

1                   A bill to be entitled  
2           An act relating to criminal justice data transparency;  
3           amending s. 900.05, F.S.; revising and providing  
4           definitions; revising and providing data required to  
5           be collected and reported to the Department of Law  
6           Enforcement by specified entities; requiring the  
7           Department of Law Enforcement to publish data received  
8           from reporting agencies by a specified date; imposing  
9           penalties on reporting agencies for noncompliance with  
10          data reporting requirements; declaring information  
11          that is confidential and exempt upon collection by a  
12          reporting agency remains confidential and exempt when  
13          reported to the department; amending s. 943.6871,  
14          F.S.; declaring information received by the department  
15          from a reporting agency that is confidential and  
16          exempt upon collection remains confidential and  
17          exempt; requiring the Criminal and Juvenile Justice  
18          Information Systems Council to develop specifications  
19          for a uniform arrest affidavit; providing minimum  
20          features of the specifications; requiring the council  
21          to develop specifications for a uniform criminal  
22          charge and statute crosswalk table and a uniform  
23          criminal disposition and sentencing statute crosswalk  
24          table; requiring the Department of Law Enforcement to  
25          procure a uniform arrest affidavit, uniform criminal

26 charge and statute crosswalk table, and a uniform  
 27 criminal disposition and sentencing statute crosswalk  
 28 table by a certain date; requiring law enforcement  
 29 agencies to use the uniform arrest affidavit and other  
 30 agencies to use the crosswalk tables by a certain  
 31 date; providing an effective date.

32

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

34

35 Section 1. Section 900.05, Florida Statutes, is amended to  
 36 read:

37 900.05 Criminal justice data collection.—

38 (1) LEGISLATIVE FINDINGS AND INTENT.—It is the intent of  
 39 the Legislature to create a model of uniform criminal justice  
 40 data collection by requiring local and state criminal justice  
 41 agencies to report complete, accurate, and timely data, and  
 42 making such data available to the public. The Legislature finds  
 43 that it is an important state interest to implement a uniform  
 44 data collection process and promote criminal justice data  
 45 transparency.

46 (2) DEFINITIONS.—As used in this section, the term:

47 (a) "Annual felony caseload" means the yearly caseload of  
 48 each full-time state attorney and assistant state attorney, ~~or~~  
 49 public defender and assistant public defender, or conflict  
 50 regional counsel and assistant conflict regional counsel for

51 cases assigned to the circuit criminal division, based on the  
52 number of felony cases reported to the Supreme Court under s.  
53 25.075. The term does not include the appellate caseload of a  
54 public defender, ~~or~~ assistant public defender, conflict regional  
55 counsel, or assistant conflict regional counsel. Cases reported  
56 pursuant to this term must be associated with a case number, and  
57 each case number must only be reported once regardless of the  
58 number of attorney assignments that occur during the course of  
59 litigation. The caseload shall be calculated on June 30th and  
60 reported once at the beginning of the reporting agency's fiscal  
61 year.

62 (b) "Annual felony conflict caseload" means the total  
63 number of felony cases the public defender or office of criminal  
64 conflict regional counsel has withdrawn from in the previous  
65 calendar year. The caseload shall be calculated on June 30th and  
66 reported once at the beginning of reporting agency's fiscal  
67 year.

68 (c) ~~(b)~~ "Annual misdemeanor caseload" means the yearly  
69 caseload of each full-time state attorney and assistant state  
70 attorney, ~~or~~ public defender and assistant public defender, or  
71 conflict regional counsel and assistant conflict regional  
72 counsel for cases assigned to the county criminal division,  
73 based on the number of misdemeanor cases reported to the Supreme  
74 Court under s. 25.075. The term does not include the appellate  
75 caseload of a public defender, ~~or~~ assistant public defender,

76 conflict regional counsel, or assistant conflict regional  
 77 counsel. Cases reported pursuant to this term must be associated  
 78 with a case number, and each case number must only be reported  
 79 once regardless of the number of attorney assignments that occur  
 80 during the course of litigation. The caseload shall be  
 81 calculated on June 30th and reported once at the beginning of  
 82 the reporting agency's fiscal year.

83 (d) "Annual misdemeanor conflict caseload" means the total  
 84 number of misdemeanor cases the public defender or office of  
 85 criminal conflict regional counsel has withdrawn from in the  
 86 previous calendar year. The caseload shall be calculated on June  
 87 30th and reported once at the beginning of the reporting  
 88 agency's fiscal year.

89 (e)-(e) "Attorney assignment date" means the date a court-  
 90 appointed attorney is assigned to the case or, if privately  
 91 retained, the date an attorney files a notice of appearance with  
 92 the clerk of court.

93 (f)-(d) "Attorney withdrawal date" means the date the court  
 94 removes court-appointed counsel from a case or, for a privately  
 95 retained attorney, the date a motion to withdraw is granted by  
 96 the court.

97 (g)-(e) "Case number" means the uniform case identification  
 98 number assigned by the clerk of court to a criminal case.

99 (h)-(f) "Case status" means whether a case is open, active,  
 100 inactive, closed, reclosed, or reopened due to a violation of

101 probation or community control.

102 (i)~~(g)~~ "Charge description" means the statement of the  
103 conduct that is alleged to have been violated, the associated  
104 statutory section establishing such conduct as criminal, and the  
105 misdemeanor or felony classification that is provided for in the  
106 statutory section alleged to have been violated.

107 (j) "Charge disposition" means the final adjudication for  
108 each charged crime, including, but not limited to, dismissal by  
109 state attorney, dismissal by judge, acquittal, no contest plea,  
110 guilty plea, or guilty finding at trial.

111 (k)~~(h)~~ "Charge modifier" means an aggravating circumstance  
112 of an alleged crime that enhances or reclassifies a charge to a  
113 more serious misdemeanor or felony offense level.

114 (l)~~(i)~~ "Concurrent or consecutive sentence flag" means an  
115 indication that a defendant is serving another sentence  
116 concurrently or consecutively in addition to the sentence for  
117 which data is being reported.

118 (m)~~(j)~~ "Daily number of correctional officers" means the  
119 number of full-time, part-time, and auxiliary correctional  
120 officers who are actively providing supervision, protection,  
121 care, custody, and control of inmates in a county detention  
122 facility or state correctional institution or facility each day.

123 (n)~~(k)~~ "Defense attorney type" means whether the attorney  
124 is a public defender, regional conflict counsel, or other  
125 counsel court-appointed for the defendant; the attorney is

126 | privately retained by the defendant; or the defendant is  
 127 | represented pro se.

128 |       ~~(o)-(l)~~ "Deferred prosecution or pretrial diversion  
 129 | agreement date" means the date an agreement ~~a contract~~ is signed  
 130 | by the parties regarding a defendant's admission into a deferred  
 131 | prosecution or pretrial diversion program.

132 |       ~~(p)-(m)~~ "Deferred prosecution or pretrial diversion hearing  
 133 | date" means each date that a hearing, including a status  
 134 | hearing, is held on a case that is in a deferred prosecution or  
 135 | pretrial diversion program, if applicable.

136 |       ~~(q)-(n)~~ "Disciplinary violation and action" means any  
 137 | conduct performed by an inmate in violation of the rules of a  
 138 | county detention facility or state correctional institution or  
 139 | facility that results in the initiation of disciplinary  
 140 | proceedings by the custodial entity and the consequences of such  
 141 | disciplinary proceedings.

142 |       ~~(r)-(o)~~ "Disposition date" means the date of final  
 143 | judgment, adjudication, adjudication withheld, dismissal, or  
 144 | nolle prosequi for the case and if different dates apply, the  
 145 | disposition dates of each charge.

146 |       (s) "Disposition type" means the manner in which the  
 147 | charge was closed, including final judgment, adjudication,  
 148 | adjudications withheld, dismissal, or nolle prosequi.

149 |       ~~(t)-(p)~~ "Domestic violence flag" means an indication that a  
 150 | filed charge involves domestic violence as defined in s. 741.28.

151        (u)~~(q)~~ "Gang affiliation flag" means an indication that a  
152 defendant is involved in or associated with a criminal gang as  
153 defined in s. 874.03 at the time of the current offense.

154        (v)~~(r)~~ "Gain-time credit earned" means a credit of time  
155 awarded to an inmate in a county detention facility in  
156 accordance with s. 951.22 or a state correctional institution or  
157 facility in accordance with s. 944.275.

158        (w)~~(s)~~ "Habitual offender flag" means an indication that a  
159 defendant is a habitual felony offender as defined in s. 775.084  
160 or a habitual misdemeanor offender as defined in s. 775.0837.

161        (x) "Habitual violent felony offender flag" means an  
162 indication that a defendant is a habitual violent felony  
163 offender as defined in s. 775.084.

164        ~~(t) "Judicial transfer date" means a date on which a~~  
165 ~~defendant's case is transferred to another court or presiding~~  
166 ~~judge.~~

167        (y)~~(u)~~ "Number of contract attorneys representing indigent  
168 defendants for the office of the public defender" means the  
169 number of attorneys hired on a temporary basis, by contract, to  
170 represent indigent clients who were appointed a public defender,  
171 when the public defender withdraws from the case due to a  
172 conflict of interest.

173        (z)~~(v)~~ "Pretrial release violation flag" means an  
174 indication that the defendant has violated the terms of his or  
175 her pretrial release.

176        (aa) ~~(w)~~ "Prior incarceration within the state" means any  
177 prior history of a defendant's incarceration ~~defendant being~~  
178 ~~incarcerated in a county detention facility or Florida~~ state  
179 correctional institution or facility.

180        (bb) "Prison releasee reoffender flag" means an indication  
181 that the defendant is a prison releasee reoffender as defined in  
182 s. 775.082 or any other statute.

183        (cc) ~~(y)~~ "Sexual offender flag" means an indication that a  
184 defendant was ~~is~~ required to register as a sexual predator as  
185 defined in s. 775.21 or as a sexual offender as defined in s.  
186 943.0435.

187        (dd) ~~(x)~~ "Tentative release date" means the anticipated  
188 date that an inmate will be released from incarceration after  
189 the application of adjustments for any gain-time earned or  
190 credit for time served.

191        (ee) "Three-time violent felony offender flag" means an  
192 indication that the defendant is a three-time violent felony  
193 offender as defined in s. 775.084 or any other statute.

194        (ff) "Violent career criminal flag" means an indication  
195 that the defendant is a violent career criminal as defined in s.  
196 775.084 or any other statute.

197        (3) DATA COLLECTION AND REPORTING. ~~Beginning January 1,~~  
198 ~~2019,~~ An entity required to collect data in accordance with this  
199 subsection shall collect the specified data and ~~required of the~~  
200 ~~entity on a biweekly basis. Each entity shall report it the data~~



201 ~~collected~~ in accordance with this subsection to the Department  
 202 of Law Enforcement on a monthly basis.

203 (a) Clerk of the court.—Each clerk of court shall collect  
 204 the following data for each criminal case:

- 205 1. Case number.
- 206 2. Date that the alleged offense occurred.
- 207 ~~3. County in which the offense is alleged to have~~  
 208 ~~occurred.~~
- 209 3.4. Date the defendant is taken into physical custody by  
 210 a law enforcement agency or is issued a notice to appear on a  
 211 criminal charge, ~~if such date is different from the date the~~  
 212 ~~offense is alleged to have occurred.~~
- 213 4. Whether the case originated by a notice to appear.
- 214 5. Date that the criminal prosecution of a defendant is  
 215 formally initiated ~~through the filing, with the clerk of the~~  
 216 ~~court, of an information by the state attorney or an indictment~~  
 217 ~~issued by a grand jury.~~
- 218 6. Arraignment date.
- 219 7. Attorney appointment ~~assignment~~ date.
- 220 8. Attorney withdrawal date.
- 221 9. Case status.
- 222 10. Charge disposition.
- 223 ~~11.10.~~ Disposition date and disposition type.
- 224 ~~12.11.~~ Information related to each defendant, including:  
 225 a. Identifying information, including name, known aliases,

226 | date of birth, ~~age~~, race, ~~or~~ ethnicity, and gender.

227 |       b. Zip code of last known address ~~primary residence~~.

228 |       c. Primary language.

229 |       d. Citizenship.

230 |       e. Immigration status, if applicable.

231 |       f. Whether the defendant has been found ~~by a court~~ to be

232 | indigent under ~~pursuant to~~ s. 27.52.

233 |       ~~13.12.~~ Information related to the ~~formal~~ charges filed

234 | against the defendant, including:

235 |       a. Charge description.

236 |       b. Charge modifier description and statute, if applicable.

237 |       c. Drug type for each drug charge, if known.

238 |       d. Qualification for a flag designation as defined in this

239 | section, including a domestic violence flag, gang affiliation

240 | flag, sexual offender flag, habitual offender flag, habitual

241 | violent felony offender flag, ~~or~~ pretrial release violation

242 | flag, prison release reoffender flag, three-time violent felony

243 | offender flag, or violent career criminal flag.

244 |       ~~14.13.~~ Information related to bail or bond and pretrial

245 | release determinations, including the dates of any such

246 | determinations:

247 |       a. Pretrial release determination made at a first

248 | appearance hearing that occurs within 24 hours of arrest,

249 | including any ~~all~~ monetary and nonmonetary ~~conditions of~~

250 | release.

251           b. Modification of bail or bond conditions made by a court  
 252 having jurisdiction to try the defendant or, in the absence of  
 253 the judge of the trial court, by the circuit court, including  
 254 modifications to any monetary and nonmonetary ~~conditions of~~  
 255 release.

256           c. Cash bail or bond payment, including whether the  
 257 defendant utilized a bond agent to post a surety bond.

258           d. Date defendant is released on bail, bond, or pretrial  
 259 release for the current case.

260           e. Bail or bond revocation due to a new offense, a failure  
 261 to appear, or a violation of the terms of bail or bond, if  
 262 applicable.

263           ~~15.14.~~ Information related to court dates and dates of  
 264 motions and appearances, including:

265           a. Date of any court appearance and the type of proceeding  
 266 scheduled for each date reported.

267           b. Date of any failure to appear in court, if applicable.

268           c. Deferred prosecution or pretrial diversion hearing, if  
 269 applicable.

270           ~~e. Judicial transfer date, if applicable.~~

271           d. Each scheduled trial date.

272           e. Date that a defendant files a notice to participate in  
 273 discovery.

274           f. Speedy trial motion date and each hearing date ~~dates~~,  
 275 if applicable.

276 g. Dismissal motion date and each hearing date ~~dates~~, if  
 277 applicable.

278 ~~16.15.~~ Defense attorney type.

279 ~~17.16.~~ Information related to sentencing, including:

280 a. Date that a court enters a sentence against a  
 281 defendant.

282 b. Charge sentenced to, including charge sequence number  
 283 and, charge description, ~~statute, type, and charge class~~  
 284 ~~severity~~.

285 c. Sentence type and length imposed by the court in the  
 286 current case, reported in years, months, and days, including,  
 287 but not limited to, the total duration of incarceration  
 288 ~~imprisonment~~ in a county detention facility or state  
 289 correctional institution or facility, and conditions of  
 290 probation or community control supervision.

291 d. Amount of time served in custody by the defendant  
 292 related to each charge ~~the reported criminal case~~ that is  
 293 credited at the time of disposition of the charge ~~case~~ to reduce  
 294 the imposed ~~actual~~ length of time the defendant will serve on  
 295 the term of incarceration ~~imprisonment~~ that is ordered by the  
 296 court at disposition.

297 e. Total amount of court costs ~~fees~~ imposed by the court  
 298 at ~~the disposition of the case~~ disposition.

299 ~~f. Outstanding balance of the defendant's court fees~~  
 300 ~~imposed by the court at disposition of the case.~~

301 ~~f.g.~~ Total amount of fines imposed by the court at ~~the~~  
 302 ~~disposition of the case~~ disposition.

303 ~~h.~~ ~~Outstanding balance of the defendant's fines imposed by~~  
 304 ~~the court at disposition of the case.~~

305 ~~g.i.~~ Restitution amount ordered at sentencing, ~~including~~  
 306 ~~the amount collected by the court and the amount paid to the~~  
 307 ~~victim, if applicable.~~

308 ~~j.~~ ~~Digitized sentencing scoresheet prepared in accordance~~  
 309 ~~with s. 921.0024.~~

310 ~~18.17.~~ The sentencing judge ~~number of judges~~ or  
 311 ~~magistrates, or their equivalents, hearing cases in circuit or~~  
 312 ~~county criminal divisions of the circuit court. Judges or~~  
 313 ~~magistrates, or their equivalents, who solely hear appellate~~  
 314 ~~eases from the county criminal division are not to be reported~~  
 315 ~~under this subparagraph.~~

316 (b) State attorney.—Each state attorney shall collect the  
 317 following data:

318 1. Information related to a human victim of a criminal  
 319 offense, including:

320 a. Identifying information of the victim, including race,  
 321 ~~or~~ ethnicity, gender, and age at the time of the offense.

322 b. Relationship to the offender, if any.

323 2. Number of full-time prosecutors.

324 3. Number of part-time prosecutors.

325 4. Annual felony caseload.

- 326           5. Annual misdemeanor caseload.
- 327           6. Disposition of each referred charge, such as filed,  
 328 declined, or diverted. ~~Any charge referred to the state attorney~~  
 329 ~~by a law enforcement agency related to an episode of criminal~~  
 330 ~~activity.~~
- 331           7. Number of cases in which a no-information was filed.
- 332           8. Information related to each defendant, including:
- 333           a. Each charge referred to the state attorney by a law  
 334 enforcement agency or sworn complainant related to an episode of  
 335 criminal activity.
- 336           b. Case number, name, and date of birth.
- 337           c.~~b.~~ Drug type for each drug charge, if applicable.
- 338           d. Deferred prosecution or pretrial diversion agreement  
 339 date, if applicable.
- 340           (c) Public defender.—Each public defender shall collect  
 341 the following data ~~for each criminal case:~~
- 342           1. Number of full-time public defenders.
- 343           2. Number of part-time public defenders.
- 344           3. Number of contract attorneys representing indigent  
 345 defendants for the office of the public defender.
- 346           4. Annual felony caseload.
- 347           5. Annual felony conflict caseload.
- 348           6.5. Annual misdemeanor caseload.
- 349           7. Annual misdemeanor conflict caseload.
- 350           (d) County detention facility.—The administrator of each

351 county detention facility shall collect the following data:

352 1. Maximum capacity for the county detention facility.

353 2. Weekly admissions to the county detention facility for  
354 a revocation of probation or community control.

355 3. Weekly admissions to the county detention facility for  
356 a revocation of pretrial release.

357 ~~4.3.~~ Daily population of the county detention facility,  
358 including the specific number of inmates in the custody of the  
359 county that:

360 a. Are awaiting case disposition.

361 b. Have been sentenced by a court to a term of  
362 incarceration ~~imprisonment~~ in the county detention facility.

363 c. Have been sentenced by a court to a term of  
364 imprisonment with the Department of Corrections and who are  
365 awaiting transportation to the department.

366 d. Have a federal detainer, ~~or~~ are awaiting case  
367 disposition of a case in federal court, or are awaiting other  
368 federal court disposition.

369 ~~5.4.~~ Information related to each inmate, including:

370 a. Identifying information, including name, date of birth,  
371 race, ethnicity, gender, case number, and identification number  
372 assigned by the county detention facility.

373 ~~b.a.~~ Date when an inmate ~~a defendant~~ is processed and  
374 booked into the county detention facility subsequent to an  
375 arrest for a new violation of law or for a violation of

376 probation, ~~or~~ pretrial release, or community control.

377 ~~c.b.~~ Reason why an inmate ~~a defendant~~ is processed and  
378 booked into the county detention facility, including if it is  
379 ~~for~~ a new law violation, or a violation of probation, ~~or~~  
380 pretrial release, or community control.

381 ~~d.e.~~ Qualification for a flag designation as defined in  
382 this section, including domestic violence flag, gang affiliation  
383 flag, habitual offender flag, habitual violent felony offender  
384 flag, pretrial release violation flag, ~~or~~ sexual offender flag,  
385 prison releasee reoffender flag, three-time violent felony  
386 offender flag, or violent career criminal flag.

387 ~~6.5.~~ Total population of the county detention facility at  
388 year-end. This data must include the same specified  
389 classifications as subparagraph 3.

390 ~~7.6.~~ Per diem rate for a county detention facility bed.

391 ~~8.7.~~ Daily number of correctional officers for the county  
392 detention facility.

393 ~~9.8.~~ Annual county detention facility budget. This  
394 information only needs to be reported once annually at the  
395 beginning of the county's fiscal year.

396 ~~10.9.~~ Annual revenue generated for the county from the  
397 temporary incarceration of federal defendants or inmates.

398 (e) Department of Corrections.—The Department of  
399 Corrections shall collect the following data:

400 1. Information related to each inmate, including:



401 a. Identifying information, including name, date of birth,  
402 race, ~~or~~ ethnicity, gender, case number, and identification  
403 number assigned by the department.

404 ~~b. Number of children.~~

405 b.e. Highest education level, ~~including any vocational~~  
406 ~~training.~~

407 ~~c.d.~~ Date the inmate was admitted to the custody of the  
408 department for his or her current incarceration.

409 ~~d.e.~~ Current institution placement and the security level  
410 assigned to the institution.

411 ~~e.f.~~ Custody level assignment.

412 ~~f.g.~~ Qualification for a flag designation as defined in  
413 this section, including sexual offender flag, habitual offender  
414 flag, habitual violent felony offender flag, prison releasee  
415 reoffender flag, three-time violent felony offender flag,  
416 violent career criminal flag, gang affiliation flag, or  
417 concurrent or consecutive sentence flag.

418 ~~g.h.~~ County that committed the prisoner to the custody of  
419 the department.

420 ~~h.i.~~ Whether the reason for admission to the department is  
421 for a new conviction or a violation of probation, community  
422 control, or parole. For an admission for a probation, community  
423 control, or parole violation, the department shall report  
424 whether the violation was technical or based on a new violation  
425 of law.

426 i.j. Specific statutory citation for which the inmate was  
 427 committed to the department, including, for an inmate convicted  
 428 of drug trafficking under s. 893.135, the statutory citation for  
 429 each specific drug trafficked.

430 j.k. Length of sentence ~~or concurrent or consecutive~~  
 431 ~~sentences~~ served.

432 k. Length of concurrent or consecutive sentences served.

433 1. Tentative release date.

434 m. Gain time earned under ~~in accordance with~~ s. 944.275.

435 n. Prior incarceration within the state.

436 o. Disciplinary violation and action.

437 p. Participation in rehabilitative or educational programs  
 438 while in the custody of the department.

439 q. Digitized sentencing scoresheet prepared in accordance  
 440 with s. 921.0024.

441 2. Information about each state correctional institution  
 442 or facility, including:

443 a. Budget for each state correctional institution or  
 444 facility.

445 b. Daily prison population of all inmates incarcerated in  
 446 a state correctional institution or facility.

447 c. Daily number of correctional officers for each state  
 448 correctional institution or facility.

449 3. Information related to persons supervised by the  
 450 department on probation or community control, including:

451 a. Identifying information for each person supervised by  
452 the department on probation or community control, including ~~his~~  
453 ~~or her~~ name, date of birth, race, ~~or~~ ethnicity, gender ~~sex~~, case  
454 number, and department-assigned case number.

455 b. Length of probation or community control sentence  
456 imposed and amount of time that has been served on such  
457 sentence.

458 c. Projected termination date for probation or community  
459 control.

460 d. Revocation of probation or community control due to a  
461 violation, including whether the revocation is due to a  
462 technical violation of the conditions of supervision or ~~from the~~  
463 commission of a new law violation.

464 4. Per diem rates for:

465 a. Prison bed.

466 b. Probation.

467 c. Community control.

468

469 This information only needs to be reported once annually at the  
470 time the most recent per diem rate is published.

471 (f) Justice Administrative Commission.—The Justice  
472 Administrative Commission shall collect the following data:

473 1. Number of private registry attorneys representing  
474 indigent adult defendants.

475 2. Annual felony caseload assigned to private registry

476 contract attorneys.

477 3. Annual misdemeanor caseload assigned to private  
478 registry contract attorneys.

479 (g) Criminal conflict regional counsel.—Each office of  
480 criminal conflict regional counsel shall report the following  
481 data:

482 1. Number of full-time assistant conflict regional counsel  
483 handling criminal cases.

484 2. Number of part-time assistant conflict regional counsel  
485 handling criminal cases.

486 3. Number of contract attorneys representing indigent  
487 adult defendants.

488 4. Annual felony caseload assigned to contract attorneys.

489 5. Annual misdemeanor caseload assigned to contract  
490 attorneys.

491 6. Annual felony conflict caseload.

492 7. Annual misdemeanor conflict caseload.

493 8. Annual felony caseload declined or not accepted by  
494 criminal conflict regional counsel due to lack of qualified  
495 assistant conflict regional counsel or due to excessive  
496 caseload.

497 9. Annual misdemeanor caseload declined or not accepted by  
498 criminal conflict regional counsel due to lack of qualified  
499 assistant conflict regional counsel or due to excessive  
500 caseload.

501           (4) DATA PUBLICLY AVAILABLE.—~~Beginning January 1, 2019,~~  
502 The Department of Law Enforcement shall publish datasets in its  
503 possession in a modern, open, electronic format that is machine-  
504 readable and readily accessible by the public on the  
505 department's website. The published data must be searchable, at  
506 a minimum, by ~~each~~ data elements, county, circuit, and unique  
507 identifier. Beginning March 1, 2019, the department shall  
508 publish any ~~begin publishing the~~ data received under subsection  
509 (3) ~~(2)~~ in the same modern, open, electronic format that is  
510 machine-readable and readily accessible to the public on the  
511 department's website. The department shall publish all data  
512 received under subsection (3) ~~(2)~~ no later than January 1, 2020,  
513 and monthly thereafter ~~July 1, 2019.~~

514           (5) NONCOMPLIANCE.—Notwithstanding any other provision of  
515 law, an entity required to collect and transmit data under  
516 subsection (3) ~~paragraph (3) (a) or paragraph (3) (d)~~ which does  
517 not comply with the requirements of this section is ineligible  
518 to receive funding from the General Appropriations Act, and any  
519 state grant program administered by the Department of Law  
520 Enforcement, or any other state agency for 5 years after the  
521 date of noncompliance.

522           (6) CONFIDENTIALITY.—Information collected by a reporting  
523 agency which is confidential and exempt upon collection remains  
524 confidential and exempt when reported to the Department of Law  
525 Enforcement under this section.

526 Section 2. Subsections (9) and (10) are added to section  
527 943.6871, Florida Statutes, to read:

528 943.6871 Criminal justice data transparency.—In order to  
529 facilitate the availability of comparable and uniform criminal  
530 justice data, the department shall:

531 (9) Keep all information received by the department under  
532 s. 900.05 that is confidential and exempt when collected by the  
533 reporting agency confidential and exempt for purposes of this  
534 section and s. 900.05.

535 (10)(a) By October 1, 2019, assist the Criminal and  
536 Juvenile Justice Information Systems Council to develop  
537 specifications for a uniform arrest affidavit to be used by each  
538 state, county, and municipal law enforcement agency to  
539 facilitate complete, accurate, and timely collection and  
540 reporting of data from each criminal offense arrest. The uniform  
541 arrest affidavit shall include, at a minimum:

- 542 1. Identification of the arrestee.  
543 2. Details of the arrest, including each charge.  
544 3. Details of each vehicle and item seized at the time of  
545 arrest.  
546 4. Juvenile arrestee information.  
547 5. Release information.

548  
549 The uniform arrest affidavit specifications shall also include  
550 guidelines for developing a uniform criminal charge and

551 disposition statute crosswalk table to be used by each law  
552 enforcement agency, state attorney, and jail administrator, and  
553 for developing a uniform criminal disposition and sentencing  
554 statute crosswalk table to be used by each clerk of court.

555 (b) By January 1, 2020, subject to appropriation, the  
556 department shall procure a uniform arrest affidavit, a uniform  
557 criminal charge and disposition statute crosswalk table, and a  
558 uniform criminal disposition and sentencing statute crosswalk  
559 table following the specifications developed under paragraph  
560 (a). The department shall provide training on use of the  
561 affidavit and crosswalk tables to each state, county, and  
562 municipal law enforcement agency, clerk of court, state  
563 attorney, and jail administrator, as appropriate.

564 (c) By July 1, 2020, each state, county, and municipal law  
565 enforcement agency must use the uniform arrest affidavit, each  
566 state attorney and jail administrator must use the uniform  
567 criminal charge and statute crosswalk table, and each clerk of  
568 court must use the uniform criminal disposition and sentencing  
569 statute crosswalk table.

570 Section 3. This act shall take effect upon becoming a law.