

## **CS/SB 1074 – Sentencing**

This bill creates s. 948.0121, F.S., establishing a conditional sentence for substance use or mental health offenders, stating that an offender is eligible if he or she is “a nonviolent offender who is in need of substance use or mental health treatment and who does not pose a danger to the community,” defining what constitutes a nonviolent offender. This program would involve a minimum of 90 days of incarceration involving in-custody treatment, followed by 24 months of either drug offender or mental health probation.

Per DOC, in FY 17-18, there were approximately 2,669 inmates admitted fitting the eligibility requirements under this bill. These inmates had an average prison sentence of 2.0 years. It is not known how many of these offenders would receive a split sentence, but it should be noted that judges already have the ability to establish split sentences for a variety of reasons, including substance use or mental health.

**CONFERENCE ADOPTED ESTIMATE: Negative Indeterminate**

**Requested by: Senate**