

Justice Appropriations Subcommittee

Meeting Packet

October 20, 2015 3:30 p.m. – 5:30 p.m. Morris Hall

Steve Crisafulli Speaker

Larry Metz Chair



The Florida House of Representatives

APPROPRIATION COMMITTEE

Justice Appropriations Subcommittee

Steve Crisafulli Speaker Larry Metz Chair

MEETING AGENDA

Morris Hall October 20, 2015

- 1. Meeting Called To Order
- II. Opening Remarks by Chair
 - III. Agency Legislative Budget Requests Attorney General/Department of Legal Affairs Department of Corrections Department of Juvenile Justice Department of Law Enforcement Guardian Ad Litem State Attorney
 - IV. Closing Remarks
 - V. Meeting Adjourned

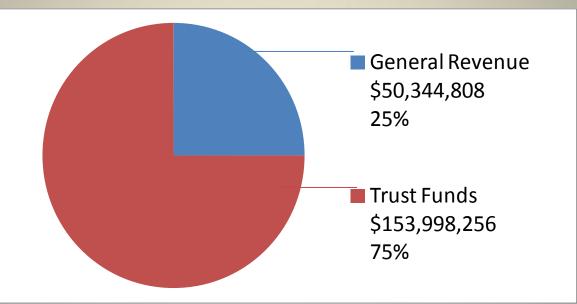
402 South Monroe Street, Tallahassee, Florida 32399-1300

Attorney General/Department of Legal Affairs

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Department of Legal Affairs Office of the Attorney General 2015-16 Approved Budget



FY 2015-16 Appropriations by Program Area

Program Area	FTE	General Revenue	Trust Funds	Total
Office of the Attorney General	1,274	\$43.9 m	\$151.6 m	\$195.5 m
Statewide Prosecution	72	\$6.4 m	\$865,875	\$7.0 m
Florida Elections Commission	15		\$1.5 m	\$1.5 m
Total	<u>1,361</u>	<u>\$50.3 m</u>	<u>\$154 m</u>	<u>\$204.3 m</u>

		FTE	General Revenue	Trust Fund	All Funds (Total)
1.	Federal Grant – Victim Assistance	23		\$95,205,802	\$95,205,802
2.	Criminal and Capital Appeals	6	\$643,158		\$643,158
3.	Information Technology (IT) – Contract programmers		\$300,000		\$300,000
4.	IT - E-Discovery		\$523,000		\$523,000
5.	Medicaid Fraud			\$4,000,000	\$4,000,000
6.	Miami Office Relocation		\$414,217		\$414,217
	Total LBR Issues:	29	\$1,880,375	\$99,205,802	\$101,086,177

1. Federal Grant Victim Assistance \$95.2 m TF; 23 FTE

2. Criminal Appeals

\$643,158 GR; 6 FTE

3. Information Technology \$300,000 GR - Contract Programmer Consultant

4. Information Technology \$523,000 GR
 - E-Discovery

5. Medicaid Fraud
- Federal / State Match

\$4 m TF

6. Miami Office Relocation \$414,217 GR

Schedule VIII B 5% Target Reduction Exercise

5% General Revenue Reduction Target:\$2,375,353Adults Mankind Organization(\$ 444,276)Community Coalition(\$ 444,276)Urban League Consortium(\$1.48 m)

5% Trust Fund Target: Crimes Compensation Trust Fund **\$4,829,551** (\$4.8 m)

Florida Department of Legal Affairs Office of the Attorney General



Department of Corrections



Legislative Budget Request Fiscal Year 2016-17

House Justice Appropriations Subcommittee October 20, 2015



• \$35.9M – Fixed Capital Outlay

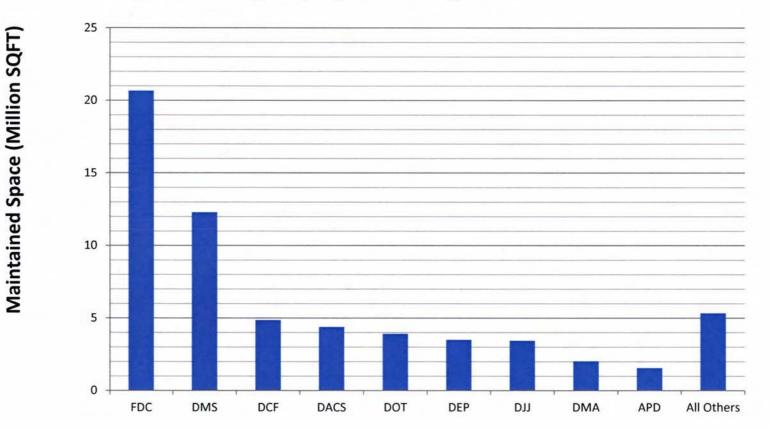
• \$27.9M – FTEs for Relief Factor & Capacity

• \$4M – Fleet



Fixed Capital Outlay Background

State Agency Square Footage





Fixed Capital Outlay - \$35.9M

\$22.4M – Repair and Renovation

Repairs to roofs, flooring, electrical, fire/safety systems

- \$5.5M Calhoun CI Buildings Rebuild multiple buildings at Calhoun CI damaged by November 2014 tornado
- \$5.7M Security Enhancements Repairs to perimeter systems and lighting upgrades
- \$1.6M Environmental Deficiencies
 Repairs to water and wastewater systems
- \$750K Americans with Disabilities Act Ramps, widening doors, conversion of beds for complex medical needs

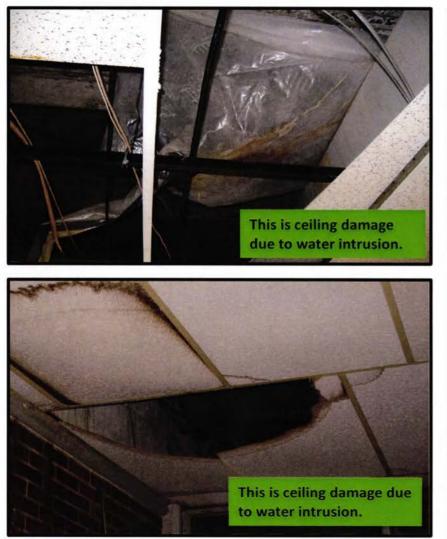
Columbia C.I. Reroof Security Building (\$48,994)

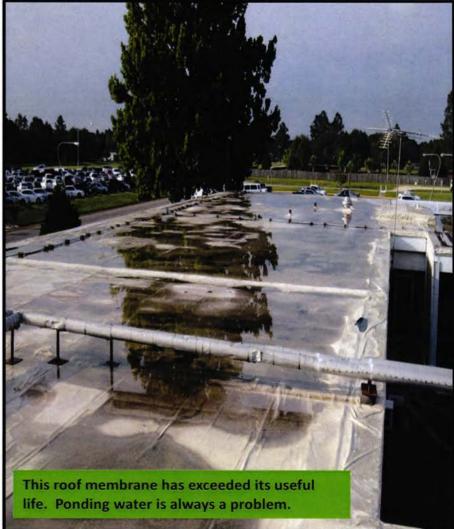


Charlotte C.I. Reroof Dorm A at Ft. Myers (\$150,000)

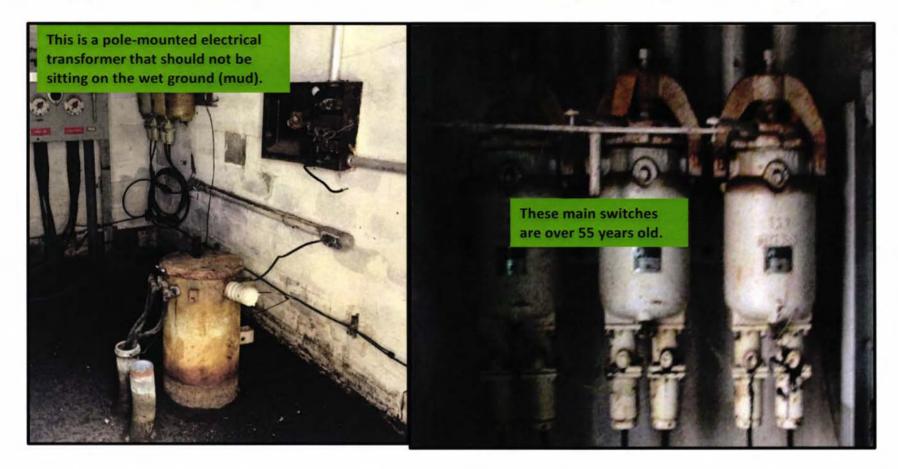


Reception & Medical Center Reroof Administration & Region Office (\$414,000)

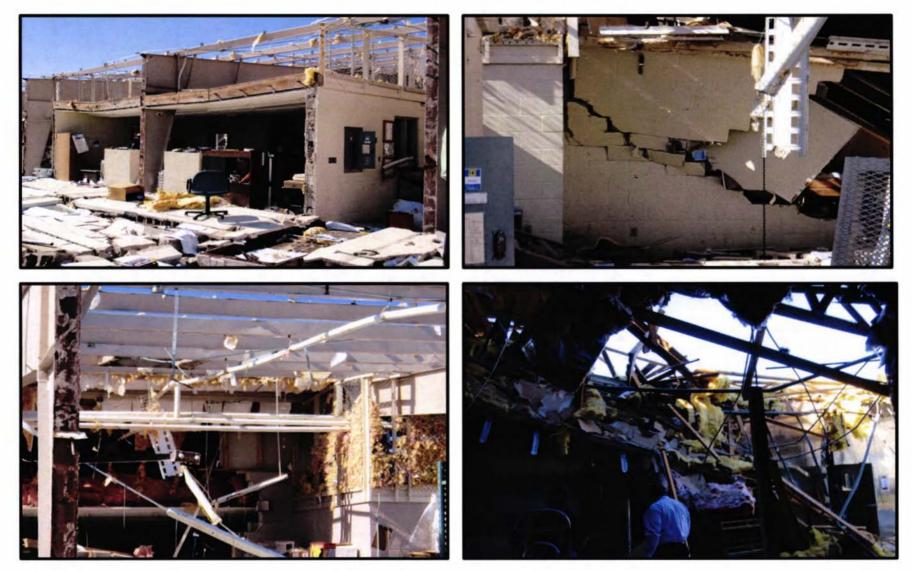




Union C.I. Upgrade Power/Electrical Distribution System (\$500,000)



Calhoun C.I. Repair Tornado Damage (\$5,500,000)



10/20/2015



FTE's for Relief and Capacity- \$27.9M

Capacity

- 199 Positions will be used to reopen closed facilities
- Reopening facilities will ensure appropriate custody beds are available to prevent victimization and keep different level security populations separate
- Hamilton Work Camp 55 FTE, \$3.3M
- Columbia Work Camp 60 FTE, \$3.5M
- 4 dorms: Jefferson, Union, SFRC and Everglades 84 FTE, \$4.9M



FTE's for Relief and Capacity- \$27.9M

What is the Relief Factor

- Correctional institutions require certain posts be staffed 24/7 in order to keep facilities open
- An 8 hour per day, 7 day per week post cannot be manned by just one employee
- Relief factor is the percentage of a full time position required to compensate for days off, training, military and additional leave taken by an employee



Fleet - \$4M

- Approximately 75% of the fleet is currently eligible for disposal
- The requested funding provides for the replacement of 99 vehicles
- Funds would provide for the replacement of 99 vehicles
 - 59 vehicles for Institutions including transport buses
 - 40 vehicles for Community Corrections





Schedule VIIIB Reduction Exercise

General Revenue Reductions

- Statutory changes that reduce the inmate population (\$99.9M)
- Reduce private prison contracts by 5% (\$8M)

Trust Fund Reductions

- Eliminate the Private Inmate Welfare Trust Fund(\$2M)
- Reduce trust funded utilities authority (\$166K)

Department of Juvenile Justice



FLORIDA DEPARTMENT OF JUVENILE JUSTICE

Part of the Community, Part of the Solution

Agency Legislative Budget Request for FY 2016-17

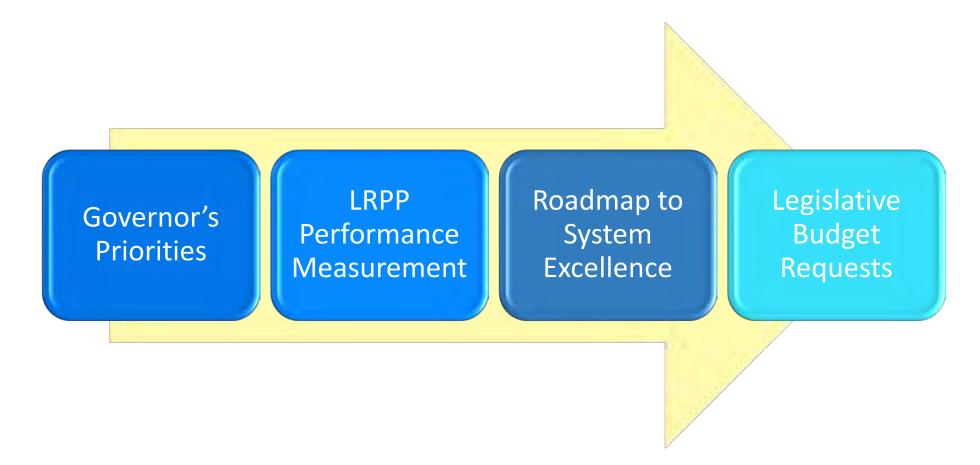
House Justice Appropriations Subcommittee October 20, 2015

Rick Scott, Governor

Christina K. Daly, Secretary



Linking the Governor's Priorities with the LRPP, DJJ's Roadmap to System Excellence and LBR



FLORIDA DEPARTMENT OF JUVENILE JUSTICE

PART OF THE COMMUNITY. PART OF THE SOLUTION.



Long Range Program Plan Goals

- **Goal 1:** Prevent More Youth from Entering or Becoming Further Involved with the Juvenile Justice System
- **Goal 2:** Enhance Workforce Effectiveness
- **Goal 3:** Divert More Youth from Involvement with the Juvenile Justice System
- **Goal 4:** Use Secure Detention Only when Necessary
- **Goal 5:** Provide Optimal Services
- **Goal 6:** Ensure Appropriate Youth Placement and Utilization of Residential Beds
- **Goal 7:** Improve Communication and Collaboration with Stakeholders
- **Goal 8:** Strengthen Practices and Processes



FY 2016-17 Agency Base Budget

• Total Base Budget

- General Revenue
- Trust Funds

\$533,454,976

\$383,374,314 \$150,080,662

• Employees

3,265.50 FTE



FY 2016-17 Legislative Budget Request

Total Funds Requested

- General Revenue
- Trust Funds

\$545.7 million

\$395.7 million \$150.0 million

• Employees

3,265.50 FTE



Priority Funding Issues

- 1. Maintain Safe and Healthy Facilities
- 2. Increase Staff to Youth Ratios for Non-Secure Residential Commitment Programs
- 3. Expand PACE Center for Girls Program
- 4. Circuit Advisory Board Initiatives
- 5. Information Technology Infrastructure Replacement



Maintain Safe and Healthy Facilities

Funding request to address basic repair and maintenance of facilities, including: roof replacements, HVAC systems, upgrading locking systems and other safety-related systems, plumbing and ADA needs.

Total Request = \$8.2 million (GR)



Heating and Air Conditioning (HVAC) Repairs

Replace rooftop units

Broward Regional Juvenile Detention Center



Replace rooftop HVAC units that are causing leaks

Duval Regional Juvenile Detention Center

Replace HVAC units

Hillsborough West Regional Juvenile Detention Center







Exterior Repairs





Paint facility and replace fence Duval Regional Juvenile Detention Center Paint facility Hillsborough West Regional Juvenile Detention Center



Plumbing Repairs



Replace fixtures in youths rooms Duval Regional Juvenile Detention Center

Renovate showers

Broward Regional Juvenile Detention Center

Replace fixtures in youths' rooms Hillsborough West Regional Juvenile Detention Center



Safety and Security



Replace doors and locks Broward Regional Juvenile Detention Center Update master control and replace doors Hillsborough Regional Juvenile Detention Center





Replace doors

Duval Regional Juvenile Detention Center



Living Areas



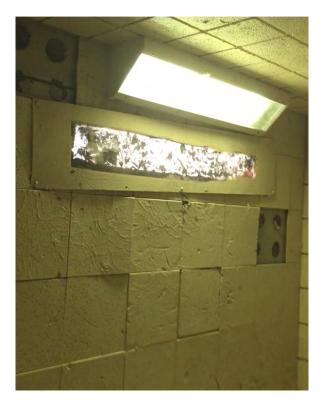
Renovate youths' rooms Broward Regional Juvenile Detention Center



Renovate youths' rooms Hillsborough West Regional Juvenile Detention Center



Building Structure





Structural issues

Duval Regional Juvenile Detention Center



Replace windows and lights Broward Regional Juvenile Detention Center Replace roof

Hillsborough West Regional Juvenile Detention Center



Increase Staff-to-Youth Ratios for Non-Secure Residential Programs

Funding request to provide optimal staffing ratios for ten (10) Non-Secure Residential Commitment Contracts, helping to ensure safe and secure care for youth in these programs. Optimal staffing ratios are 1:8 during awake hours and 1:12 during sleep hours. All other Non-Secure Residential Commitment contracts are already funded at this level.

Total Request = \$1.9 million (GR)



Expand PACE Center for Girls Program

Funding request to fund 40 additional slots statewide for prevention and early intervention day programs and to expand the PACE Research Counseling Program to two additional counties.

Total Request = \$1.3 million (GR)



Circuit Advisory Board Initiatives

Funding request for two circuit advisory board (CAB) initiatives in Circuits 4 and 8 to address:

- Restitution \$75,000 funding for "Project Payback," an initiative to assist probationers with finding employment to fulfill requirements of probation and provide restitution to the victims of their crimes.
- Truancy \$150,000 funding for an initiative to reduce truancy by hiring a truancy specialist in each county in the circuit and providing prevention services to this population.

Total Request = \$225,000 (GR)



Information Technology Infrastructure Replacement

Funding request to replace aged and failing network switches in DJJ facilities that provide connectivity to the Juvenile Justice Information System and other mission critical applications necessary to conduct department business.

Total Request = \$698,193 (GR)



Priority Listing of Agency Budget Issues for Possible Reduction

- 1. Reduction of Residential Bed Capacity \$11.2 million
- 2. Closure of four (4) Detention Centers \$5.9 million
- 3. Reduction to Community Supervision Services \$8.4 million



FLORIDA DEPARTMENT OF JUVENILE JUSTICE

Part of the Community, Part of the Solution

Agency Legislative Budget Request for FY 2016-17

House Justice Appropriations Subcommittee October 20, 2015

Rick Scott, Governor

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Department of Law Enforcement

Florida Department of Law Enforcement

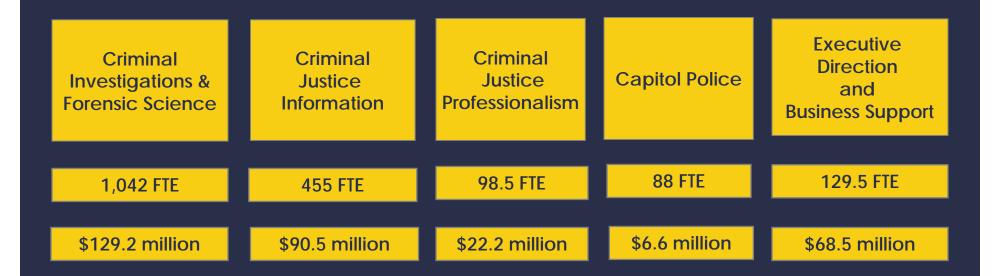


House Justice Appropriations Subcommittee

Commissioner Rick Swearingen

October 20, 2015





TOTAL BUDGET \$317 million* 1,813 FTE *\$44 million in federal pass thru funds



Legislative Budget Request FY 16-17

Priority	Issue	FTE	GR	TF	Total
1	Adjust Crime Lab Pay		\$3,959,176		\$3,959,176
2*	Build New Pensacola Regional Operations Center		\$3,000,000		\$3,000,000
3*	Restore Investigative Staffing	26	\$3,394,898		\$3,394,898
4	Sustain Domestic Security Preparedness Efforts	2	\$643 <mark>,</mark> 396		\$643,396
5	Enhance Forensic Services		\$3,806,014		\$3,806,014
6	Enhance Capitol Complex Security			\$182,000	\$182,000



Legislative Budget Request FY 16-17 (continued)

Priority	Issue	FTE	GR	TF	Total
7	Increase Information Technology Staffing			\$1,700,000	\$1,700,000
8*	Replace Vehicles		\$1,280,000		\$1,280,000
9	Maintain Libra System Software/ CCH Mainframe			\$1,599,428	\$1,599,428
10	Increase Florida Accreditation Office Staffing	2	\$138,195		\$138,195
11*	Replace Computerized Criminal History System (Year 3)			\$2,457,575	\$2,457,575
12*	Upgrade Automated Training Management System (Year 2)			\$1,527,400	\$1,527,400



Legislative Budget Request FY 16-17 (continued)

Priority	Issue	FTE	GR	TF	Total
13	Increase Enforcement Investigative Service Staffing	6	\$701,036		\$701,036
14	Authorize Federal Grant Trust Fund Authority – Staffing	1		\$63,774	\$63,774
15*	Increase Federal Grant Trust Fund – Domestic Security Grants			\$3,937,049	\$3,937,049
16	Increase Operating Trust Fund Authority – Tenant Broker Commissions			\$52 ,700	\$52,700
17	Increase Operating Trust Fund Authority – Grant Cash Management			\$3,646,286	\$3,646,286
	TOTAL REQUEST	37	\$16,922,715	\$15,166,212	\$32,088,927



Potential Reductions (VIII-B)

Priority	Issue	Total
1*	Eliminate Pass-Through Funding for A Child is Missing	(\$232,461)
2*	Eliminate Pass-Through Funding for Local Laboratories	(\$2,379,702)
3*	Eliminate Alcohol Testing Program	(\$859,489)
4	Eliminate Accreditation Commission	(\$558,777)
5*	Eliminate Missing/Endangered Persons Information Clearinghouse	(\$824,111)
6	Eliminate FDLE role in Internet Crimes Against Children Investigations	(\$1,535,256)
7	Eliminate Career Offender and Registration Violation Team	(\$665,939)
8*	Eliminate FDLE role in Organized Retail and Identity Theft Investigations	(\$901,560)
9*	Eliminate FDLE role in Mortgage Fraud/Financial Institution Investigations	(\$446,440)
10*	Eliminate Crime Scene Response	(\$563,150)
11*	Eliminate Digital Evidence Forensic Analysis	(\$640,015)
	TOTAL REDUCTIONS	(\$9,606,900)



Florida Department of Law Enforcement

SERVICE | INTEGRITY | RESPECT | QUALITY

Guardian Ad Litem



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www.GuardianadLitem.org



Alan F. Abramowitz Executive Director August 2015



GAL Statutory Mandate

Section 39.822, Florida Statutes

Appointment of guardian ad litem for abused, abandoned, or neglected child.—

A guardian ad litem **shall be appointed** by the court **at the earliest possible time** to represent the child in any child abuse, abandonment, or neglect judicial proceeding, whether civil or

criminal.



am for the child™



Guardian ad Litem Workload



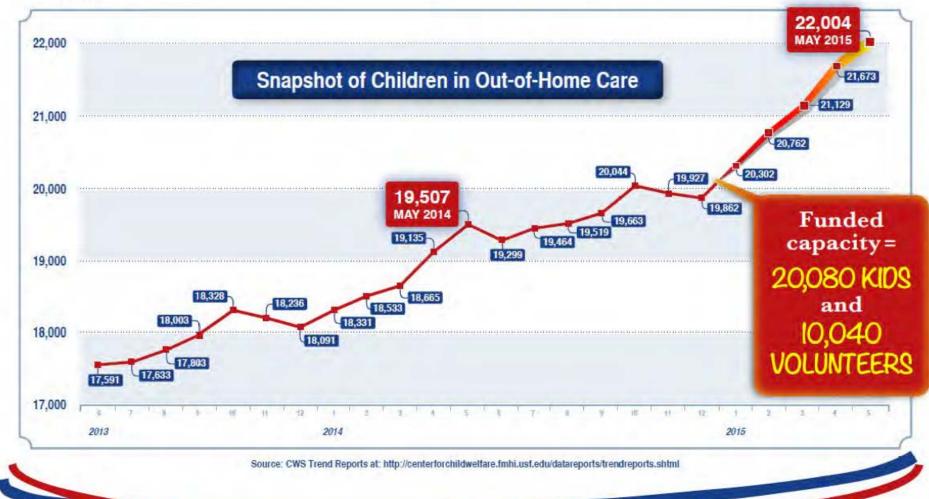
Each volunteer supports 2 or more children



Each Manager supports 38 volunteers

Each Best Interest Attorney supports 150 children





LBR Priority #2 nt Dependent Children

Represent Dependent Children under 3 years old in In-Home Care \$1.36M and 25.5 FTEs



POWERFUL VOICE FOR FLORIDA'S CHILDREN IDA GUARDIAN AD LIT PROGRAM

These children are:

- Confirmed victims of abuse or neglect
- Adjudicated dependent
- Under court jurisdiction
- Unsafe, but with a safety plan
- Most frail and vulnerable
- Less community visibility
- Limited ability to talk
- 25.5% of the in-home population



LBR Priority # 3 Implement Professional Training &

Certification \$576,460 and 2 FTEs



\$201,260 Recurring GR and 2 FTEs <u>\$375,200 Non-Recurring GR for Curriculum Development</u> \$576,460 Issue Total

Benefits include:

- a uniform set of quality and ethical standards,
- enhanced training, competency testing, and
- professional development on child welfare issues as well as volunteer management, and improved recruitment and retention of staff and volunteers.





Schedule VIII-B Reductions





Impact: Discharge Cases

• Discharge > 1,200 children



- Impact: Discharge Volunteers
- Discharge > 550 volunteers



Fact: Already over Capacity

• Dramatic increase in children in out of home



Fact: GAL Doesn't Control Appointments

• Courts appoint at their discretion



Eagle Award 2012, Award Winner 2013, 2014, 2015

Prudential - Davis Productivity Awards

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Public–Private Partnership Organization of the Year 2013

Miami Dade Minority Chamber

Angels in Adoption Award 2012

Congressional Coalition on Adoption Institute

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State Attorney



Presentation to the House Subcommittee on Justice Appropriations

Florida Prosecuting Attorneys Association October 2015

The State Attorneys most important duty is to advocate on behalf of their entire Community.

Circuit	Main County	2014 Pop.
1	Escambia	714,151
2	Leon	395,732
3	Columbia	193,632
4	Duval	1,162,790
5	Marion	1,074,069
6	Pinellas	1,412,598
7	Volusia	882,938
8	Alachua	378,017
9	Orange	1,523,548
10	Polk	750,704
11	Miami-Dade	2,613,692
12	Sarasota	761,111
13	Hillsborough	1,301,887
14	Bay	297,131
15	Palm Beach	1,360,238
16	Monroe	74,044
17	Broward	1,803,903
18	Brevard	989,513
19	Martin	612,189
20	Collier	1,205,482
ALL LA		



BASE BUDGET SIGNIFICANT NOTES

95% of State Attorney State Budgets are for personnel

Total Filled Personnel: 5,435

Support and Investigators: 3,339

Assistant State Attorneys: 2,076

Authorized Positions: 6,089

FY 2014-15 People First Attorney Turnover Rate: 12%

Source: JAC, June 23, 2015 Rate Report Source for Turnover-People First

STATE ATTORNEYS

- Review all arrests and criminal complaints
- Prepare all filed cases for discovery, trials and sentencing
- Monitor all diversion cases for dismissal or prosecution
- Assist Law Enforcement
 - Search warrants
 - Arrest warrants
 - Wire taps
 - Pen registers
 - Other similar investigative needs
- Present investigations and cases to Grand Jury
- Respond to all Post Conviction Relief Appeals
- Respond to all County to Circuit Appeals

STATE ATTORNEYS

- Additional civil and statutory responsibilities not inclusive
 - Sex Predators Civil Commitments
 - Baker Act
 - Public Record responses
 - Bond Validations
 - Unified Family Court Hearings



State Attorneys

State Attorneys represent the state and victims against:

- Private Criminal Defense Attorneys
- Private Conflict Criminal Defense Attorneys (State funded)
- Private Indigent For Cost Criminal Defense Attorneys (State funded costs)
- Public Defender Attorneys (State funded)
- Regional Criminal Counsel Attorneys (State funded)
- Capital Collateral Regional Counsel Attorneys (State funded)
- Pro Se defendants (acting as own attorney)



State Attorney Output Measures FY 2014-2015

Criminal Cases 1,269,267
Post Conviction/Habeas 10,996
Civil Cases 108,614

• Total Cases 1,388,877

ASSISTANT STATE ATTORNEY EXPERIENCE LEVELS

- **56%** 1-5 Years Experience
- **18%** 6-10 Years Experience
- **11-15** Years Experience
- **5%** 16-20 Years Experience
- 10% 21 or More Years Experience



ASSISTANT STATE ATTORNEYS

▶ FY 2014-15 People First ASA Turnover — **12%**

 Over 56% have LESS THAN 5 Years experience (up 6% from last year)

67 % of ASA's are Assigned to Felony Cases

Felony Caseload of **314** per ASA.

Source for turnover- PeopleFirst Source: JAC Monthly report

Sexually Violent Predators Civil Commitment (Jimmy Ryce Cases) – Issue Code # 3000560 – 2.8 million (39 FTE)

Goal: To More Fully Implement 2014 Legislation Involving Additional Screening Responsibilities



Public Records Request Workload – Issue Code # 3009700 – \$3 million (48 FTE)

Goal: To Provide For More Timely, Efficient And Accurate Response To Chapter 119 Requests For Information



Problem Solving Courts

- Veterans IC#3004500
- Mental Health Court IC#4200340
- Domestic Violence IC#3009630 & 3003020
- Specialty Court Other #3001540
- \$2.7million (41 FTE Total)

Goal: To Expand And Staff Existing Service Areas And To Implement Additional Programs



Training, Education and Research

Issue Code # 36207C0;3800130;3800240;3800270;3800610 -\$435,561 (3 FTE)

Goal: To better train prosecutors in ethics/professionalism; criminal laws and practice; mental health issues; investigations and prosecutions of complicated offenses including white collar crimes, computer crimes and death penalty homicides.

Supreme Court Mandate For Electronic Filing–IT needs Issue Codes # 36301C0; 36202C0; 36201C0 – \$1.4 million (20 FTE)

Goal: To Continue Implementation Of Supreme Court Mandated E-Filing Requirements



SAO Investigator Pay Parity and Mandated Enhanced Salary Incentive for Investigators Adjustment Issue Code # 4206A50; 3008A10 - \$815,499

Goal: To provide pay parity to all sworn police officers employed by the State Attorneys and to fully fund the mandated law enforcement incentive pay.



Multi-Circuit High Priority FY 2016-17 LBR Contingent Upon New Judgeships

Increased Judgeships Staffing & Workload Issue Code #3001060 – \$7.4 million (124 FTE)

Goal: To provide prosecutors and staff for additional criminal courtrooms <u>if</u> judicial positions certified by the Supreme Court are filled by the legislature.



Individual Circuit Requests

- Although there are many issues common among State Attorney offices each State Attorney must respond to his/her individual community of constituents and request LBR issues specific to their local concerns. <u>Some</u> of these include:
 - Career Prosecution Unit(5,7,18,19)
 - Drug Prosecution Unit (5)
 - Computer Crimes Unit (17)
 - Gang And Gun Unit (19)
 - Insurance Fraud Unit (20-Grant)
 - Rule 3-appellate unit (11)
 - Human Trafficking Unit (9,15)
- \$4.4million (53FTE)

SUMMARY OF LBR ISSUES

- All 20 Circuits most critical need is competitive pay increases for ASA to attract and retain longer term experience in the offices.
 \$8.4 million
- Additional funding for sex predator cases, public records responses, sworn investigators, enhanced training and problem solving courts is an additional concern for multiple circuits.
- Individual Circuit needs addressing local concerns are addressed in each LBR.



SCHEDULE VIIIB-2 REDUCTION EXERCISE

State Attorney Budgets Are 95% Personnel

Reduce Salaries and Benefits, Other Personal Services, Contracted Services, SA Operations, Salary Incentive Payments and Leave Liability appropriation categories.

Total Reduction

General Revenue Trust Funds = (\$20,436,057) (\$16,882,353) (\$3,553,704)

Prosecution Functions = Prosecutors

5% Reduction = Elimination of **104** Prosecutors



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