

1 A bill to be entitled

2 An act relating to inmate gain-time; amending s. 944.275,
3 F.S.; permitting the Department of Corrections to grant
4 additional incentive gain-time to certain inmates
5 incarcerated on specified dates; providing that additional
6 gain-time cannot be accrued if it would prevent the
7 prisoner from serving at least 85 percent of the sentence
8 imposed; providing exceptions to award of gain-time;
9 providing legislative intent; providing an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. Paragraph (e) is added to subsection (4) of
14 section 944.275, Florida Statutes, to read:

15 944.275 Gain-time.--

16 (4)

17 (e) In addition to any other award of gain time under this
18 section, the department shall grant a one-time award of 90
19 additional days of incentive gain-time to each inmate,
20 regardless of the date on which an offense was committed, who is
21 incarcerated and otherwise eligible on each of the following
22 dates: July 1, 2008, January 1, 2009, and July 1, 2009. Except
23 as otherwise provided by this section, a prisoner may not
24 accumulate further gain-time awards, including those under this
25 paragraph, at any point when the tentative release date is the
26 same as that date at which the prisoner will have served 85
27 percent of the sentence imposed. An award of gain time under
28 this paragraph may not be given to a prisoner whose term of
29 incarceration includes a sentence for an offense that qualifies

30 the prisoner for registration as a sexual a predator under s.
31 775.21 or as a sexual offender under s. 943.0435 or to a
32 prisoner sentenced to life imprisonment.

33 Section 2. The intent of the Legislature in providing for
34 two one-time awards of gain time during the 2008-2009 fiscal
35 year and one award during the 2009-2010 fiscal year is to reduce
36 the prison population through the early release of inmates in
37 order to alleviate the need for new prison construction.

38 Section 3. This act shall take effect July 1, 2008.