCTURE	7%
GRAND THEFT, OTHER	7%
BURGLARY, DWELLING	6%
WEAPONS, POSSESSION	4%
VIOLENT, OTHER	3%
ROBBERY WITHOUT WEAPON	3%
CRIMINAL JUSTICE SYSTEM	3%
OTHER THEFT/PROPERTY DAMAGE	3%
ESCAPE	3%
FRAUDULENT PRACTICES	2%
TRAFFIC, OTHER	2%
GRAND THEFT, AUTOMOBILE	2%
DRUGS, TRAFFICKING	2%
AGGRAVATED ASSAULT	2%
FORGERY/COUNTERFEITING	2%
ASSAULT/BATTERY ON L.E.O.	2%
AGGRAVATED BATTERY	2%
ASSAULT/BATTERY, OTHER	2%

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
		70000000
		70250000
		70251000
		12
		<u>1206.00.00.00</u>
		33V0000
		33V0010

CORRECTIONS, DEPT OF
 PGM: HEALTH SERVICES
INMATE HEALTH SERVICES
 PUBLIC PROTECTION
ADULT PRISONS
 PROGRAM REDUCTIONS
 REMAINING SENTENCE 24 MONTHS
 OR MORE

70000000
 70250000
 70251000
 12
1206.00.00.00
 33V0000
 33V0010

This proposal would require revision to Section 944.17(3)(a), Florida Statutes.

OFFENDERS SCORING FORTY-FOUR OR
 LESS POINTS
 SPECIAL CATEGORIES
 INMATE HEALTH SERVICES

33V0020
 100000
 104017

GENERAL REVENUE FUND -STATE 9,688,773-
 =====

1000 1

GENERAL DRUGS

104530

GENERAL REVENUE FUND -STATE 2,164,387-
 =====

1000 1

TOTAL: OFFENDERS SCORING FORTY-FOUR OR
 LESS POINTS

33V0020

TOTAL ISSUE..... 11,853,160-
 =====

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:
 Priority #1

IT COMPONENT? NO

The Criminal Punishment Code allows for a non-state prison sanction for offenders scoring 44 or less total points. This proposal would suggest only offenders sentenced to greater than 44 points receive a prison sentence therefore reducing prison admissions. Section 775.082(10) was enacted in 2009 as a prison diversion program to keep certain offenders out of the state prison system and to steer them to community based sanctions that could provide for public safety at a reduced cost. Under this statute the legislature mandates a non-state prison sanction for offenders who are convicted of a third degree, non-forcible felony (third degree felony burglary is not a forcible felony for this purpose) and who score 22 points or less. An exception is made when the court makes a written finding that a non-state sanction could present a danger to the public.

This proposal would expand this sentencing policy to mandate non-state prison for all offenders scoring 44 points or less. Like the offenders that fall within the parameters of s.775.082(10), most of these offenders will be convicted of non-violent crimes that can adequately managed short of a prison term. For those requiring incarceration, the court could still impose a year in jail. Also, this approach takes seriously the scoring system itself, under which a total sentence

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES

CORRECTIONS, DEPT OF		70000000
PGM: HEALTH SERVICES		70250000
<u>INMATE HEALTH SERVICES</u>		70251000
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
PROGRAM REDUCTIONS		33V0000
OFFENDERS SCORING FORTY-FOUR OR LESS POINTS		33V0020

score of 44 would convert to a 12 month jail term (see s.921.0024(2), 44 28 X .75 = 12).

This proposal would require revision to Section 921.0024, Florida Statutes.

GAIN TIME FOR JAIL CREDIT		33V0030
SPECIAL CATEGORIES		100000
INMATE HEALTH SERVICES		104017
GENERAL REVENUE FUND -STATE	1,047,411-	1000 1
	=====	
GENERAL DRUGS		104530
GENERAL REVENUE FUND -STATE	241,805-	1000 1
	=====	
TOTAL: GAIN TIME FOR JAIL CREDIT		33V0030
TOTAL ISSUE.....	1,289,216-	
	=====	

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:

IT COMPONENT? NO

Priority #3

Since 1889, Florida law has encouraged good conduct through the award of gain time, that is, time off of a sentence in exchange for engaging in productive behavior. The current statute governing the award of gain time, s.944.275, recognizes it as an important tool for managing the inmate population and promoting the rehabilitative goals of the state. The statute grants the Department authority to award gain time, in order to encourage satisfactory prisoner behavior, to provide incentive for prisoners to participate in productive activities, and to reward prisoners who perform outstanding deeds or services. The statute authorizes the Department to award up to 10 days of incentive gain time per month, capping awards at 15% of the sentence (thus requiring service of at least 85% of the sentence). Sex offenders who committed their crimes 10/1/14 or after are ineligible for incentive gain time.

The administrative rule implementing the award of incentive gain time separates the evaluation of inmates into two categories, each of which accounts for up to 4 days of the 10 day potential award. First, The security evaluation is the rating of an inmate's institutional adjustment that includes evaluation of all areas of daily institutional routine with

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
CORRECTIONS, DEPT OF		70000000
PGM: HEALTH SERVICES		70250000
<u>INMATE HEALTH SERVICES</u>		70251000
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
PROGRAM REDUCTIONS		33V0000
GAIN TIME FOR JAIL CREDIT		33V0030

the exception of the inmate's work and program assignments (33-601.101(3)(a)1). Second, The performance evaluation is the rating of the inmate's performance in work and program assignments (33-601.101(3)(a)2). Beyond the award indicated strictly by the individual ratings, the inmate's classification officer can modify the amount up to 2 days.

This proposal would modify the administrative rule to expand consideration for the award of incentive gain time to include the time served in jail prior to sentence. This time must be credited to the sentence by the court pursuant to s.921.161(1). Neither the 85% minimum nor the ban on awarding gain time to sex offenders would be altered. This change would advance three important legislative goals:

- 1) It would encourage positive inmate conduct while in jail awaiting sentencing.
- 2) By allowing inmates who spend a larger percentage of their sentence in jail due to lack of funds to achieve their release closer to their 85% date, it would mitigate the unequal result of being unable to afford to bond out of jail before sentence.
- 3) Cost savings.

DIVERT FIRST TIME DRUG OFFENDERS TO PROBATION		33V0050
SPECIAL CATEGORIES		100000
INMATE HEALTH SERVICES		104017
GENERAL REVENUE FUND -STATE	2,073,131-	1000 1
	=====	
GENERAL DRUGS		104530
GENERAL REVENUE FUND -STATE	478,603-	1000 1
	=====	
TOTAL: DIVERT FIRST TIME DRUG OFFENDERS TO PROBATION		33V0050
TOTAL ISSUE.....	2,551,734-	
	=====	

AGENCY ISSUE NARRATIVE:
 SCH VIIIIB-2 NARR 19-20 NARRATIVE:
 Priority #4

IT COMPONENT? NO

The Department proposes that inmates with a primary (most serious) offense of drugs (possession and lowest level,

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
		70000000
		70250000
		70251000
		12
		<u>1206.00.00.00</u>
		33V0000
		33V0050

CORRECTIONS, DEPT OF
 PGM: HEALTH SERVICES
INMATE HEALTH SERVICES
 PUBLIC PROTECTION
ADULT PRISONS
 PROGRAM REDUCTIONS
 DIVERT FIRST TIME DRUG OFFENDERS
 TO PROBATION

70000000
 70250000
 70251000
 12
1206.00.00.00
 33V0000
 33V0050

trafficking only) who have never been in prison be diverted to drug offender probation (DOP).

The Drug Offender Probation Supervision service performs intake and supervision of offenders sentenced to probation by the circuit courts with a specific focus on substance abuse treatment and rehabilitation of offenders who have committed drug related offenses. This is accomplished through monitoring, supervision and testing of offenders to ensure compliance with the court's terms of their sentence. This service also collects restitution on behalf of the victims and other court ordered costs.

This proposal would required revision to Section 921.00241, Florida Statutes.

LUMP SUM GAIN TIME		33V0080
SPECIAL CATEGORIES		100000
INMATE HEALTH SERVICES		104017
GENERAL REVENUE FUND	-STATE 4,843,503-	1000 1
	=====	
GENERAL DRUGS		104530
GENERAL REVENUE FUND	-STATE 1,118,170-	1000 1
	=====	
TOTAL: LUMP SUM GAIN TIME		33V0080
TOTAL ISSUE.....	5,961,673-	
	=====	

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:
 Priority #5

IT COMPONENT? NO

This issue proposes a one-time lump sum gain time award of up to 47 days to eligible inmates. This reduction could only be achieved with legislative authorization. Inmates serving a life sentence, those with a sex offense as the primary offense and those with a release date more than 47 days past the end of the fiscal year would not be eligible. Inmates would still be required to serve any minimum mandatory sentence such as the 85% requirement. The Department estimates that implementation of this proposal would result in an average daily population reduction of 1,563 inmates in Fiscal Year 2019-20.

COL A93		
SCH VIII B-2		
REDUCTIONS		
POS	AMOUNT	CODES

CORRECTIONS, DEPT OF		70000000
PGM: HEALTH SERVICES		70250000
<u>INMATE HEALTH SERVICES</u>		70251000
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
TOTAL: ADULT PRISONS		<u>1206.00.00.00</u>
BY FUND TYPE		
GENERAL REVENUE FUND.....	55,339,035-	1000
	=====	

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
CORRECTIONS, DEPT OF		70000000
PGM: EDUCATION & PROGRAMS		70450000
<u>ADULT SUBST ABUSE/PREV/SVC</u>		70450100
PUBLIC PROTECTION		12
<u>DRUG CONTRL/SUBSTNCE ABUSE</u>		<u>1201.00.00.00</u>
PROGRAM REDUCTIONS		33V0000
REMAINING SENTENCE 24 MONTHS		
OR MORE		33V0010
SPECIAL CATEGORIES		100000
CONTRACT DRUG ABUSE SVCS		100716
GENERAL REVENUE FUND	-STATE 671,216-	1000 1

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:
 Priority #2

IT COMPONENT? NO

Pursuant to Section 944.17 (3)(a), Florida Statutes, "notwithstanding the provisions of s. 948.03, only those persons who are convicted and sentenced in circuit court to a cumulative sentence of incarceration for 1 year or more, whether sentence is imposed in the same or separate circuits, may be received by the department into the state correctional system. Such persons shall be delivered to the custody of the department at such reception and classification centers as shall be provided for this purpose."

This proposal would require changing the statute from individuals sentenced to 1 year or more being sent to the Department of Corrections (Department) to only sending those with 24 months or more left to serve on their sentence. In many cases, individuals who are sentenced to 2 years or more spend a much shorter period of time in Department custody due to credit for time served and other factors which is costly to the Department since all inmates must go through the same resource intensive process reception process, regardless of the amount of time on their sentence.

RECEPTION

The Department is statutorily mandated to provide for a reception process that fully diagnoses and assesses each and every inmate received into custody to determine his/her needs. This process ensures that inmates are correctly classified for security purposes and placed in facilities best suited to meet the individual's needs identified at intake. The process requires coordination of all units such as Security, Classification, Medical and Mental Health, and Education and Substance Abuse Services. The reception process includes verification of commitment information, medical and mental health exams, property inventory, fingerprinting, formal orientation as well as a myriad of other exams and assessments necessary to comply with statutory mandates. Generally the reception process takes several weeks to complete, but this is dependent upon the inmate's medical and/or mental health needs, which may require more detailed evaluation. All inmates entering the Department of Correction system, regardless of the time they will serve, must go through the same resource intensive reception process.

RELEASE

The release process serves to ensure that inmates are released only after applicable statutory requirements and transitional needs are met. This typically draws in both institutional and community based resources, ranging from the release officer to medical and mental health staff, probation officers, the courts or the Florida Commission of Offender

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
		70000000
		70450000
		70450100
		12
		<u>1201.00.00.00</u>
		33V0000
		33V0010

CORRECTIONS, DEPT OF
 PGM: EDUCATION & PROGRAMS
ADULT SUBST ABUSE/PREV/SVC
 PUBLIC PROTECTION
DRUG CONTRL/SUBSTNCE ABUSE
 PROGRAM REDUCTIONS
 REMAINING SENTENCE 24 MONTHS
 OR MORE

Review, Department of Children and Families, sheriffs offices, and various community service providers. The same resource-intensive process is applicable regardless of the period of incarceration in the Department. The time frame for the release process is such that when incarceration in DOC custody is less than 24 months, and depending on credit for time served, the inmate will have hardly cleared the reception process before the release process begins; sometimes the two overlap.

Below is a listing of the prevalent offenses for the inmates used in the proposal:

Description	Percent
DRUGS, MANUFACTURE/SALE/PURCHASE	15%
DRUGS, POSSESSION/OTHER	10%
STOLEN PROPERTY	8%
BURGLARY, STRUCTURE	7%
GRAND THEFT, OTHER	7%
BURGLARY, DWELLING	6%
WEAPONS, POSSESSION	4%
VIOLENT, OTHER	3%
ROBBERY WITHOUT WEAPON	3%
CRIMINAL JUSTICE SYSTEM	3%
OTHER THEFT/PROPERTY DAMAGE	3%
ESCAPE	3%
FRAUDULENT PRACTICES	2%
TRAFFIC, OTHER	2%
GRAND THEFT, AUTOMOBILE	2%
DRUGS, TRAFFICKING	2%
AGGRAVATED ASSAULT	2%
FORGERY/COUNTERFEITING	2%
ASSAULT/BATTERY ON L.E.O.	2%
AGGRAVATED BATTERY	2%
ASSAULT/BATTERY, OTHER	2%

This proposal would require revision to Section 944.17(3)(a), Florida Statutes.

COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
		70000000
		70450000
		70450100
		12
		<u>1201.00.00.00</u>
		33V0000
		33V0020
		100000
		100716
GENERAL REVENUE FUND	-STATE 236,201-	1000 1
	=====	

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:
 Priority #1

IT COMPONENT? NO

The Criminal Punishment Code allows for a non-state prison sanction for offenders scoring 44 or less total points. This proposal would suggest only offenders sentenced to greater than 44 points receive a prison sentence therefore reducing prison admissions. Section 775.082(10) was enacted in 2009 as a prison diversion program to keep certain offenders out of the state prison system and to steer them to community based sanctions that could provide for public safety at a reduced cost. Under this statute the legislature mandates a non-state prison sanction for offenders who are convicted of a third degree, non-forcible felony (third degree felony burglary is not a forcible felony for this purpose) and who score 22 points or less. An exception is made when the court makes a written finding that a non-state sanction could present a danger to the public.

This proposal would expand this sentencing policy to mandate non-state prison for all offenders scoring 44 points or less. Like the offenders that fall within the parameters of s.775.082(10), most of these offenders will be convicted of non-violent crimes that can adequately managed short of a prison term. For those requiring incarceration, the court could still impose a year in jail. Also, this approach takes seriously the scoring system itself, under which a total sentence score of 44 would convert to a 12 month jail term (see s.921.0024(2), $44 \div 28 \times .75 = 12$).

This proposal would require revision to Section 921.0024, Florida Statutes.

TOTAL: DRUG CONTRL/SUBSTNCE ABUSE		<u>1201.00.00.00</u>
BY FUND TYPE		
GENERAL REVENUE FUND.....	907,417-	1000
	=====	

COL A93			
SCH VIIIIB-2			
REDUCTIONS			
POS	AMOUNT		CODES
CORRECTIONS, DEPT OF			70000000
PGM: EDUCATION & PROGRAMS			70450000
<u>BASIC EDUCATION SKILLS</u>			70450200
PUBLIC PROTECTION			12
<u>ADULT PRISONS</u>			<u>1206.00.00.00</u>
PROGRAM REDUCTIONS			33V0000
REMAINING SENTENCE 24 MONTHS			
OR MORE			33V0010
SALARIES AND BENEFITS			010000
	44.00-		
GENERAL REVENUE FUND	-STATE	2,521,741-	1000 1
	=====		
SPECIAL CATEGORIES			100000
CONTRACTED SERVICES			100777
GENERAL REVENUE FUND	-STATE	1,263,990-	1000 1
	=====		
TOTAL: REMAINING SENTENCE 24 MONTHS			33V0010
OR MORE			
TOTAL POSITIONS.....	44.00-		
TOTAL ISSUE.....		3,785,731-	
	=====		

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:

IT COMPONENT? NO

Priority #2

Pursuant to Section 944.17 (3)(a), Florida Statutes, "notwithstanding the provisions of s. 948.03, only those persons who are convicted and sentenced in circuit court to a cumulative sentence of incarceration for 1 year or more, whether sentence is imposed in the same or separate circuits, may be received by the department into the state correctional system. Such persons shall be delivered to the custody of the department at such reception and classification centers as shall be provided for this purpose."

This proposal would require changing the statute from individuals sentenced to 1 year or more being sent to the Department of Corrections (Department) to only sending those with 24 months or more left to serve on their sentence. In many cases, individuals who are sentenced to 2 years or more spend a much shorter period of time in Department custody due to credit for time served and other factors which is costly to the Department since all inmates must go through the same resource intensive process reception process, regardless of the amount of time on their sentence.

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COL A93		
SCH VIIIIB-2		
REDUCTIONS		
POS	AMOUNT	CODES
		70000000
CORRECTIONS, DEPT OF		70450000
PGM: EDUCATION & PROGRAMS		70450200
<u>BASIC EDUCATION SKILLS</u>		12
PUBLIC PROTECTION		<u>1206.00.00.00</u>
<u>ADULT PRISONS</u>		33V0000
PROGRAM REDUCTIONS		
REMAINING SENTENCE 24 MONTHS		
OR MORE		33V0010

health exams, property inventory, fingerprinting, formal orientation as well as a myriad of other exams and assessments necessary to comply with statutory mandates. Generally the reception process takes several weeks to complete, but this is dependent upon the inmate's medical and/or mental health needs, which may require more detailed evaluation. All inmates entering the Department of Correction system, regardless of the time they will serve, must go through the same resource intensive reception process.

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ESCAPE	3%
FRAUDULENT PRACTICES	2%
TRAFFIC, OTHER	2%
GRAND THEFT, AUTOMOBILE	2%
DRUGS, TRAFFICKING	2%
AGGRAVATED ASSAULT	2%
FORGERY/COUNTERFEITING	2%
ASSAULT/BATTERY ON L.E.O.	2%
AGGRAVATED BATTERY	2%
ASSAULT/BATTERY, OTHER	2%

COL A93 SCH VIIIIB-2 REDUCTIONS		CODES
POS	AMOUNT	
CORRECTIONS, DEPT OF		70000000
PGM: EDUCATION & PROGRAMS		70450000
<u>BASIC EDUCATION SKILLS</u>		70450200
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
PROGRAM REDUCTIONS		33V0000
REMAINING SENTENCE 24 MONTHS OR MORE		33V0010

This proposal would require revision to Section 944.17(3)(a), Florida Statutes.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A93 - SCH VIIIIB-2 REDUCTIONS							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
P101 PROPOSED CLASS CODE							
D1004 001	44.00-					0.00	
TOTALS FOR ISSUE BY FUND	44.00-						
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							2,521,741-
							2,521,741-

COL A93			
SCH VIIIIB-2			
REDUCTIONS			
POS	AMOUNT		CODES
CORRECTIONS, DEPT OF			70000000
PGM: EDUCATION & PROGRAMS			70450000
<u>BASIC EDUCATION SKILLS</u>			70450200
PUBLIC PROTECTION			12
<u>ADULT PRISONS</u>			<u>1206.00.00.00</u>
PROGRAM REDUCTIONS			33V0000
OFFENDERS SCORING FORTY-FOUR OR			
LESS POINTS			33V0020
SALARIES AND BENEFITS			010000
	16.00-		
GENERAL REVENUE FUND	-STATE	887,403-	1000 1
	=====		
SPECIAL CATEGORIES			100000
CONTRACTED SERVICES			100777
GENERAL REVENUE FUND	-STATE	444,799-	1000 1
	=====		
TOTAL: OFFENDERS SCORING FORTY-FOUR OR			33V0020
LESS POINTS			
TOTAL POSITIONS.....	16.00-		
TOTAL ISSUE.....		1,332,202-	
	=====		

AGENCY ISSUE NARRATIVE:

SCH VIIIIB-2 NARR 19-20 NARRATIVE:

IT COMPONENT? NO

Priority #1

The Criminal Punishment Code allows for a non-state prison sanction for offenders scoring 44 or less total points. This proposal would suggest only offenders sentenced to greater than 44 points receive a prison sentence therefore reducing prison admissions. Section 775.082(10) was enacted in 2009 as a prison diversion program to keep certain offenders out of the state prison system and to steer them to community based sanctions that could provide for public safety at a reduced cost. Under this statute the legislature mandates a non-state prison sanction for offenders who are convicted of a third degree, non-forcible felony (third degree felony burglary is not a forcible felony for this purpose) and who score 22 points or less. An exception is made when the court makes a written finding that a non-state sanction could present a danger to the public.

This proposal would expand this sentencing policy to mandate non-state prison for all offenders scoring 44 points or less. Like the offenders that fall within the parameters of s.775.082(10), most of these offenders will be convicted of non-violent crimes that can adequately managed short of a prison term. For those requiring incarceration, the court could still impose a year in jail. Also, this approach takes seriously the scoring system itself, under which a total sentence score of 44 would convert to a 12 month jail term (see s.921.0024(2), 44 28 X .75 = 12).

This proposal would require revision to Section 921.0024, Florida Statutes.

COL A93 SCH VIIIIB-2 REDUCTIONS		CODES
POS	AMOUNT	
CORRECTIONS, DEPT OF		70000000
PGM: EDUCATION & PROGRAMS		70450000
<u>BASIC EDUCATION SKILLS</u>		70450200
PUBLIC PROTECTION		12
<u>ADULT PRISONS</u>		<u>1206.00.00.00</u>
PROGRAM REDUCTIONS		33V0000
OFFENDERS SCORING FORTY-FOUR OR LESS POINTS		33V0020

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A93 - SCH VIIIIB-2 REDUCTIONS							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
P101 PROPOSED CLASS CODE							
D1002 001	16.00-					0.00	
TOTALS FOR ISSUE BY FUND							
	16.00-						
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							887,403-
							887,403-

TOTAL: ADULT PRISONS							<u>1206.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND.....	60.00-	5,117,933-					1000
TOTAL: CORRECTIONS, DEPT OF							
BY FUND TYPE							
GENERAL REVENUE FUND	233,476,630-						1000
TRUST FUNDS	5,067,853-						2000
TOTAL POSITIONS.....	2,583.00-						
TOTAL DEPARTMENT.....	238,544,483-						