

A bill to be entitled

An act relating to racial and ethnic impacts; creating s. 760.81, F.S.; defining the term "minority person"; requiring presentation of a racial and ethnic impact statement before floor debate of certain legislation affecting criminal offenses or penalties; providing requirements for such a statement; creating s. 760.82, F.S.; providing definitions; requiring a state agency that awards grants to include with each grant application a racial and ethnic impact statement; providing requirements for such a statement; requiring the Department of Management Services to develop and distribute a form; providing that the statement may only be used for informational purposes; limiting the requirement to grants awarded to entities other than natural persons; providing directives to the Division of Law Revision and Information; providing an effective date.

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

Section 1. Section 760.81, Florida Statutes, is created to read:

760.81 Criminal laws; racial and ethnic impact statements.-

(1) As used in this section, the term "minority person"

27 has the same meaning as provided in s. 288.703.

28 (2) Before debate on the floor of a chamber of the  
29 Legislature, a racial and ethnic impact statement prepared by  
30 the Department of Corrections or, if applicable, the Department  
31 of Juvenile Justice shall be attached to any bill, joint  
32 resolution, or amendment that proposes a change in the law that  
33 creates a criminal offense; significantly changes an existing  
34 criminal offense or the penalty for an existing offense; or  
35 changes existing sentencing, parole, or probation procedures.

36 (3) The racial and ethnic impact statement shall describe  
37 the impact of the proposed legislation on minority persons and  
38 must be impartial, simple, and understandable. The statement  
39 must also include for groups for which data are available the  
40 following:

41 (a) An estimate of how the proposed legislation would  
42 change the racial and ethnic composition of the criminal  
43 offender population or recipients of human services.

44 (b) A statement of the methodologies and assumptions used  
45 in preparing the estimate under paragraph (a).

46 (c) If the racial and ethnic impact statement addresses  
47 the effect of proposed legislation on the criminal offender  
48 population, an estimate of the racial and ethnic composition of  
49 the crime victims who may be affected by the proposed  
50 legislation.

51 Section 2. Section 760.82, Florida Statutes, is created to  
52 read:

53 760.82 State grants; racial and ethnic impact statements.-

54 (1) As used in this section, the term:

55 (a) "Minority person" has the same meaning as provided in  
 56 s. 288.703.

57 (b) "State agency" has the same meaning as provided in s.  
 58 110.107.

59 (2) A state agency that awards grants shall require that  
 60 each grant application include a racial and ethnic impact  
 61 statement that contains the following information:

62 (a) Any disproportionate or unique impact of proposed  
 63 policies or programs on minority persons in this state.

64 (b) A rationale for the existence of policies or programs  
 65 having a disproportionate or unique impact on minority persons  
 66 in this state.

67 (c) Evidence of consultation with representatives of  
 68 minority persons in cases in which a proposed policy or program  
 69 has a disproportionate or unique impact on minority persons in  
 70 this state.

71 (3) The Department of Management Services shall create and  
 72 distribute a racial and ethnic impact statement form for state  
 73 agencies and shall ensure that the statement is included in  
 74 applications for grants awarded by state agencies.

75 (4) The racial and ethnic impact statement may only be  
 76 used for informational purposes.

77 (5) This section applies only to grants awarded to  
 78 corporations or legal entities other than natural persons.

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79           Section 3. The Division of Law Revision and Information is  
80 directed to redesignate part IV of chapter 760, Florida  
81 Statutes, consisting of ss. 760.80-760.82, Florida Statutes, as  
82 "Governmental Activities" and to redesignate chapter 760,  
83 Florida Statutes, as "Discrimination; Minorities."

84           Section 4. This act shall take effect January 1, 2016.