



Safety & Security Council

**Wednesday, March 12, 2008
2:10 p.m. – 3:30 p.m.
102 House Office Building, Reed Hall**

ACTION PACKET

**Marco Rubio
Speaker**

**Dick Kravitz
Chair**

COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

Attendance:

| | <i>Present</i> | <i>Absent</i> | <i>Excused</i> |
|----------------------|----------------|---------------|----------------|
| Dick Kravitz (Chair) | X | | |
| Sandra Adams | X | | |
| James Frishe | X | | |
| Luis Garcia | X | | |
| Dorothy Hukill | X | | |
| Kurt Kelly | X | | |
| Marcelo Llorente | X | | |
| Mitch Needelman | X | | |
| Juan-Carlos Planas | X | | |
| Dennis Ross | X | | |
| Maria Sachs | X | | |
| William Snyder | X | | |
| Priscilla Taylor | X | | |
| Nicholas Thompson | X | | |
| Perry Thurston | X | | |
| Totals: | 15 | 0 | 0 |

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM

COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

HB 321 : Murder of Law Enforcement Officers

Favorable with Council Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|-----------------------|-----|----------------------|---------|-----------------|-----------------|
| Sandra Adams | X | | | | |
| James Frishe | X | | | | |
| Luis Garcia | X | | | | |
| Dorothy Hukill | X | | | | |
| Kurt Kelly | X | | | | |
| Marcelo Llorente | X | | | | |
| Mitch Needelman | X | | | | |
| Juan-Carlos Planas | X | | | | |
| Dennis Ross | X | | | | |
| Maria Sachs | X | | | | |
| William Snyder | X | | | | |
| Priscilla Taylor | X | | | | |
| Nicholas Thompson | X | | | | |
| Perry Thurston | X | | | | |
| Dick Kravitz (Chair) | X | | | | |
| Total Yeas: 15 | | Total Nays: 0 | | | |

Appearances:

HB 321

Glenn Theobald, Chief, Miami-Dade Police (General Public) - Proponent

Miami-Dade Chiefs of Police

9105 NW 25 Street

Miami FL 33172

Phone: 305-471-2561

HB 321

Rich Nugent, Sheriff, Hernando County (General Public) - Proponent

Florida Sheriff's Association

P O Box 10080

Brooksville FL 34609

Phone: 352-754-6830

HB 321

Gary Bradford (Lobbyist) - Proponent

Florida Police Benevolent Association

300 E Brevard Street

Tallahassee FL 32301

Phone: 800-733-3722

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM

COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

HB 321

James Preston, President (General Public) - Proponent

Florida Fraternal Order of Police

242 Office Plaza

Tallahassee FL 32301

Phone: 800-873-3671

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 321

COUNCIL/COMMITTEE ACTION

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

*Traveling Amendment
No Action Required*

1 Council/Committee hearing bill: Homeland Security & Public Safety
2 Representative Snyder offered the following:

Amendment

Remove everything after the enacting clause and insert:

Section 1. Section 782.065, Florida Statutes, is created to read:

782.065 Murder; law enforcement officer.--Notwithstanding
s. 775.082, s. 775.0823, s. 782.04, s. 782.051, and chapter 921,
a defendant shall be sentenced to life imprisonment without
eligibility for release upon findings by the factfinder beyond a
reasonable doubt that:

(1) The defendant committed murder in the first degree in
violation of s. 782.04(1) and a death sentence was not imposed;
murder in the second or third degree in violation of s.
782.04(2), (3), or (4); attempted murder in the first or second
degree in violation of s. 782.04(1)(a)1. or (2); or attempted
felony murder in violation of s. 782.051; and

(2) The victim of any offense described in subsection (1)
is a law enforcement officer, part-time law enforcement officer,

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

21 or auxiliary law enforcement officer, as those terms are defined
22 in s. 943.10, engaged in the lawful performance of a legal duty.

23 Section 2. This act shall take effect October 1, 2008.

COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

HB 435 : Trust Administration

Temporarily Deferred

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM

COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

HB 537 : Offense of Voyeurism

Favorable with Council Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|-----------------------|-----|----------------------|---------|-----------------|-----------------|
| Sandra Adams | X | | | | |
| James Frishe | X | | | | |
| Luis Garcia | X | | | | |
| Dorothy Hukill | X | | | | |
| Kurt Kelly | X | | | | |
| Marcelo Llorente | X | | | | |
| Mitch Needelman | X | | | | |
| Juan-Carlos Planas | X | | | | |
| Dennis Ross | X | | | | |
| Maria Sachs | X | | | | |
| William Snyder | X | | | | |
| Priscilla Taylor | X | | | | |
| Nicholas Thompson | X | | | | |
| Perry Thurston | X | | | | |
| Dick Kravitz (Chair) | X | | | | |
| Total Yeas: 15 | | Total Nays: 0 | | | |

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 537

COUNCIL/COMMITTEE ACTION

ADOPTED — (Y/N)
ADOPTED AS AMENDED — (Y/N)
ADOPTED W/O OBJECTION Y (Y/N)
FAILED TO ADOPT — (Y/N)
WITHDRAWN — (Y/N)
OTHER _____

*Traveling Amendment
No Action Required*

1 Council/Committee hearing bill: Homeland Security & Public Safety

2 Representative Snyder offered the following:

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4 **Amendment**

5 On page 2, between lines 43 and 44 insert:

6 (d) A person 24 years of age or older who commits an
7 offence under this section against a child younger than 16 years
8 of age, regardless of whether the person knows or has reason to
9 know the age of the child, commits a felony of the third degree,
10 punishable as provided in s. 775.082, s. 775.083 or s. 775.084

11 (renumber subsequent subsections)
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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2

Bill No. 537

COUNCIL/COMMITTEE ACTION

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

*Favorable
3-12-08*

1 Council/Committee hearing bill: Safety & Security Council

2 Representative(s) Dorworth offered the following:

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Amendment

Remove lines 38-43 and insert:

(b) A person 18 years of age or older who is employed at a private school as defined in s. 1002.01; a school as defined in s. 1003.01; or a voluntary prekindergarten education program in s. 1002.53(3)(a), s. 1002.53(3)(b), or 1002.53(3)(c) and who commits an offense under this section against a student of the private school, school, or voluntary prekindergarten education program commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

HB 799 : Theft of Copper or Other Nonferrous Metals

Favorable with Council Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|----------------------|-----|----------------------|---------|-----------------|-----------------|
| Sandra Adams | X | | | | |
| James Frishe | X | | | | |
| Luis Garcia | X | | | | |
| Dorothy Hukill | X | | | | |
| Kurt Kelly | X | | | | |
| Marcelo Llorente | X | | | | |
| Mitch Needelman | X | | | | |
| Juan-Carlos Planas | X | | | | |
| Dennis Ross | X | | | | |
| Maria Sachs | X | | | | |
| William Snyder | | | | X | |
| Priscilla Taylor | X | | | | |
| Nicholas Thompson | X | | | | |
| Perry Thurston | X | | | | |
| Dick Kravitz (Chair) | X | | | | |
| Total Yea: 14 | | Total Nays: 0 | | | |

Appearances:

HB 799

Rick Beseler, Sheriff, Clay County (General Public) - Proponent

Florida Sheriff's Association

Green Cove Springs FL

Phone: 904-213-6001

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 799

COUNCIL/COMMITTEE ACTION

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

*Traveling Amendment
No Action Required*

1 Council/Committee hearing bill: Committee on Homeland Security
 2 & Public Safety
 3 Representative(s) Adams offered the following:

4
 5 **Amendment**
 6 Remove line 43 and insert:
 7 (d) "Utility" includes any person, firm, corporation,
 8 association, or political subdivision, whether private,
 9 municipal, county, or cooperative, which is engaged in the sale,
 10 generation, provision, or delivery of gas or electricity
 11 service.

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COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

HB 1025 : Compensation for Wrongful Incarceration

Favorable with Council Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|-----------------------|-----|----------------------|---------|-----------------|-----------------|
| Sandra Adams | X | | | | |
| James Frishe | X | | | | |
| Luis Garcia | | X | | | |
| Dorothy Hukill | X | | | | |
| Kurt Kelly | X | | | | |
| Marcelo Llorente | X | | | | |
| Mitch Needelman | X | | | | |
| Juan-Carlos Planas | X | | | | |
| Dennis Ross | X | | | | |
| Maria Sachs | | X | | | |
| William Snyder | X | | | | |
| Priscilla Taylor | | X | | | |
| Nicholas Thompson | X | | | | |
| Perry Thurston | | X | | | |
| Dick Kravitz (Chair) | X | | | | |
| Total Yeas: 11 | | Total Nays: 4 | | | |

Appearances:

HB 1025

Michael Carlson, Director, Legislative Affairs (Lobbyist) (State Employee) - Proponent
Department of Financial Services
LL22, The Capitol
Tallahassee FL 32399
Phone: 850-413-2910

HB 1025

Jennifer Greenberg, Policy Director - Opponent
Innocence Project of Florida
1100 East Park Avenue
Tallahassee FL 32301
Phone: 850-561-6767

HB 1025

Mark Schlakman, Board Chair - Opponent
Innocence Project of Florida
1100 East Park Avenue
Tallahassee FL 32301
Phone: 850-644-4614

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM

COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

HB 1025

Seth Miller, Executive Director - Opponent

Innocence Project of Florida

1100 East Park Avenue

Tallahassee FL 32301

Phone: 850-561-6769

HB 1025

Brian Pitts - Information Only

Justice-2-Jesus

1119 Newton Ave, S

St. Petersburg FL 33705

Phone: 727-897-9291

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 1025

COUNCIL/COMMITTEE ACTION

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

*favorable
3-12-08*

1 Council/Committee hearing bill: Safety & Security Council

2 Representative(s) offered the following:

3 Amendment (with title amendment)

4 Remove everything after the enacting clause and insert:

5 Section 1. Short title.--This act may be cited as the
6 "Victims of Wrongful Incarceration Compensation Act."

7 Section 2. Eligibility for compensation for wrongful
8 incarceration.--

9 (1) A person who has been wrongfully convicted of a felony
10 offense and incarcerated in a prison within the Florida
11 Department of Corrections as a result of that conviction is
12 eligible for compensation if:

13 (a) the conviction and sentence has been vacated,
14 dismissed, or reversed by a court of competent jurisdiction;

15 (b) no further proceedings can or will be held against the
16 claimant on any facts and circumstances alleged in the
17 proceedings which resulted in the conviction;

18 (c) the claimant petitions the court for a finding of
19 eligibility and amount of compensation no more than 2 years
20 after the order vacating, reversing, or dismissing the sentence;

21 (d) the claimant has no other suits pending in state or
22 federal court requesting compensation arising out of the factual

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

23 situation in connection with the conviction for which
24 compensation is being sought under this act;

25 (e) the claimant has not been found guilty of any felony
26 offenses other than the conviction which was dismissed, reversed
27 or vacated that is the basis for the claim for wrongful
28 incarceration and no felony offenses are currently pending;

29 (f) a claims bill has not been filed relating to the
30 claimant's conviction and incarceration that is the basis for
31 compensation under this act; and

32 (g) the court has made a finding by clear and convincing
33 evidence that the claimant is actually innocent.

34 (2) As used in this section, the term "actually innocent"
35 means:

36 (a) The claimant's acts did not constitute a crime;

37 (b) The claimant did not commit the offense that resulted
38 in his or her conviction and incarceration; and

39 (c) The claimant did not aid, abet, or act as an
40 accomplice or accessory to a person who committed the offense
41 that resulted in his or her conviction and incarceration.

42 Section 3. Judicial finding of eligibility and amount of
43 compensation; findings as to attorney's fees.--

44 (1) The claimant may petition the same court that issued
45 the order vacating, reversing, or dismissing the claimant's
46 conviction and sentence to determine whether the claimant is
47 eligible for compensation pursuant to this act. Such petition
48 may be filed contemporaneously with the motion to vacate,
49 reverse, or dismiss, but may not be filed more than 6 months
50 after the order vacating, reversing, or dismissing the
51 conviction and sentence has been issued. Upon a finding that the
52 claimant is eligible for compensation pursuant to this act, the

Amendment No. (for drafter's use only)

53 court shall also make a finding regarding the amount of
54 compensation using the factors set forth in this act.

55 (2) In making a finding regarding the amount of
56 compensation for an eligible claimant, the court shall consider
57 the following factors:

58 (a) the claimant's earning capacity;

59 (b) the claimant's need for drug and/or alcohol
60 counseling;

61 (c) the claimant's need for mental health counseling;

62 (d) the claimant's need for health insurance; and

63 (e) the claimant's need for housing.

64 (3) For determinations made in 2008, compensation may not
65 exceed a rate of \$50,000 per year of incarceration after
66 conviction prorated as necessary to account for portions of
67 years, up to a maximum of \$1,500,000. For determinations made
68 after 2008, the court may adjust the annual rate and maximum
69 amount for inflation using the Consumer Price Index starting in
70 2008.

71 (4) The court shall determine whether the compensation
72 shall be payable to the claimant in one single disbursement,
73 through the purchase of an annuity, or any other combination and
74 shall make specific findings regarding disbursement of funds.

75 (5) The court shall make a separate finding regarding the
76 amount of attorney's fees and reasonable costs. The court may
77 not award attorney's fees that exceed a total of 25% of the
78 court's finding regarding the amount of compensation to the
79 claimant, or \$1,000, whichever is greater. The finding shall
80 state with specificity the fees for each of the named
81 attorney(s), as limited by this act. The court shall make a
82 separate finding as to the amount of their costs.

Amendment No. (for drafter's use only)

83 (6) The court shall not make any findings pursuant to this
84 section regarding fault, liability or damages.

85 (7) Findings by the court regarding eligibility, the
86 amount of compensation, and the amount of attorney's fees are
87 not appealable. If the claimant chooses not to accept the
88 court's findings the claimant's sole recourse is the filing of a
89 legislative claims bill in accordance with the current Rules of
90 the House of Representatives and the Rules of the Senate.

91 Section 4. Duties of the Department of Financial
92 Services and the Chief Financial Officer.-

93 (1) No later than 10 days from receiving the court's
94 findings regarding the amount of compensation, the Chief
95 Financial Officer shall request release of funds pursuant to
96 chapter 216, Florida Statutes.

97 (2) Upon release of the requested funds by the Legislative
98 Budget Commission, the Department of Financial Services shall
99 pay the amount of compensation as determined by the court
100 pursuant to section 3 of this Act. The Department of Financial
101 Services is directed to execute all necessary agreements to
102 implement this Act.

103 (3) Subject to specific appropriation made to the
104 Department of Financial Services, the Chief Financial Officer
105 shall purchase the annuity or make such other payment as
106 required by this act upon delivery by the claimant to the Chief
107 Financial Officer of an executed release and waiver on behalf of
108 the claimant and his or her parents, heirs, successors, and
109 assigns forever releasing the State of Florida and any agency,
110 instrumentality, officer, employee, or political subdivision
111 thereof or any other entity subject to the provisions of s.
112 768.28, Florida Statutes, from any and all present or future
113 claims, or declaratory relief the claimant or any of his or her

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

114 parents, heirs, successors, or assigns may have against such
115 enumerated entities and arising out of the factual situation in
116 connection with the conviction for which compensation is
117 awarded. However, declaratory action to obtain judicial
118 expungement of the claimant's judicial and executive branch
119 records as otherwise provided by law is not prohibited by this
120 act.

121 (5) No later than 90 days after receiving a certified
122 finding from the court that a claimant is eligible for
123 compensation including a finding regarding the amount of
124 compensation and a finding regarding attorney's fees and costs,
125 the Department of Financial Services shall issue separate
126 warrant(s) to the named attorney(s) for the amounts set out in
127 the court's findings regarding attorney's fees and costs.

128 (6) There is hereby appropriated recurring General Revenue
129 to the Department of Financial Services in sufficient amount to
130 make payments specified by this section. The Department shall
131 request release of funds pursuant to chapter 216, Florida
132 Statutes.

133 (7) The Department of Financial Services shall purchase
134 the annuity or make other such payment as required by this act
135 pursuant to authority granted by the Legislature for the benefit
136 of the claimant. Purchase of the annuity or other such payment
137 as required by this act shall be made within 90 days after the
138 appropriation has become effective.

139 Section 5. If the claimant has not executed the release
140 and waiver pursuant to Section 4(3), the claimant is not
141 precluded from filing a claim bill in accordance with the
142 current Rules of the House of Representatives and the Rules of
143 the Senate, which shall be the sole redress of any dispute
144 regarding any part of this act.

Amendment No. (for drafter's use only)

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Section 6. Any claimant who is compensated pursuant to this act shall also have tuition and fees waived for up to a total of 120 hours of instruction at any career center established pursuant to s. 1001.44, Florida Statutes, any community college established under part III of chapter 1004, Florida Statutes, or any state university. For any educational benefit made, the claimant is required to meet and maintain the regular admission requirements of, and be registered at, such career center, community college, or state university and make satisfactory academic progress as defined by the educational institution in which the claimant is enrolled.

Section 7. Notwithstanding any provision of s. 943.0585, Florida Statutes, any claimant who is compensated pursuant to this act shall be appointed a public defender from the circuit in which the claimant currently resides, to provide legal assistance with any action required to judicially and administratively expunge the claimant's non-judicial criminal record arising from his or her wrongful conviction. If the claimant does not wish to use the services of a public defender, the appointment of the public defender shall end immediately. A government entity may not charge or impose a fee for the implementation of any part of this section.

Section 8. The Legislature shall not be deemed by this act or by the payment of any claim to have waived any defense of sovereign immunity or to have increased the limits of liability on behalf of the state or any person subject to the provisions of s. 768.28, Florida Statutes, or any other law.

Section 9. Any amount awarded by this act is intended to provide the sole compensation for any and all present and future

Amendment No. (for drafter's use only)

176 claims arising out of the factual situation in connection with
177 the claimant's conviction and imprisonment. No further award for
178 attorney's fees, lobbying fees, costs, or other similar expenses
179 shall be made by the state.

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181 Section 10. This act shall take effect July 1, 2008.

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

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Remove the entire title and insert:

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A bill to be entitled

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An act relating to compensation for wrongful

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incarceration; creating the "Victims of Wrongful

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Incarceration Compensation Act"; defining "actually

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innocent"; providing that a person who has been wrongfully

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convicted of a felony offense and incarcerated within the

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Department of Corrections as a result of that conviction

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may be financially compensated if determined to be

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eligible; providing conditions which constitute

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eligibility for compensation under the act; providing for

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judicial finding of eligibility and amount of

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compensation; providing for judicial findings as to

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attorney's fees and costs; providing criteria for judicial

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findings; providing for legislative redress; providing

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duties of the Department of Financial Services and the

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Chief Financial Officer; requiring a specific request

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regarding release of funds; authorizing the Department of

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Financial Services to make specified payments; requiring

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an executed release and waiver as a condition precedent to

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

207 tender of payment; providing that payment shall be made
208 pursuant to specific appropriation provided to the
209 Department of Financial Services; providing for waiver of
210 specified tuition and fees for claimants compensated under
211 the act; providing requirements with respect to
212 educational benefits; authorizing the appointment of a
213 public defender to assist with the process of expunging
214 specified records; prohibiting government entities from
215 charging fees for the implementation of the expungement
216 provisions; providing that the Legislature is not deemed
217 to have waived any defense of sovereign immunity nor
218 increased the limits of liability as a result of the act
219 or the payment of a claim thereunder; providing
220 legislative intent with respect to amounts awarded under
221 the act; providing an effective date.

222
223 WHEREAS, the Legislature recognizes that no system of
224 justice is impervious to human error, and

225 WHEREAS, *United States v. Hasting*, 461 U.S. 499 (1983),
226 reads, in part, "Given the myriad safeguards provided to assure
227 a fair trial, and taking into account the reality of the human
228 fallibility of the participants, there can be no such thing as
229 an error-free, perfect trial, and . . . the Constitution does
230 not guarantee such a trial.", and

231 WHEREAS, the Legislature acknowledges that the state's
232 system of justice infrequently yields imperfect results which
233 may have tragic consequences, and

234 WHEREAS, this act is based on a moral desire to acknowledge
235 those who are wrongfully convicted of a felony offense,
236 incarcerated as a result of that conviction, and determined to

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

237 be actually innocent and is not a recognition of a
238 constitutional right or violation, and

239 WHEREAS, the Legislature intends that any compensation made
240 pursuant to this act acknowledges the fact that the claimant
241 suffered significant damages unique to the claimant which
242 resulted from his or her physical restraint and the deprivation
243 of freedom; and

244 WHEREAS, the Legislature intends that any compensation made
245 pursuant to this act be the sole compensation to be provided by
246 the state for any and all present and future claims arising out
247 of the factual situation in connection with the claimant's
248 conviction and imprisonment, NOW, THEREFORE,

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COUNCIL/COMMITTEE ACTION

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

*favourable
3.12.08*

1 Council/Committee hearing bill: Safety & Security Council
2 Representative(s) *Hukill* offered the following:

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4 **Amendment to Strike-All Amendment by Representative**
5 **Bogdanoff**

6 Remove line(s) 19 and insert:

7 eligibility and amount of compensation no more than 6 months

COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

PCB SSC 08-02 : Federal Grants Trust Fund in the Parole Commission

Favorable

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Sandra Adams | X | | | | |
| James Frishe | X | | | | |
| Luis Garcia | X | | | | |
| Dorothy Hukill | X | | | | |
| Kurt Kelly | X | | | | |
| Marcelo Llorente | X | | | | |
| Mitch Needelman | X | | | | |
| Juan-Carlos Planas | X | | | | |
| Dennis Ross | X | | | | |
| Maria Sachs | X | | | | |
| William Snyder | X | | | | |
| Priscilla Taylor | X | | | | |
| Nicholas Thompson | X | | | | |
| Perry Thurston | X | | | | |
| Dick Kravitz (Chair) | X | | | | |
| Total Yeas: 15 | | Total Nays: 0 | | | |

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM

COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

PCB SSC 08-03 : Shared County/State Juvenile Detention Trust Fund in the Department of Juvenile Justice

Favorable

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|-----------------------|-----|----------------------|---------|-----------------|-----------------|
| Sandra Adams | X | | | | |
| James Frishe | X | | | | |
| Luis Garcia | X | | | | |
| Dorothy Hukill | X | | | | |
| Kurt Kelly | X | | | | |
| Marcelo Llorente | X | | | | |
| Mitch Needelman | X | | | | |
| Juan-Carlos Planas | X | | | | |
| Dennis Ross | X | | | | |
| Maria Sachs | X | | | | |
| William Snyder | X | | | | |
| Priscilla Taylor | X | | | | |
| Nicholas Thompson | X | | | | |
| Perry Thurston | X | | | | |
| Dick Kravitz (Chair) | X | | | | |
| Total Yeas: 15 | | Total Nays: 0 | | | |

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM

COUNCIL MEETING REPORT

Safety & Security Council

3/12/2008 2:10:00PM

Location: Reed Hall (102 HOB)

Summary:

Safety & Security Council

Wednesday March 12, 2008 02:10 pm

| | | | |
|---------------|-----------------------------------|----------|---------|
| HB 321 | Favorable with Council Substitute | Yeas: 15 | Nays: 0 |
| HB 435 | Temporarily Deferred | | |
| HB 537 | Favorable with Council Substitute | Yeas: 15 | Nays: 0 |
| HB 799 | Favorable with Council Substitute | Yeas: 14 | Nays: 0 |
| HB 1025 | Favorable with Council Substitute | Yeas: 11 | Nays: 4 |
| PCB SSC 08-02 | Favorable | Yeas: 15 | Nays: 0 |
| PCB SSC 08-03 | Favorable | Yeas: 15 | Nays: 0 |

Committee meeting was reported out: Wednesday, March 12, 2008 5:00:39PM