



THE FLORIDA COMMISSION ON OFFENDER REVIEW

SERVING THE CITIZENS OF FLORIDA SINCE 1941

Monthly Accomplishments Report – July 2016

Chairman's Message

Melinda N. Coonrod

July was an eventful month at the Commission. Not only did it mark the end of the fiscal year, but we also recognized Pretrial, Probation, and Parole Supervision Week; released the Restoration of Civil Rights (RCR) Recidivism Report; and actively prepared for the Florida Council on Crime and Delinquency (FCCD) conference.

On July 15, Governor Rick Scott proclaimed July 17-23, 2016, as Pretrial, Probation, and Parole Supervision Week in Florida. The Commission proudly joined the Governor in honoring the dedicated community corrections professionals who tirelessly serve this great state.

Our Office of Communications worked diligently this month to complete the edits for two videos that were produced in-house. The Preventing Crime in the Black Community crime prevention panel video, and "Clemency: After the Crime," will play important roles in our crime prevention efforts, specifically with at-risk youth. I look forward to further integrating video into our communications efforts, as well as our ever-expanding role in crime prevention.

Finally, I'd like to congratulate Commissioner Davison on receiving the FCCD Criminal Justice Award. The honor is awarded to outstanding criminal justice professionals, advocates, and academics that have contributed greatly to the criminal justice arena. Commissioner Davison has proven to be an asset not only to the Commission, but to the entire criminal justice profession. His passion and dedication to protecting the citizens and visitors of our state is nothing short of admirable. The honor is well-deserved.

Please continue reading this month's report to learn more about the advancements made by our agency during the month of July.

Sincerely,

Melinda N. Coonrod
Chairman

Division of Operations

The Division of Operations is comprised of four sections: Revocations; Victims' Services; Office of the Commission Clerk; and Field Services. Twelve field offices are divided into five regional areas across the state. Operations is responsible for multiple, diverse functions relating to the administration of post-prison supervisory release programs. These supervised release programs include parole, conditional release, conditional medical release, addiction recovery, and control release supervision. The Division, through its Field Services' staff, conducts administrative hearings for violations of supervision, as well as clemency investigations for the Board of Executive Clemency.

Accomplishments: July 2016

Office of the Commission Clerk

The number of cases docketed included: 794

- Parole - 88 (3 granted, 0 denied)
- Conditional Medical - 3 (0 granted, 3 denied, 0 deceased prior to the vote)
- Conditional Release - 603
- Addiction Recovery Supervision - 100

Revocations

- Warrants Issued - 173*
- Cases Reviewed and Prepared for Docket - 132*

*Includes parole, conditional release, addiction recovery release, and conditional medical release and control release cases.

Victims' Services

- Victims' requests for information on parole, conditional release, and conditional medical cases - 210
- Victims Located - 36
- Status updates to victims on parole, conditional medical and clemency cases - 305
- Assisted victims who attended parole or clemency hearings - 33

Field Services

Field Services' Statewide Activity Totals / Monthly Interviews and Hearings Conducted:

- Parole Interviews - 56
- Revocation Interviews - 234
- Revocation Hearings - 57
- Total Interviews and Hearings for the Month - 347

REGION	I	II	III	IV	V
COURTESY INTERSTATE COMPACT TASKS	2	1	2	1	1
PENDING CLEMENCY CASES	With Hearing: 295 W/o a Hearing: 43 Total Cases: 338	With Hearing: 659 W/o a Hearing: 60 Total Cases: 719	With Hearing: 723 W/o a Hearing: 16 Total Cases: 739	With Hearing: 1,311 W/o a Hearing: 63 Total Cases: 1374	With Hearing: 884 W/o a Hearing: 34 Total Cases: 918

Division of Administration

The Division of Administration provides administrative support to the Commission's Central Office and 12 field offices. Administration includes Human Resources, Finance and Accounting, Purchasing, Safety, Grants, Contracts, Inventory, Emergency Management and General Services.

Accomplishments: July 2016

- FCOR achieved 100% prompt payment compliance.
- Submitted 17 requisitions, 14 security requests, 15 purchase requests, 188 invoices, 96 inner office requests, three work orders, and made 20 deliveries.
- Completed monthly budget documents for the Chairman's office.
- Distributed wellness information.
- FCOR had no on demand payments.
- Responded to the audit and met with the auditors.
- Completed employee evaluations.
- Attended CJIS council meeting.
- Risk Management realignment in LASPBS and responded to Risk Management survey.
- Submitted the Florida PALM – budget review and feedback and the Florida PALM project agency response.
- Setup certified forwards.
- Updated agency organizational charts to reflect position movement and staffing changes.
- Completed annual training questionnaire.
- Completed Affirmative Action Plan questionnaire.
- Completed annual perquisite report.
- Achieved 100% agency compliance with Financial Disclosure reporting obligation.
- Distributed performance evaluation information for the period.
- Completed onboarding for new commissioner.
- Attended Veteran's Preference Workshop with DMS and VA on July 14.

Office of General Counsel

The Office of the General Counsel is charged with successfully prevailing on litigation filed against the Commission; providing quality legal advice and representation in a prompt manner; and engaging in proactive legal counseling to prevent unnecessary litigation in the future.

Accomplishments: July 2016

During the month of July, the Office of the General Counsel generated twenty-seven (27) court filings, including briefs, responses, motions, orders, and notices.

During the month of July, the Commission received seven (7) positive orders, six (6) from state courts, and one from the First District Court of Appeal. These orders are in the nature of reaffirming long-held and long-standing precedent governing some of the more common challenges presented against the Commission, including the placement on conditional release supervision after incarceration, the fact that there is no "liberty interest" in gain time earned by an inmate on conditional release, and the use of enhancements as aggravators.

Of special note is the order denying the inmate's petition for writ of mandamus in *Taylor v. Comm'n on Offender Review*, Leon County Case No. 2016 CA 000715. The court rejected the inmate's challenge to the Commission's use of the "custodial authority" aggravator in the calculation of his PPRD. The inmate's victim was granted permission to come to the inmate's mother's home, where the inmate and his son also lived, to play and swim with the inmate's son. Although

Monthly Accomplishments Report

it is not disputed that the permission for the victim to come to the home was given to the inmate's mother, the court held that the inmate "enlarged his sphere of custodial authority" beyond that of just custodial authority over his own son by including the victim within that authority. The court found that the inmate "exercised 'immediate charge and control'" by directing the children to play certain games, taking the victim to the bedroom, and dressing the victim when the abuse was over. The court concluded that "the aggravation speaks not so much as to who the victim's mother granted permission to take her daughter but to what effect [the inmate] exercised a custodial i.e., 'immediate charge and control' authority over the victim."

Office of Legislative Affairs

The Office of Legislative Affairs is charged with overseeing the Commission's legislative program as the agency's chief legislative advocate.

Accomplishments: July 2016

- Attended Executive Office of the Governor Legislative Affairs Directors' Meetings.
- Conducted ongoing legislative constituent relations regarding various Commission functions.
- Met with legislators to help educate and better inform them about the roles of the Commission.
- Helped assist with educating legislators, staff, and their constituents in the Restoration of Civil Rights process ahead of the upcoming 2016 elections.

Office of Communications

The Office of Communications is charged with overseeing the agency's communications and public information program.

Accomplishments: July 2016

- Provided ongoing media relations and internal employee communication efforts.
- Updated FCOR team directory to reflect recent staff changes.
- Completed edits for clemency and Preventing Crime in the Black Community videos.
- Prepared welcome letter for FCCD conference.
- Researched possibility of live streaming hearings.
- Updated senior leadership contact card.
- Assisted with the release of RCR Recidivism Report.

Office of Executive Clemency

The Office of Executive Clemency (OEC) reports directly to the Governor and Cabinet who sit as the Clemency Board in the performance of their duties and responsibilities. This office is responsible for coordinating all clemency meetings, referring applications for investigation and serves as the official custodian of all clemency records.

Accomplishments: July 2016

The Office of Executive Clemency continues to screen daily submissions of applications in an expeditious manner in order to notify the applicants early on of their status in the first phase of a two-phase process. With the upcoming primary election in August and the general election in November, we have seen a steady increase in applications and anticipate a continued trend in the upcoming months.

The OEC is planning to have a flexible schedule for the week prior to the primary election on August 30. We do this prior to each election to assist the Supervisor of Elections staff with verifications of grants for voting rights and to be available to clemency applicants. Our hours will be from 8:00 a.m. to 7:00 p.m. We will also have this same flexible schedule for the two days post election to assist the Supervisors with any provisional ballot issues.

Webpage Statistics

- <https://FCOR.state.fl.us> has received **17,843,239** hits with **1,214,626** searches for Restoration of Civil Rights (RCR) grants.
- **146,579** names were located and **85,509** certificates have been printed.
- Currently **377,042** RCR certificates are available for printing through the www.FLrestoremyrights.com.

Office of Clemency Investigations

The Office of Clemency Investigations is charged with investigating, reviewing, evaluating, and reporting to the Clemency Board in all types of clemency cases, including, but not limited to, the restoration of civil rights, restoration of alien status under Florida law, full pardons, firearm authority, commutations of sentence, remission of fines, and capital punishment cases.

Accomplishments: July 2016

- On July 14, 2016, training was provided to the Regional Administrators and Supervisors during a conference call to include procedures related to clemency investigations.
- Assisted in the development of clemency information for multiple agency reports.
- Prepared investigations for the upcoming Clemency Board Meeting and conducted quality assurance reviews of field investigations.
- Conducted investigations on Requests for Review for Commutation of Sentence cases.
- Provided customer service to clemency applicants, and assisted in responses for clemency information/data requests.