

Amendment No. 5

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Appropriations Committee
 2 Representative Renner offered the following:

Amendment (with title amendment)

Remove lines 4357-4783 and insert:

6 Department of Defense contractor, provided any separation was
 7 not due to the former contractor's bad conduct; or an individual
 8 who is a current or former military member of a foreign allied
 9 country, provided any discharge was the equivalent of an
 10 honorable or general discharge, who suffers from a military
 11 service-related mental illness, traumatic brain injury,
 12 substance abuse disorder, or psychological problem, is eligible
 13 for voluntary admission into a pretrial veterans' treatment
 14 intervention program approved by the chief judge of the circuit,
 15 upon motion of either party or the court's own motion, except:

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16 1. If a defendant was previously offered admission to a
17 pretrial veterans' treatment intervention program at any time
18 before trial and the defendant rejected that offer on the
19 record, the court may deny the defendant's admission to such a
20 program.

21 2. If a defendant previously entered a court-ordered
22 veterans' treatment program, the court may deny the defendant's
23 admission into the pretrial veterans' treatment program.

24 Section 59. Section 948.081, Florida Statutes, is created
25 to read:

26 948.081 Community court programs.—

27 (1) Each judicial circuit may establish a community court
28 program for defendants charged with certain misdemeanor
29 offenses. Each community court shall, at a minimum:

30 (a) Adopt a nonadversarial approach.

31 (b) Establish an advisory committee to recommend solutions
32 and sanctions in each case.

33 (c) Provide for judicial leadership and interaction.

34 (d) In each particular case, consider the needs of the
35 victim, consider individualized treatment services for the
36 defendant, and monitor the defendant's compliance.

37 (2) The chief judge of the judicial circuit shall, by
38 administrative order, specify each misdemeanor offense eligible
39 for the community court program. In making such determination,

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40 the chief judge shall consider the particular needs and concerns
41 of the communities within the judicial circuit.

42 (3) A defendant's entry into any community court program
43 shall be voluntary.

44 (4) The chief judge shall appoint a community court
45 resource coordinator, who shall:

46 (a) Coordinate the responsibilities of the participating
47 agencies and service providers.

48 (b) Provide case management services.

49 (c) Monitor compliance by defendants with court
50 requirements.

51 (d) Manage the collection of data for program evaluation
52 and accountability.

53 (5) The chief judge of the judicial circuit shall appoint
54 members to an advisory committee for each community court. The
55 members of the advisory committee must include, at a minimum:

56 (a) The chief judge or a community court judge designated
57 by the chief judge, who shall serve as chair.

58 (b) The state attorney or his or her designee.

59 (c) The public defender or his or her designee.

60 (d) The community court resource coordinator.

61

62 The committee may also include community stakeholders, treatment
63 representatives, and other persons the chair deems appropriate.

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64 (6) The advisory committee shall review each defendant's
65 case. Each committee member may make recommendations to the
66 judge, including appropriate sanctions and treatment solutions
67 for the defendant. The judge shall consider such recommendations
68 and make the final decision concerning sanctions and treatment
69 with respect to each defendant.

70 (7) Each judicial circuit shall report client-level and
71 programmatic data to the Office of State Courts Administrator
72 annually for program evaluation. Client-level data include
73 primary offenses resulting in the community court referral or
74 sentence, treatment compliance, completion status, reasons for
75 failing to complete the program, offenses committed during
76 treatment and sanctions imposed, frequency of court appearances,
77 and units of service. Programmatic data include referral and
78 screening procedures, eligibility criteria, type and duration of
79 treatment offered, and residential treatment resources.

80 (8) The Department of Corrections, Department of Juvenile
81 Justice, Department of Health, Department of Law Enforcement,
82 Department of Education, law enforcement agencies, and other
83 government entities involved in the criminal justice system
84 shall support such community court programs.

85 (9) Community court program funding must be secured from
86 sources other than the state for costs not assumed by the state
87 under s. 29.004. However, this subsection does not preclude the

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88 use of funds provided for treatment and other services through
89 state executive branch agencies.

90 Section 60. Paragraph (a) of subsection (2) of section
91 948.16, Florida Statutes, is amended to read:

92 948.16 Misdemeanor pretrial substance abuse education and
93 treatment intervention program; misdemeanor pretrial veterans'
94 treatment intervention program; misdemeanor pretrial mental
95 health court program.-

96 (2) (a) A veteran, as defined in s. 1.01, including a
97 veteran who is discharged or released under a general discharge,
98 or servicemember, as defined in s. 250.01; an individual who is
99 a current or former United States Department of Defense
100 contractor, provided any separation was not due to the former
101 contractor's bad conduct; or an individual who is a current or
102 former military member of a foreign allied country, provided any
103 discharge was the equivalent of an honorable or general
104 discharge, who suffers from a military service-related mental
105 illness, traumatic brain injury, substance abuse disorder, or
106 psychological problem, and who is charged with a misdemeanor is
107 eligible for voluntary admission into a misdemeanor pretrial
108 veterans' treatment intervention program approved by the chief
109 judge of the circuit, for a period based on the program's
110 requirements and the treatment plan for the offender, upon
111 motion of either party or the court's own motion. However, the
112 court may deny the defendant admission into a misdemeanor

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113 pretrial veterans' treatment intervention program if the
114 defendant has previously entered a court-ordered veterans'
115 treatment program.

116 Section 61. Subsection (2) of section 948.21, Florida
117 Statutes, is amended to read:

118 948.21 Condition of probation or community control;
119 military servicemembers, and veterans, and others.—

120 (2) Effective for a probationer or community controllee
121 whose crime is committed on or after July 1, 2016, and who is a
122 veteran, as defined in s. 1.01, including a veteran who is
123 discharged or released under a general discharge, or
124 servicemember, as defined in s. 250.01; an individual who is a
125 current or former United States Department of Defense
126 contractor, provided any separation was not due to the former
127 contractor's bad conduct; or an individual who is a current or
128 former military member of a foreign allied country, provided any
129 discharge was the equivalent of an honorable or general
130 discharge, who suffers from a military service-related mental
131 illness, traumatic brain injury, substance abuse disorder, or
132 psychological problem, the court may, in addition to any other
133 conditions imposed, impose a condition requiring the probationer
134 or community controllee to participate in a treatment program
135 capable of treating the probationer or community controllee's
136 mental illness, traumatic brain injury, substance abuse
137 disorder, or psychological problem.

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138 Section 62. Section 951.22, Florida Statutes, is amended
139 to read:

140 951.22 County detention facilities; contraband articles.-

141 (1) It is unlawful, except through regular channels as
142 duly authorized by the sheriff or officer in charge, to
143 introduce into or possess upon the grounds of any
144 countydetention facility as defined in s. 951.23 or to give to
145 or receive from any inmate of any such facility wherever said
146 inmate is located at the time or to take or to attempt to take
147 or send therefrom any of the following articles, which are
148 ~~hereby declared to be~~ contraband:

149 ~~(a) for the purposes of this act, to wit:~~ Any written or
150 recorded communication. This paragraph does not apply to any
151 document or correspondence exchanged between a lawyer,
152 paralegal, or other legal staff, and an inmate at a detention
153 facility if such document or correspondence is otherwise
154 lawfully possessed and disseminated and relates to the legal
155 representation of the inmate.†

156 (b) Any currency or coin.†

157 (c) Any article of food or clothing.†

158 (d) Any tobacco products as defined in s. 210.25(12).†

159 (e) Any cigarette as defined in s. 210.01(1).†

160 (f) Any cigar.†

161 (g) Any intoxicating beverage or beverage that ~~which~~ causes
162 or may cause an intoxicating effect.†

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163 (h) Any narcotic, hypnotic, or excitative drug or drug of
164 any kind or nature, including nasal inhalators, sleeping pills,
165 barbiturates, and controlled substances as defined in s.
166 893.02(4).~~;~~

167 (i) Any firearm or any instrumentality customarily used or
168 which is intended to be used as a dangerous weapon.~~;~~ ~~and~~

169 (j) Any instrumentality of any nature which ~~that~~ may be or
170 is intended to be used as an aid in effecting or attempting to
171 effect an escape from a county facility.

172 (k) Any cellular telephone or other portable communication
173 device as described in s. 944.47(1)(a)6. The term does not
174 include any device that has communication capabilities which has
175 been approved or issued by the sheriff or officer in charge for
176 investigative or institutional security purposes or for
177 conducting other official business.

178 (2) A person who ~~whoever~~ violates paragraph (1)(a),
179 paragraph (1)(b), paragraph (1)(c), paragraph (1)(d), paragraph
180 (1)(e), paragraph (1)(f), or paragraph (1)(g) commits a
181 misdemeanor of the first degree, punishable as provided in s.
182 775.082 or s. 775.083. A person who violates paragraph (1)(h),
183 paragraph (1)(i), paragraph (1)(j), or paragraph (1)(k) commits
184 subsection (1) shall be guilty of a felony of the third degree,
185 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

186 Section 63. Subsection (1) of section 958.04, Florida
187 Statutes, is amended to read:

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188 958.04 Judicial disposition of youthful offenders.—

189 (1) The court may sentence as a youthful offender any
190 person:

191 (a) Who is at least 18 years of age or who has been
192 transferred for prosecution to the criminal division of the
193 circuit court pursuant to chapter 985;

194 (b) Who is found guilty of or who has tendered, and the
195 court has accepted, a plea of nolo contendere or guilty to a
196 crime that is, under the laws of this state, a felony if such
197 crime was committed before the defendant turned 21 years of age
198 ~~the offender is younger than 21 years of age at the time~~
199 ~~sentence is imposed~~; and

200 (c) Who has not previously been classified as a youthful
201 offender under the provisions of this act; however, a person who
202 has been found guilty of a capital or life felony may not be
203 sentenced as a youthful offender under this act.

204 Section 64. Section 960.07, Florida Statutes, is amended
205 to read:

206 960.07 Filing of claims for compensation.—

207 (1) A claim for compensation may be filed by a person
208 eligible for compensation as provided in s. 960.065 or, if such
209 person is a minor, by his or her parent or guardian or, if the
210 person entitled to make a claim is mentally incompetent, by the
211 person's guardian or such other individual authorized to
212 administer his or her estate.

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213 (2) Except as provided in subsection (3) and (4), a claim
214 must be filed in accordance with this subsection. ~~not later than~~
215 ~~1 year after:~~

216 (a) A claim arising from a crime occurring before October
217 1, 2019, must be filed within 1 year of:

218 1. The occurrence of the crime upon which the claim is
219 based.

220 2. ~~(b)~~ The death of the victim or intervenor.

221 3. ~~(c)~~ The death of the victim or intervenor is determined
222 to be the result of a crime, and the crime occurred after June
223 30, 1994.

224
225 (b) However, For good cause the department may extend the
226 time for filing a claim under paragraph (a) for a period not
227 exceeding 2 years after such occurrence.

228 (c) A claim arising from a crime occurring on or after
229 October 1, 2019, must be filed within 3 years of:

230 1. The occurrence of the crime upon which the claim is
231 based.

232 2. The death of the victim or intervenor.

233 3. The death of the victim or intervenor is determined to
234 be the result of the crime.

235 (d) For good cause the department may extend the time for
236 filing a claim under paragraph (c) for a period not to exceed 5
237 years after such occurrence.

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238 (3) Notwithstanding the provisions of subsection (2) ~~and~~
239 ~~regardless of when the crime occurred~~, if the victim or
240 intervenor was under the age of 18 at the time the crime upon
241 which the claim is based occurred, a claim may be filed in
242 accordance with this subsection.

243 (a) The victim's or intervenor's parent or guardian may
244 file a claim on behalf of the victim or intervenor while the
245 victim or intervenor is less than 18 years of age; or

246 (b) For a claim arising from a crime that occurred before
247 October 1, 2019, when a victim or intervenor who was under the
248 age of 18 at the time the crime occurred reaches the age of 18,
249 the victim or intervenor has 1 year ~~within which~~ to file a
250 claim; or

251 (c) For a claim arising from a crime occurring on or after
252 October 1, 2019, when a victim or intervenor who was under the
253 age of 18 at the time the crime occurred reaches the age of 18,
254 the victim or intervenor has 3 years to file a claim.

255
256 For good cause, the department may extend the time period
257 allowed for filing a claim under paragraph (b) for an additional
258 period not to exceed 1 year or under paragraph (c) for an
259 additional period not to exceed 2 years.

260 (4) The provisions of subsection (2) notwithstanding, ~~and~~
261 ~~regardless of when the crime occurred~~, a victim of a sexually
262 violent offense as defined in s. 394.912, may file a claim for

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263 compensation for counseling or other mental health services
264 within:

265 (a) 1 year after the filing of a petition under s. 394.914,
266 to involuntarily civilly commit the individual who perpetrated
267 the sexually violent offense, if the claim arises from a crime
268 committed before October 1, 2019; or

269 (b) 3 years after the filing of petition under s. 394.914,
270 to involuntarily civilly commit the individual who perpetrated
271 the sexually violent offense, if the claim arises from a crime
272 committed on or after October 1, 2019.

273 Section 65. Section 960.13, Florida Statutes, is amended
274 to read:

275 960.13 Awards.—

276 (1)

277 (b) In no case may an award be made when the record shows
278 that such report was made more than:

279 1. 72 hours after the occurrence of such crime, if the
280 crime occurred before October 1, 2019; or

281 2. 5 days after the occurrence of such crime, if the crime
282 occurred on or after October 1, 2019;

283

284 unless the department, for good cause shown, finds the delay to
285 have been justified. The department, upon finding that any
286 claimant or award recipient has not duly cooperated with the
287 state attorney, all law enforcement agencies, and the

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288 department, may deny, reduce, or withdraw any award, as the case
289 may be.

290 Section 66. Section 960.195, Florida Statutes, is amended
291 to read:

292 960.195 Awards to elderly persons or disabled adults for
293 property loss.—

294 (1) Notwithstanding the criteria in s. 960.13, for crime
295 victim compensation awards, the department may award a maximum
296 of \$500 on any one claim and a lifetime maximum of \$1,000 on all
297 claims to elderly persons or disabled adults who suffer a
298 property loss that causes a substantial diminution in their
299 quality of life when:

300 (b) The criminal or delinquent act is reported to law
301 enforcement authorities within:

302 1. 72 hours, if such crime or act occurred before October
303 1, 2019; or

304 2. 5 days, if such crime or act occurred on or after
305 October 1, 2019;

306
307 unless the department, for good cause shown, finds the delay to
308 have been justified;

309 Section 67. Section 960.196, Florida Statutes, is amended
310 to read:

311 960.196 Relocation assistance for victims of human
312 trafficking.—

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313 (1) Notwithstanding the criteria specified in ss.
314 960.07(2) and 960.13 for crime victim compensation awards, the
315 department may award a one-time payment of up to \$1,500 for any
316 one claim and a lifetime maximum of \$3,000 to a victim of human
317 trafficking who needs urgent assistance to escape from an unsafe
318 environment directly related to the human trafficking offense.

319 (2) In order for an award to be granted to a victim for
320 relocation assistance:

321 (b)1. For a crime occurring before October 1, 2019, the
322 crime must be reported to the proper authorities and the claim
323 must be filed within 1 year, or 2 years with good cause, after
324 the date of the last human trafficking offense, as described in
325 s. 787.06(3) (b), (d), (f), or (g).

326 2. For a crime occurring on or after October 1, 2019,
327 the crime must be reported to the proper authorities and the
328 claim must be filed within 3 years, or 5 years with good cause,
329 after the date of the last human trafficking offense, as
330 described in s. 787.06(3) (b), (d), (f), or (g).

331 3. In a case that exceeds the reporting and filing 2-
332 year requirement due to an active and ongoing investigation, a
333 state attorney, statewide prosecutor, or federal prosecutor may
334 certify in writing a human trafficking victim's need to relocate
335 from an unsafe environment due to the threat of future violence
336 which is directly related to the human trafficking offense.

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337 Section 68. Subsection (2) of section 985.557, Florida
338 Statutes, is amended to read:

339 985.557 Direct filing of an information; discretionary ~~and~~
340 ~~mandatory~~ criteria.—

341 ~~(2) MANDATORY DIRECT FILE.—~~

342 ~~(a) With respect to any child who was 16 or 17 years of~~
343 ~~age at the time the alleged offense was committed, the state~~
344 ~~attorney shall file an information if the child has been~~
345 ~~previously adjudicated delinquent for an act classified as a~~
346 ~~felony, which adjudication was for the commission of, attempt to~~
347 ~~commit, or conspiracy to commit murder, sexual battery, armed or~~
348 ~~strong-armed robbery, carjacking, home-invasion robbery,~~
349 ~~aggravated battery, or aggravated assault, and the child is~~
350 ~~currently charged with a second or subsequent violent crime~~
351 ~~against a person.~~

352 ~~(b) With respect to any child 16 or 17 years of age at the~~
353 ~~time an offense classified as a forcible felony, as defined in~~
354 ~~s. 776.08, was committed, the state attorney shall file an~~
355 ~~information if the child has previously been adjudicated~~
356 ~~delinquent or had adjudication withheld for three acts~~
357 ~~classified as felonies each of which occurred at least 45 days~~
358 ~~apart from each other. This paragraph does not apply when the~~
359 ~~state attorney has good cause to believe that exceptional~~
360 ~~circumstances exist which preclude the just prosecution of the~~
361 ~~juvenile in adult court.~~

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362 ~~(c) The state attorney must file an information if a~~
363 ~~child, regardless of the child's age at the time the alleged~~
364 ~~offense was committed, is alleged to have committed an act that~~
365 ~~would be a violation of law if the child were an adult, that~~
366 ~~involves stealing a motor vehicle, including, but not limited~~
367 ~~to, a violation of s. 812.133, relating to carjacking, or s.~~
368 ~~812.014(2)(c)6., relating to grand theft of a motor vehicle, and~~
369 ~~while the child was in possession of the stolen motor vehicle~~
370 ~~the child caused serious bodily injury to or the death of a~~
371 ~~person who was not involved in the underlying offense. For~~
372 ~~purposes of this section, the driver and all willing passengers~~
373 ~~in the stolen motor vehicle at the time such serious bodily~~
374 ~~injury or death is inflicted shall also be subject to mandatory~~
375 ~~transfer to adult court. "Stolen motor vehicle," for the~~
376 ~~purposes of this section, means a motor vehicle that has been~~
377 ~~the subject of any criminal wrongful taking. For purposes of~~
378 ~~this section, "willing passengers" means all willing passengers~~
379 ~~who have participated in the underlying offense.~~

380 ~~(d)1. With respect to any child who was 16 or 17 years of~~
381 ~~age at the time the alleged offense was committed, the state~~
382 ~~attorney shall file an information if the child has been charged~~
383 ~~with committing or attempting to commit an offense listed in s.~~
384 ~~775.087(2)(a)1.a.p., and, during the commission of or attempt~~
385 ~~to commit the offense, the child:~~

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386 ~~a. Actually possessed a firearm or destructive device, as~~
387 ~~those terms are defined in s. 790.001.~~

388 ~~b. Discharged a firearm or destructive device, as~~
389 ~~described in s. 775.087(2)(a)2.~~

390 ~~c. Discharged a firearm or destructive device, as~~
391 ~~described in s. 775.087(2)(a)3., and, as a result of the~~
392 ~~discharge, death or great bodily harm was inflicted upon any~~
393 ~~person.~~

394 ~~2. Upon transfer, any child who is:~~

395 ~~a. Charged under sub-subparagraph 1.a. and who has been~~
396 ~~previously adjudicated or had adjudication withheld for a~~
397 ~~forcible felony offense or any offense involving a firearm, or~~
398 ~~who has been previously placed in a residential commitment~~
399 ~~program, shall be subject to sentencing under s. 775.087(2)(a),~~
400 ~~notwithstanding s. 985.565.~~

401 ~~b. Charged under sub-subparagraph 1.b. or sub-subparagraph~~
402 ~~1.c., shall be subject to sentencing under s. 775.087(2)(a),~~
403 ~~notwithstanding s. 985.565.~~

404 ~~3. Upon transfer, any child who is charged under this~~
405 ~~paragraph, but who does not meet the requirements specified in~~
406 ~~subparagraph 2., shall be sentenced under s. 985.565; however,~~
407 ~~if the court imposes a juvenile sanction, the court must commit~~
408 ~~the child to a high risk or maximum risk juvenile facility.~~

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409 ~~4. This paragraph shall not apply if the state attorney~~
410 ~~has good cause to believe that exceptional circumstances exist~~
411 ~~that preclude the just prosecution of the child in adult court.~~

412 ~~5. The Department of Corrections shall make every~~
413 ~~reasonable effort to ensure that any child 16 or 17 years of age~~
414 ~~who is convicted and sentenced under this paragraph be~~
415 ~~completely separated such that there is no physical contact with~~
416 ~~adult offenders in the facility, to the extent that it is~~
417 ~~consistent with chapter 958.~~

418 Section 69. Paragraphs (a) and (b) of subsection (4) of
419 section 985.565, Florida Statutes, are amended to read:

420 985.565 Sentencing powers; procedures; alternatives for
421 juveniles prosecuted as adults.—

422 (4) SENTENCING ALTERNATIVES.—

423 (a) Adult sanctions.—

424 1. Cases prosecuted on indictment.—If the child is found
425 to have committed the offense punishable by death or life
426 imprisonment, the child shall be sentenced as an adult. If the
427 juvenile is not found to have committed the indictable offense
428 but is found to have committed a lesser included offense or any
429 other offense for which he or she was indicted as a part of the
430 criminal episode, the court may sentence as follows:

431 a. As an adult;

432 b. Under chapter 958; or

433 c. As a juvenile under this section.

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434 2. Other cases.—If a child who has been transferred for
435 criminal prosecution pursuant to information or waiver of
436 juvenile court jurisdiction is found to have committed a
437 violation of state law or a lesser included offense for which he
438 or she was charged as a part of the criminal episode, the court
439 may sentence as follows:

- 440 a. As an adult;
- 441 b. Under chapter 958; or
- 442 c. As a juvenile under this section.

443 3. Notwithstanding any other provision to the contrary, if
444 the state attorney is required to file a motion to transfer and
445 certify the juvenile for prosecution as an adult under s.
446 985.556(3) and that motion is granted, ~~or if the state attorney~~
447 ~~is required to file an information under s. 985.557(2)(a) or~~
448 ~~(b)~~, the court must impose adult sanctions.

449 4. Any sentence imposing adult sanctions is presumed
450 appropriate, and the court is not required to set forth specific
451 findings or enumerate the criteria in this subsection as any
452 basis for its decision to impose adult sanctions.

453 5. When a child has been transferred for criminal
454 prosecution as an adult and has been found to have committed a
455 violation of state law, the disposition of the case may include
456 the enforcement of any restitution ordered in any juvenile
457 proceeding.

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458 (b) Juvenile sanctions.—For juveniles transferred to adult
459 court but who do not qualify for such transfer under s.
460 985.556(3) ~~or s. 985.557(2)(a) or (b)~~, the court may impose
461 juvenile sanctions under this paragraph. If juvenile sentences
462 are imposed, the court shall, under this paragraph, adjudge the
463 child to have committed a delinquent act. Adjudication of
464 delinquency shall not be deemed a conviction, nor shall it
465 operate to impose any of the civil disabilities ordinarily
466 resulting from a conviction. The court shall impose an adult
467 sanction or a juvenile sanction and may not sentence the child
468 to a combination of adult and juvenile punishments. An adult
469 sanction or a juvenile sanction may include enforcement of an
470 order of restitution or probation previously ordered in any
471 juvenile proceeding. However, if the court imposes a juvenile
472 sanction and the department determines that the sanction is
473 unsuitable for the child, the department shall return custody of
474 the child to the sentencing court for further proceedings,
475 including the imposition of adult sanctions. Upon adjudicating a
476 child delinquent under subsection (1), the court may:

477 1. Place the child in a probation program under the
478 supervision of the department for an indeterminate period of
479 time until the child reaches the age of 19 years or sooner if
480 discharged by order of the court.

481 2. Commit the child to the department for treatment in an
482 appropriate program for children for an indeterminate period of

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483 time until the child is 21 or sooner if discharged by the
484 department. The department shall notify the court of its intent
485 to discharge no later than 14 days prior to discharge. Failure
486 of the court to timely respond to the department's notice shall
487 be considered approval for discharge.

488 3. Order disposition under ss. 985.435, 985.437, 985.439,
489 985.441, 985.45, and 985.455 as an alternative to youthful
490 offender or adult sentencing if the court determines not to
491 impose youthful offender or adult sanctions.

492
493 It is the intent of the Legislature that the criteria and
494 guidelines in this subsection are mandatory and that a
495 determination of disposition under this subsection is subject to
496 the right of the child to appellate review under s. 985.534.

497 Section 70. Except as expressly provided otherwise herein,
498 this act shall take effect October 1, 2019.

499
500 -----

501 **T I T L E A M E N D M E N T**

502 Remove lines 355-386 and insert:

503 providing an exception to a prohibition on contraband for
504 certain legal documents; prohibiting introduction into or
505 possession of certain cellular telephones or other portable
506 communication devices on the grounds of any county detention
507 facility; providing criminal penalties; amending s. 958.04,

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Amendment No. 5

508 F.S.; revising the criteria authorizing a court to sentence as a
509 youthful offender a person who is found guilty of, or who pled
510 nolo contendere or guilty to, committing a felony before the
511 person turned 21 years of age; amending s. 960.07, F.S.;
512 increasing the timeframe for filing a crime victim compensation
513 claim; providing an extension for good cause for a specified
514 period; increasing the timeframe for a victim or intervenor who
515 was under the age of 18 at the time of the crime to file a
516 claim; provides an extension for good cause of 2 additional
517 years; increasing the timeframe for filing a claim for victim
518 compensation for a victim of a sexually violent offense;
519 amending s. 960.13, F.S.; increasing the timeframe for prompt
520 reporting of a crime to be eligible for a victim compensation
521 award; amending s. 960.195, F.S.; increasing the timeframe for
522 reporting a criminal or delinquent act resulting in property
523 loss of an elderly person or disabled adult; amending s.
524 960.196, F.S.; increasing the timeframe to report certain human
525 trafficking offenses to be eligible for a victim relocation
526 assistance award; providing an extension for good cause;
527 amending s. 985.557, F.S.; repealing provisions requiring the
528 mandatory direct filing of charges in adult court against
529 juveniles in certain circumstances; amending s. 985.565, F.S.;
530 conforming provisions to changes made by the act; providing
531 effective dates.

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