



## FLORIDA PAROLE COMMISSION

4070 Esplanade Way, Tallahassee, Florida 32399-2450

TENA M. PATE  
*Commissioner/Chair*

MONICA DAVID  
*Commissioner/Vice-Chair*

BERNARD R. COHEN, SR.  
*Commissioner/Secretary*

June 29, 2012

The Honorable Rick Scott, Governor  
The Honorable Pam Bondi, Attorney General  
The Honorable Jeff Atwater, Chief Financial Officer  
The Honorable Adam Putnam, Commissioner of Agriculture

Dear Governor Scott, General Bondi, CFO Atwater, and Commissioner Putnam:

Pursuant to the Rules of Executive Clemency, as amended March 9, 2011, attached is the second annual report required by Rule Eighteen – “Collection of Statistics and Evaluation of Clemency Action.”

This report provides information on the status of individuals whose rights were restored for the previous two calendar years, including recidivism statistics and evaluative data. However, the felon population reviewed and subsequent data measured includes only those individuals whose civil rights were granted during the reporting period and are identified by a Department of Corrections’ (DC) number in the MAC clemency database.

If you have any questions regarding the content of this report, please contact me at your convenience at 850-487-1980.

Sincerely,

A handwritten signature in black ink, appearing to read "Tena M. Pate". The signature is fluid and cursive, with a large initial "T" and "P".

Tena M. Pate  
Chair

cc: Thomas Winokur, Assistant General Counsel, Executive Office of the Governor  
Carolyn Snurkowski, Associate Deputy Attorney General, Legal Affairs  
Robert Tornillo, Director, Cabinet Affairs, Financial Services  
Robert Williams, Senior Attorney, Agriculture and Consumer Services

# FLORIDA PAROLE COMMISSION

A Governor and Cabinet Agency Created in 1941



**RESTORATION OF CIVIL RIGHTS'  
RECIDIVISM REPORT  
FOR  
2010 AND 2011**

presented to the  
Florida Board of Executive Clemency  
July 1, 2012

**The Florida Cabinet**  
as  
**The Board of Executive Clemency**



**Rick Scott**  
*Governor*



**Pam Bondi**  
*Attorney General*



**Jeff Atwater**  
*Chief Financial  
Officer*



**Adam Putnam**  
*Commissioner  
of Agriculture*

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**The  
Florida Parole Commission**

~Acts as the investigative and administrative arm of the  
Board of Executive Clemency~

**Mission Statement**

To Ensure Public Safety and Provide Victim Assistance  
Through the Post Prison Release Process

**Tena M. Pate, Chair**  
**Monica David, Vice Chair**  
**Bernard R. Cohen, Sr., Secretary**

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**Julia McCall, Coordinator, Office of Executive Clemency**  
**Stephen Hebert, Director of Clemency Investigations**

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## TABLE OF CONTENTS

<b>Board of Executive Clemency, Commissioners, and Senior Clemency Staff .....</b>	<b>2</b>
<b>Introduction .....</b>	<b>4</b>
<b>Requirements of Rule Eighteen, Rules of Executive Clemency ...</b>	<b>4</b>
<b>Methodology .....</b>	<b>4</b>
<b>RCR Cases Granted .....</b>	<b>5</b>
<b>Data: Offenders Returned to Department Custody .....</b>	<b>5-6</b>
<b>Contact Information .....</b>	<b>7</b>

## I. Introduction

On March 9, 2011, the Florida Board of Executive Clemency (Governor Rick Scott, Attorney General Pam Bondi, Chief Financial Officer (CFO) Jeff Atwater, and Commissioner of Agriculture Adam Putnam), amended the Rules of Executive Clemency (Rules), which became effective immediately.<sup>1</sup> As a result, the Office of Executive Clemency, the Parole Commission (Commission), and the Department of Corrections (Department) were directed to provide annually, beginning July 1, 2011 and each year thereafter, a report on the status of individuals whose rights were restored for the previous two calendar years, including recidivism statistics and evaluative data (see Rule Eighteen below).

## II. Requirements of Rule Eighteen, Rules of Executive Clemency

Rule Eighteen states:

### “18. Collection of Statistics and Evaluation of Clemency Action

“The Office of Executive Clemency, in conjunction with the Florida Parole Commission and (the) Department of Corrections, shall collect and submit to the Clemency Board an annual written report providing statistics and evaluations regarding the status of those individuals whose rights were restored during the previous two calendar years. The first report shall be filed on July 1, 2011.”<sup>2</sup>

This report provides data on the number of individuals whose civil rights were restored during calendar years 2010 and 2011, along with data indicating the number and percentage of these individuals that have reoffended and been returned to the custody of the Department with a new prison commitment or period of supervision as of June 8, 2012.

## III. Methodology

For this report, an individual’s Department of Corrections’ ID number (DC Number) is the common identifier that is used to cross-reference individuals in the Florida Parole Commission’s Management of Application for Clemency (MAC) database and the Department of Corrections’ database. However, some individuals in the MAC database do not have a DC Number as they may have a felony conviction which resulted in service of a county jail sentence, an out-of-state conviction, or a federal conviction, which resulted in a prison or supervision sentence in federal custody.

Therefore, the targeted population measured in this report includes only those individuals whose civil rights were granted during the reporting period and are identified by a DC Number in the MAC clemency database. The definition of “reoffend” for this **report is any individual who**

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<sup>1</sup> Meeting of the Florida Cabinet, Thursday, March 9, 2011.

<sup>2</sup> Rule 18, Rules of Executive Clemency, p. 16; Rules revised March 9, 2011, effective March 9, 2011.

has returned to the custody of the Florida Department of Corrections through June 8, 2012, subsequent to the date their civil rights were granted by the Clemency Board.

**IV. RCR Cases Granted:  
Calendar Years (CYs) 2010-2011**

**TABLE I**

**PERSONS GRANTED RCR  
BY MATCHING DC NUMBERS - FPC AND DC**

CLEMENCY TYPE	PERSONS GRANTED RCR IN 2010	PERSONS GRANTED RCR IN 2011	TOTAL
Restoration of Civil Rights	5,719	52	5,771

**TABLE II**

**OFFENDERS RETURNED TO DC CUSTODY  
CYs 2010-2011**

Calendar Year Granted	Offenders Returning To DC Custody In 90-Day Increments From the Date RCR Was Granted										TOTAL
	0-90	91-180	181-270	271-360	361-450	451-540	541-630	631-720	721-810	811-900	
2010	52	78	81	96	89	100	76	40	36	3	651
2011	0	0	0	0	0	0	0	0	0	0	0
Total	52	78	81	96	89	100	76	40	36	3	651
Percentage	8%	12%	12%	15%	14%	15%	12%	6%	6%	0%	100%

**TABLE III**  
**OFFENDERS RETURNED TO DC CUSTODY**  
**BY TYPE OF SENTENCE**  
**CYs 2010 AND 2011**

<b>CALENDAR YEAR GRANTED</b>	<b>DC STATUS AFTER RCR GRANT DATE</b>	<b>TOTAL OFFENDERS RETURNED TO DC CUSTODY</b>	<b>PERCENTAGE OFFENDERS RETURNED TO DC CUSTODY</b>
<b>2010</b>	<b>Supervision</b>	<b>364</b>	<b>55.9%</b>
<b>2010</b>	<b>Prison</b>	<b>287</b>	<b>44.1%</b>
<b>2011</b>	<b>Supervision</b>	<b>0</b>	<b>0.0%</b>
<b>2011</b>	<b>Prison</b>	<b>0</b>	<b>0.0%</b>
<b>TOTAL</b>		<b>651</b>	<b>100.0%</b>

**TABLE IV**  
**SUMMARY OF OFFENDERS RETURNED TO DC CUSTODY**

<b>CALENDAR YEAR GRANTED</b>	<b>TOTAL OFFENDERS GRANTED RCR</b>	<b>TOTAL OFFENDERS RETURNED TO DC CUSTODY</b>	<b>PERCENTAGE OFFENDERS RETURNED TO DC CUSTODY</b>
<b>2010</b>	<b>5,719</b>	<b>651</b>	<b>11.4%</b>
<b>2011</b>	<b>52</b>	<b>0</b>	<b>0.0%</b>
<b>Total</b>	<b>5,771</b>	<b>651</b>	<b>11.3%</b>

## CONTACT INFORMATION

For information concerning the contents of this report, contact Julia McCall at 850-488-2952 or Stephen Hebert at 850-487-1175. Persons seeking information on the Restoration of Civil Rights process should contact the Florida Parole Commission, Office of Executive Clemency, at the numbers or websites listed below:

Clemency Toll Free Phone Number: 1-800-435-8286

Office of Executive Clemency Phone Number: 850-488-2952

Office of Executive Clemency Fax: 850-488-0695

Email at: [Clemencyweb@fpc.state.fl.us](mailto:Clemencyweb@fpc.state.fl.us)

Website at: <https://fpc.state.fl.us/clemency.htm>

or

[www.FLrestoremyrights.com](http://www.FLrestoremyrights.com)

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Public Information, Public Records Requests, and Media Inquiries should be directed to Jane Tillman, Director of Communications, at 850-921-2816 or [JaneTillman@fpc.state.fl.us](mailto:JaneTillman@fpc.state.fl.us), or FAX at 850-921-2827, or by mail at:

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