



CRIMINAL PUNISHMENT CODE TASK FORCE Non-Prison Subcommittee Minutes

April 20, 2020 at 9AM

Conference Call

I. Members Present:

Secretary Simone Marsteller (Chair)
The Honorable Michael Andrews
Sheriff William Snyder
Sheriff Christopher Nocco
State Attorney Melissa Nelson

II. Proposal #3

Amend Florida Statutes regarding diversion to mandate funding for diversion courts: Florida Statute 397.334 (Drug Court), Florida Statute 394.47892 (Mental Health Court), Florida Statute 394.47891 (Veterans Court), and Florida Statute 948.16 (Misdemeanor mental health/drug/veterans court programs). Create an oversight office of all diversion programs in the state for consistency. Oversight office to consult with subject matter experts for best practices. Recommend Legislature allocate appropriate sufficient recurring funds for implementation and operation of all the statutory diversion programs.

The subcommittee discussed this proposal further and agreed to solicit additional information pertaining to diversion courts before making a final recommendation. At the suggestion of State Attorney Melissa Nelson, Judge Leifman will address the subcommittee concerning problem solving courts at a future meeting.

III. Proposal #2

Give county jails/jailers statutory authority to release pretrial detainee inmates accused of eligible non-violent/non-sexual crimes on conditional medical release. The Florida Department of Corrections is permitted, pursuant to section 947.149, Fla. Stat., to establish a conditional medical release program and release pretrial detainee inmates who meet certain criteria.

The subcommittee discussed proposal #2 and voted to table this item. Judge Andrews questioned how this would differ from the Department of Correction's current practice and noted that this would be a big lift for the sheriffs. Both Sheriff Nocco and Sheriff Snyder expressed an interest in tabling this proposal.

IV. Proposal #4

Allow law enforcement to issue notices to appear for Non-Violent, Non-Sexual Third-Degree Felonies.

Sheriff Nocco offered that to list offenses complicated. This proposal was discussed by the subcommittee who ultimately decided that this falls outside of the purview of the Task Force.

V. Adjourn

12:45 PM