CS/HB 1551 2024

1 A bill to be entitled 2 An act relating to the Florida State Guard; creating 3 s. 251.002, F.S.; requiring each applicant for the 4 Florida State Guard to submit a complete set of 5 fingerprints to the Division of the State Guard or to 6 a certain vendor, entity, or agency; requiring 7 fingerprints to be forwarded to the Department of Law 8 Enforcement for state processing and to the Federal 9 Bureau of Investigation for a national criminal history record check; requiring the Department of 10 11 Military Affairs, and authorizing the division, to 12 review certain results and make a specified 13 determination; requiring the division to bear the fees 14 for state and federal fingerprint processing and 15 retention; specifying the state cost for fingerprint 16 processing; requiring retention of fingerprints by the 17 Department of Law Enforcement and enrollment of the 18 fingerprints in the Federal Bureau of Investigation's 19 national retained print arrest notification program; requiring an identified arrest record to be reported 20 to the division; providing an effective date. 21 22 23 Be It Enacted by the Legislature of the State of Florida: 24

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Section 251.002, Florida Statutes, is created

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Section 1.

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26 to read:

251.002 Florida State Guard applicants; criminal history record checks.—

- (1) Each applicant for the Florida State Guard must submit a complete set of fingerprints to the Division of the State Guard or to the vendor, entity, or agency authorized by s. 943.053(13) to accept electronic fingerprints. The division, vendor, entity, or agency, as applicable, shall forward the fingerprints to the Department of Law Enforcement for state processing, and the Department of Law Enforcement shall forward the fingerprints to the Federal Bureau of Investigation for a national criminal history record check.
- (2) The Department of Military Affairs shall, and the Division of the State Guard may, review the results of the state and national criminal history record checks and determine whether the applicant meets the specified qualifications to serve in the Florida State Guard.
- (3) Fees for state and federal fingerprint processing and retention must be borne by the Division of the State Guard. The state cost for fingerprint processing must be as provided in s. 943.053(3)(e).
- (4) Fingerprints submitted to the Department of Law

 Enforcement pursuant to this section must be retained by the

 Department of Law Enforcement as provided in s. 943.05(2)(g) and

 (h) along with enrollment of the fingerprints in the Federal

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51	Bureau of Investigation's national retained print arrest
52	notification program. Any arrest record identified must be
53	reported to the Division of the State Guard.
54	Section 2. This act shall take effect upon becoming a law.

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