

FLORIDA DEPARTMENT OF JUVENILE JUSTICE

Proposed Rule Hearing

November 5, 2020

63E-7.100 Definitions.

For the purpose of this rule chapter, governing the administration and operation of residential commitment programs for youth, the following words shall have the meanings indicated.

(1) through (57) No change.

(58) Pregnant Youth – Any youth whose pregnancy is confirmed by or otherwise known to a qualified healthcare professional at the residential facility.

(58) through (81) renumbered (59) through (82)

Rulemaking Authority 985.64, 985.601(3)(a) FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441 FS. History–New 5-30-19, Amended.

63E-7.107 Safety and Security.

(1) through (13) No change.

(14) Controlled Observation. A program may use controlled observation only when necessary and as a last resort. It is intended as an immediate, short-term, crisis management strategy for use during volatile situations in which one or more youths' sudden or unforeseen onset of behavior imminently and substantially threatens the physical safety of others and compromises security. Controlled observation is not authorized for use as punishment or discipline.

(a) through (k) No change.

(l) A pregnant youth may only be placed in controlled observation when there are no less restrictive means available and such placement is necessary to protect the health and safety of the youth, or to preserve the security of the facility. If a pregnant youth is placed in controlled observation, the program shall provide a completed copy of the Pregnant Youth Controlled Observation Form (RS 012) to the youth within 12 hours of placement. The program shall maintain these forms in an administrative file, as well as in the youth's official healthcare record. The Pregnant Youth Controlled Observation Form (RS 012 August 2020), is incorporated into this rule and is available electronically at <http://www.flrules.org/Gateway/reference.asp?No=Ref-12219>.

(15) through (21) No change.

Rulemaking Authority 985.64, 985.601(3)(a), 944.241 FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441, 944.241 FS. History–New 5-30-19, Amended.