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2	An act relating to community redevelopment and
3	neighborhood improvement; amending s. 163.340,
4	F.S.; including the reduction or prevention of
5	crime within community redevelopment activities
6	under the Community Redevelopment Act of 1969
7	and defining "community policing innovation";
8	amending ss. 163.345, 163.350, 163.356,
9	163.358, 163.360, 163.361, 163.370, 163.380 and
10	163.387, F.S.; including the development and
11	implementation of community policing
12	innovations in provisions relating to the
13	encouragement of private enterprise
14	participation in redevelopment, elements of the
15	workable program, exercise of powers under the
16	act, and elements of the community
17	redevelopment plan; authorizing the county or
18	municipality to appropriate funds for community
19	policing innovations; authorizing use of moneys
20	in the redevelopment trust fund for community
21	policing innovations; providing an additional
22	requirement for acquisition of land for
23	nonresidential uses; subject to specified
24	conditions, authorizing a county, municipality,
25	or community redevelopment agency to acquire
26	and dispose of certain properties immediately
27	adjacent to existing projects without complying
28	with specified disposition procedures; amending
29	ss. 163.502, 163.503, 163.506, 163.511,
30	163.512, 163.513, 163.514, 163.516, 163.519,
31	and 163.521, F.S.; including crime prevention
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2 community policing innovations in powers of		
3 neighborhood improvement districts under the		
4 Safe Neighborhoods Act; authorizing use of		
5 special assessments for community policing		
6 innovations; including community policing		
7 innovations within safe neighborhood		
8 improvement plans; providing duties of the		
9 Department of Legal Affairs with respect to		
10 community policing innovations; including		
11 capital improvements related to community		
12 policing innovations in provisions which		
13 authorize certain local governments to request		
14 state funding for certain capital improvements;		
15 creating s. 943.1729, F.S.; authorizing the		
16 Criminal Justice Standards and Training		
17 Commission to incorporate community policing		
18 concepts into law enforcement officers'		
19 certification curriculum and establish a		
20 community policing continued-employment		
21 training component for such officers; providing		
22 an effective date.		
23		
24 Be It Enacted by the Legislature of the State of Florida:		
25		
26 Section 1. Subsections (9) and (12) of section		
27 163.340, Florida Statutes, are amended, and subsection (23) is		
28 added to said section, to read:		
29 163.340 DefinitionsThe following terms, wherever		
30 used or referred to in this part, have the following meanings:		
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1 (9) "Community redevelopment" or "redevelopment" means 2 undertakings, activities, or projects of a county, 3 municipality, or community redevelopment agency in a community 4 redevelopment area for the elimination and prevention of the 5 development or spread of slums and blight, or for the 6 reduction or prevention of crime, or for the provision of 7 affordable housing, whether for rent or for sale, to residents of low or moderate income, including the elderly, and may 8 9 include slum clearance and redevelopment in a community redevelopment area or rehabilitation or conservation in a 10 community redevelopment area, or any combination or part 11 12 thereof, in accordance with a community redevelopment plan and 13 may include the preparation of such a plan. 14 (12) "Related activities" means: 15 (a) Planning work for the preparation of a general neighborhood redevelopment plan or for the preparation or 16 17 completion of a communitywide plan or program pursuant to s. 163.365. 18 19 (b) The functions related to the acquisition and 20 disposal of real property pursuant to s. 163.370(3). 21 (c) The development of affordable housing for 22 residents of the area. 23 The development of community policing innovations. (d) (23) "Community policing innovation" means a policing 24 technique or strategy designed to reduce crime by reducing 25 26 opportunities for, and increasing the perceived risks of engaging in, criminal activity through visible presence of 27 police in the community, including, but not limited to, 28 29 community mobilization, neighborhood block watch, citizen 30 patrol, citizen contact patrol, foot patrol, neighborhood 31 3

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storefront police stations, field interrogation, or 1 2 intensified motorized patrol. 3 Section 2. Subsection (1) of section 163.345, Florida 4 Statutes, is amended to read: 163.345 Encouragement of private enterprise.--5 6 (1) Any county or municipality, to the greatest extent 7 it determines to be feasible in carrying out the provisions of 8 this part, shall afford maximum opportunity, consistent with 9 the sound needs of the county or municipality as a whole, to the rehabilitation or redevelopment of the community 10 redevelopment area by private enterprise. Any county or 11 12 municipality shall give consideration to this objective in 13 exercising its powers under this part, including the 14 formulation of a workable program; the approval of community 15 redevelopment plans, communitywide plans or programs for 16 community redevelopment, and general neighborhood 17 redevelopment plans (consistent with the general plan of the county or municipality); the development and implementation of 18 19 community policing innovations; the exercise of its zoning 20 powers; the enforcement of other laws, codes, and regulations relating to the use of land and the use and occupancy of 21 22 buildings and improvements; the development of affordable 23 housing; the disposition of any property acquired; and the 24 provision of necessary public improvements. Section 3. Section 163.350, Florida Statutes, is 25 26 amended to read: 27 163.350 Workable program. -- Any county or municipality for the purposes of this part may formulate for the county or 28 29 municipality a workable program for utilizing appropriate private and public resources to eliminate and prevent the 30 development or spread of slums and urban blight, to encourage 31 4

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needed community rehabilitation, to provide for the 1 redevelopment of slum and blighted areas, to provide housing 2 3 affordable to residents of low or moderate income, including 4 the elderly, or to undertake such of the aforesaid activities 5 or other feasible county or municipal activities as may be suitably employed to achieve the objectives of such workable 6 7 program. Such workable program may include provision for the 8 prevention of the spread of blight into areas of the county or 9 municipality which are free from blight through diligent enforcement of housing, zoning, and occupancy controls and 10 standards; the rehabilitation or conservation of slum and 11 12 blighted areas or portions thereof by replanning, removing 13 congestion, providing parks, playgrounds, and other public 14 improvements, encouraging voluntary rehabilitation, and 15 compelling the repair and rehabilitation of deteriorated or deteriorating structures; the development of affordable 16 17 housing; the implementation of community policing innovations; and the clearance and redevelopment of slum and blighted areas 18 19 or portions thereof. 20 Section 4. Paragraph (d) of subsection (3) of section 163.356, Florida Statutes, is amended to read: 21 22 163.356 Creation of community redevelopment agency.--23 (3) (d) At any time after the creation of a community 24 redevelopment agency, the governing body of the county or 25 26 municipality may appropriate to the agency such amounts as the 27 governing body deems necessary for the administrative expenses and overhead of the agency, including the development and 28 29 implementation of community policing innovations. Section 5. Subsection (5) is added to section 163.358, 30 Florida Statutes, to read: 31 5

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1 163.358 Exercise of powers in carrying out community 2 redevelopment and related activities. -- The community 3 redevelopment powers assigned to a community redevelopment 4 agency created under s. 163.356 include all the powers 5 necessary or convenient to carry out and effectuate the 6 purposes and provisions of this part, except the following, 7 which continue to vest in the governing body of the county or 8 municipality: 9 (5) The power to approve the development of community 10 policing innovations. Section 6. Subsections (3) through (9) of section 11 12 163.360, Florida Statutes, are renumbered as subsections (4) through (10), respectively, a new subsection (3) is added to 13 14 said section, and subsection (4), paragraph (c) of subsection 15 (6), and paragraph (b) of subsection (7) are amended, to read: 163.360 Community redevelopment plans.--16 17 (3) The community redevelopment plan may provide for the development and implementation of community policing 18 19 innovations. 20 (5) (4) The community redevelopment agency shall submit any community redevelopment plan it recommends for approval, 21 together with its written recommendations, to the governing 22 23 body and to each taxing authority that levies ad valorem taxes on taxable real property contained within the geographic 24 boundaries of the redevelopment area. The governing body 25 26 shall then proceed with the hearing on the proposed community 27 redevelopment plan as prescribed by subsection(6)(5). 28 (7)(6) Following such hearing, the governing body may 29 approve the community redevelopment and the plan therefor if 30 it finds that: 31 6 CODING: Words stricken are deletions; words underlined are additions.

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(c) The community redevelopment plan gives due 1 2 consideration to the utilization of community policing 3 innovations, and to the provision of adequate park and 4 recreational areas and facilities that may be desirable for 5 neighborhood improvement, with special consideration for the 6 health, safety, and welfare of children residing in the 7 general vicinity of the site covered by the plans; and 8 (8) (7) If the community redevelopment area consists of 9 an area of open land to be acquired by the county or the municipality, such area may not be so acquired unless: 10 (b) In the event the area is to be developed in whole 11 12 or in part for nonresidential uses, the governing body determines that: 13 14 1. Such nonresidential uses are necessary and 15 appropriate to facilitate the proper growth and development of the community in accordance with sound planning standards and 16 17 local community objectives. ; and 18 Acquisition may require the exercise of 2. 19 governmental action, as provided in this part, because of: 20 Defective, or unusual conditions of, title or a. 21 diversity of ownership which prevents the free alienability of 22 such land; 23 b. Tax delinquency; c. Improper subdivisions; 24 d. Outmoded street patterns; 25 26 e. Deterioration of site; f. Economic disuse; 27 g. Unsuitable topography or faulty lot layouts; 28 29 h. Lack of correlation of the area with other areas of a county or municipality by streets and modern traffic 30 requirements; or 31 7 CODING: Words stricken are deletions; words underlined are additions.

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Any combination of such factors or other conditions 1 i. 2 which retard development of the area. 3 3. Conditions of blight in the area contribute to an 4 increase in and spread of disease and crime or constitute a 5 menace to public health, safety, morals, or welfare. 6 Section 7. Subsection (1) of section 163.361, Florida 7 Statutes, is amended to read: 8 163.361 Modification of community redevelopment 9 plans.--If at any time after the approval of a community 10 (1)redevelopment plan by the governing body it becomes necessary 11 12 or desirable to amend or modify such plan, the governing body may amend such plan upon the recommendation of the agency. The 13 14 agency recommendation to amend or modify a redevelopment plan may include a change in the boundaries of the redevelopment 15 area to add land to or exclude land from the redevelopment 16 17 area, or may include the development and implementation of community policing innovations. 18 19 Section 8. Paragraph (p) is added to subsection (1) of 20 section 163.370, Florida Statutes, and paragraph (a) of 21 subsection (2) of said section is amended, to read: 22 163.370 Powers; counties and municipalities; community 23 redevelopment agencies .--(1) Every county and municipality shall have all the 24 25 powers necessary or convenient to carry out and effectuate the 26 purposes and provisions of this part, including the following powers in addition to others herein granted: 27 28 To develop and implement community policing (p) 29 innovations. (2) The following projects may not be paid for or 30 31 financed by increment revenues: 8 CODING: Words stricken are deletions; words underlined are additions.

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(a) Construction or expansion of administrative 1 2 buildings for public bodies or police and fire buildings, unless each taxing authority agrees to such method of 3 4 financing for the construction or expansion, or unless the 5 construction or expansion is contemplated as part of a 6 community policing innovation. 7 Section 9. Subsection (3) of section 163.380, Florida 8 Statutes, is amended to read: 9 163.380 Disposal of property in community 10 redevelopment area.--(3)(a) Prior to disposition of any real property or 11 12 interest therein in a community redevelopment area, any county, municipality, or community redevelopment agency shall 13 14 give public notice of such disposition by publication in a 15 newspaper having a general circulation in the community, at least 30 days prior to the execution of any contract to sell, 16 17 lease, or otherwise transfer real property and, prior to the delivery of any instrument of conveyance with respect thereto 18 19 under the provisions of this section, invite proposals from, and make all pertinent information available to, private 20 redevelopers or any persons interested in undertaking to 21 22 redevelop or rehabilitate a community redevelopment area or 23 any part thereof. Such notice shall identify the area or portion thereof and shall state that proposals must be made by 24 those interested within 30 days after the date of publication 25 26 of the notice and that such further information as is available may be obtained at such office as is designated in 27 the notice. The county, municipality, or community 28 29 redevelopment agency shall consider all such redevelopment or rehabilitation proposals and the financial and legal ability 30 of the persons making such proposals to carry them out; and 31

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the county, municipality, or community redevelopment agency 1 2 may negotiate with any persons for proposals for the purchase, 3 lease, or other transfer of any real property acquired by it 4 in the community redevelopment area. The county, 5 municipality, or community redevelopment agency may accept 6 such proposal as it deems to be in the public interest and in 7 furtherance of the purposes of this part. Except in the case of a governing body acting as the agency, as provided in s. 8 9 163.357, a notification of intention to accept such proposal must be filed with the governing body not less than 30 days 10 prior to any such acceptance. Thereafter, the county, 11 12 municipality, or community redevelopment agency may execute such contract in accordance with the provisions of subsection 13 14 (1) and deliver deeds, leases, and other instruments and take 15 all steps necessary to effectuate such contract. 16 (b) Any county, municipality, or community 17 redevelopment agency that, pursuant to the provisions of this section, has disposed of a real property project with a land 18 19 area in excess of twenty acres may acquire an expanded area 20 that is immediately adjacent to the original project and less than 35 percent of the land area of the original project, by 21 purchase or eminent domain as provided in this chapter, and 22 23 negotiate a disposition of such expanded area directly with 24 the person who acquired the original project without complying with the disposition procedures established in paragraph (a), 25 26 provided the county, municipality, or community redevelopment 27 agency adopts a resolution making the following findings: 28 1. it is in the public interest to expand such real 29 property project to an immediately adjacent area; 2. the expanded area is less than 35 percent of the 30 31 land area of the original project; 10

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3. the expanded area is entirely within the boundary 1 2 of the community redevelopment area. 3 Section 10. Paragraph (h) is added to subsection (6) 4 of section 163.387, Florida Statutes, to read: 5 163.387 Redevelopment trust fund.--6 (6) Moneys in the redevelopment trust fund may be 7 expended from time to time for the following purposes, when 8 directly related to financing or refinancing of redevelopment 9 in a community redevelopment area pursuant to an approved 10 community redevelopment plan: (h) The development of community policing innovations. 11 12 Section 11. Subsection (4) of section 163.502, Florida 13 Statutes, is amended to read: 14 163.502 Safe neighborhoods; legislative findings and 15 purpose.--(4) It is the intent of the Legislature to assist 16 17 local governments in implementing plans that employ crime prevention through community policing innovations, 18 19 environmental design, environmental security, and defensible space techniques to establish safe neighborhoods. The 20 Legislature, therefore, declares that the development, 21 redevelopment, preservation, and revitalization of 22 23 neighborhoods in this state, and all the purposes of this part, are public purposes for which public money may be 24 borrowed, expended, loaned, and granted. 25 26 Section 12. Subsection (1) of section 163.503, Florida Statutes, is amended, and subsection (9) is added to said 27 28 section, to read: 29 163.503 Safe neighborhoods; definitions.--"Safe neighborhood improvement district," 30 (1) "district," or "neighborhood improvement district" means a 31 11 CODING: Words stricken are deletions; words underlined are additions.

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district located in an area in which more than 75 percent of 1 2 the land is used for residential purposes, or in an area in 3 which more than 75 percent of the land is used for commercial, 4 office, business, or industrial purposes, excluding the land 5 area used for public facilities, and where there is a plan to 6 reduce crime through the implementation of crime prevention 7 through environmental design, environmental security, or defensible space techniques, or through community policing 8 9 innovations. Nothing in this section shall preclude the inclusion of public land in a neighborhood improvement 10 district although the amount of land used for public 11 12 facilities is excluded from the land use acreage calculations. "Community policing innovation" means techniques 13 (9) 14 or strategies as defined by s. 163.340. Section 13. Paragraph (d) of subsection (1) of section 15 163.506, Florida Statutes, is amended to read: 16 17 163.506 Local government neighborhood improvement 18 districts; creation; advisory council; dissolution .--19 (1) After a local planning ordinance has been adopted 20 authorizing the creation of local government neighborhood improvement districts, the local governing body of a 21 municipality or county may create local government 22 23 neighborhood improvement districts by the enactment of a separate ordinance for each district, which ordinance: 24 (d) Authorizes the use of special assessments to 25 26 support planning and implementation of district improvements 27 pursuant to the provisions of s. 163.514(16), including 28 community policing innovations. 29 Section 14. Paragraph (c) of subsection (1) of section 30 163.511, Florida Statutes, is amended, and paragraph (j) is added to said subsection, to read: 31 12 CODING: Words stricken are deletions; words underlined are additions.

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163.511 Special neighborhood improvement districts; 1 2 creation; referendum; board of directors; duration; 3 extension. --4 (1) After a local planning ordinance has been adopted 5 authorizing the creation of special neighborhood improvement 6 districts, the governing body of a municipality or county may 7 declare the need for and create special residential or 8 business neighborhood improvement districts by the enactment 9 of a separate ordinance for each district, which ordinance: (c) Authorizes the use of special assessments to 10 support planning and implementation of district improvements 11 12 pursuant to the provisions of s. 163.514(16), including 13 community policing innovations. 14 (j) May authorize a special neighborhood improvement 15 district to develop and implement community policing 16 innovations in consultation with the local law enforcement 17 agency having jurisdiction within the district boundaries. Section 15. Paragraph (c) of subsection (1) of section 18 19 163.512, Florida Statutes, is amended to read: 20 163.512 Community redevelopment neighborhood 21 improvement districts; creation; advisory council; 22 dissolution. --23 (1) Upon the recommendation of the community redevelopment agency and after a local planning ordinance has 24 been adopted authorizing the creation of community 25 26 redevelopment neighborhood improvement districts, the local 27 governing body of a municipality or county may create community redevelopment neighborhood improvement districts by 28 29 the enactment of a separate ordinance for each district, which 30 ordinance: 31 13 CODING: Words stricken are deletions; words underlined are additions.

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1 (c) Authorizes the use of the community redevelopment 2 trust fund created pursuant to s. 163.387 for the purposes of implementing the safe neighborhood improvement plan and 3 4 furthering crime prevention through community policing 5 innovations, environmental design, environmental security, and 6 defensible space techniques, if expenditures from the 7 community redevelopment trust fund are consistent with the 8 community redevelopment plan created pursuant to s. 163.360. 9 Section 16. Subsections (3), (4), and (5) of section 163.513, Florida Statutes, are amended to read: 10 163.513 Crime prevention through community policing 11 12 innovations, environmental design, environmental security, and defensible space functions of neighborhood improvement 13 14 districts.--All boards of local governments, property owners' 15 associations, special neighborhood improvement districts, and community redevelopment neighborhood improvement districts 16 17 created pursuant to this part shall: 18 (3) Determine, from surveys and other data collection 19 techniques, areas within the district where modification or 20 closing of, or restriction of access to, certain streets in a 21 manner consistent with crime prevention through community policing innovations, environmental design, environmental 22 23 security, and defensible space principles would assist crime prevention and enhance neighborhood security for property 24 25 owners and residents. (4) Formulate and maintain on a current basis for each 26 27 district short-range and long-range projects and plans which 28 the crime-to-environment analysis, including surveys and 29 citizen participation, has determined are applicable and utilize crime prevention through community policing 30 innovations, environmental design, environmental security, and 31 14

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defensible space strategies and tactics which will improve the 1 2 attractiveness and security of the district by reducing 3 criminal activity, will stabilize neighborhoods and enhance 4 property values within the district, will promote proper use 5 and informal control of residential streets within the 6 district, will improve public facilities and amenities and 7 provide for territorial control of streets and areas within the district by legitimate users, and will increase the 8 9 probability that persons who commit crimes in the district will be apprehended. 10

(5) Prepare and initiate actions deemed most suitable 11 12 for implementing safe neighborhood improvement plans, including modifications to existing street patterns and 13 14 removal, razing, renovation, reconstruction, remodeling, 15 relocation, and improvement of existing structures and facilities, and addition of new structures and facilities, and 16 17 coordination with other agencies providing relevant informational, educational, and crime prevention services. 18 19 The preparation of actions for implementation shall utilize crime prevention through community policing innovations, 20 environmental design, environmental security, and defensible 21 22 space strategies and tactics. Section 17. Subsections (7) and (12) of section 23 163.514, Florida Statutes, are amended to read: 24 163.514 Powers of neighborhood improvement 25 26 districts .-- Unless prohibited by ordinance, the board of any 27 district shall be empowered to: (7) Contract for services of planning consultants, 28 29 experts on crime prevention through community policing 30 innovations, environmental design, environmental security, or

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defensible space, or other experts in areas pertaining to the 1 2 operations of the board of directors or the district. 3 (12) Undertake innovative approaches to securing 4 neighborhoods from crime, such as crime prevention through 5 community policing innovations, environmental design, 6 environmental security, and defensible space. 7 Section 18. Paragraph (f) of subsection (1) of section 8 163.516, Florida Statutes, is amended to read: 9 163.516 Safe neighborhood improvement plans .--(1) A safe neighborhood improvement plan is mandated 10 for all neighborhood improvement districts. The plan shall 11 12 contain at least the following elements: (f) Assessment of crime prevention through community 13 14 policing innovations, environmental design, environmental 15 security, and defensible space strategies and tactics that 16 will be applied to the crime-to-environment relationship 17 problems. 18 Section 19. Subsections (8) and (9) and paragraphs (a) 19 and (b) of subsection (11) of section 163.519, Florida Statutes, are amended to read: 20 21 163.519 Duties of Department of Legal Affairs.--The 22 Department of Legal Affairs shall: 23 (8) Act as the repository of crime prevention through community policing innovations; environmental design 24 strategies, principles, and tactics; environmental security 25 26 plans and procedures; defensible space techniques; and safe 27 neighborhood improvement plans. 28 (9) Utilize staff to provide crime prevention through 29 community policing innovations, environmental design, 30 environmental security, and defensible space training. 31 16

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(11) Review and approve or disapprove safe 1 2 neighborhood improvement plans prior to the adoption by the 3 local governing body of any safe neighborhood improvement plan 4 created pursuant to s. 163.516. Plans shall be submitted to 5 the department for review and approval or disapproval. All 6 such reviews shall: 7 (a) Ensure that appropriate plan elements are based on 8 crime prevention through community policing innovations, 9 environmental design, environmental security, or defensible 10 space. (b) Ensure that appropriate plan elements are 11 12 consistent with crime prevention through community policing innovations, environmental design, environmental security, and 13 14 defensible space functions of neighborhood improvement districts as listed in s. 163.513. 15 Section 20. Section 163.521, Florida Statutes, is 16 17 amended to read: 163.521 Neighborhood improvement district inside 18 19 enterprise zone; funding.--The local governing body of any municipality or county in which the boundaries of an 20 enterprise zone include a neighborhood improvement district in 21 22 whole or in part, prior to October 1 of each year, may request 23 the Department of Legal Affairs to submit within its budget request to the Legislature provisions to fund capital 24 25 improvements. A request may be made for 100 percent of the 26 capital improvement costs for 25 percent of the area of the 27 enterprise zone which overlaps the district. The local governing body may also request a 100-percent matching grant 28 29 for capital improvement costs for the remaining 75 percent of the area of the enterprise zone which overlaps the district. 30 Local governments must demonstrate the capacity to implement 31 17

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the project within 2 years after the date of the 1 2 appropriation. Funds appropriated under this provision may 3 not be expended until after completion and approval of the 4 safe neighborhood improvement plan pursuant to ss. 163.516 and 5 163.519(11). Capital improvements contained within the 6 request submitted by the local governing body must be 7 specifically related to crime prevention through community 8 policing innovations, environmental design, environmental 9 security, and defensible space and must be reviewed by the department for compliance with the principles of crime 10 prevention through community policing innovations, 11 12 environmental design, environmental security, and defensible space. The department shall rank order all requests received 13 14 for capital improvements funding based on the necessity of the 15 improvements to the overall implementation of the safe neighborhood plan; the degree to which the improvements help 16 17 the plan achieve crime prevention through community policing innovations, environmental design, environmental security, and 18 19 defensible space objectives; the effect of the improvements on residents of low or moderate income; and the fiscal inability 20 21 of local government to perform the improvements without state 22 assistance. 23 Section 21. Section 943.1729, Florida Statutes, is created to read: 24 25 943.1729 Skills training relating to community 26 policing.--27 (1) DEFINITION.--As used in this section, "community 28 policing means a policing technique or strategy as defined in 29 s. 163.<u>340.</u> 30 (2) BASIC SKILLS COURSE. -- The Criminal Justice 31 Standards and Training Commission may incorporate community 18 CODING: Words stricken are deletions; words underlined are additions.

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1	policing concepts into the course curriculum required in order
2	for law enforcement officers to obtain initial certification.
3	(3) CONTINUING TRAININGThe commission may establish
4	a continued-employment training component related to community
5	policing techniques before January 1, 1999. Completion of the
6	training component shall count toward the 40 hours of required
7	instruction for continued employment or appointment as a law
8	enforcement officer.
9	Section 22. This act shall take effect upon becoming a
10	law.
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