

Bill No. SB 1826

Amendment No. 1

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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The Committee on Commerce and Economic Opportunities
recommended the following amendment:

Senate Amendment (with title amendment)

On page 1, line 22, through page 2, line 30, delete
those lines

and insert:

Section 1. (1) When a law enforcement, correctional,
or correctional probation officer is conducting a background
investigation of an applicant for temporary or permanent
employment or appointment as a full-time, part-time, or
auxiliary law enforcement, correctional, or correctional
probation officer with an employing agency as defined in
section 943.10(4), Florida Statutes, the applicant's current
or former employer, or the employer's agent, is encouraged to
provide to the officer conducting the background investigation
the complete employment record of the applicant and, to the
extent known, any other verifiable information which would
lead one to believe that the applicant fails to meet the
minimum qualifications as set forth in section 943.13, Florida

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1 Statutes. The investigating officer must present to the
2 current or former employer, or employer's agent, credentials
3 demonstrating employment with the employing agency. Upon
4 presentation of an authorization for release of information
5 form that must be designed and approved by the Criminal
6 Justice Standards and Training Commission, the employer is
7 encouraged to provide to the investigating officer the
8 requested information, which may include a copy of the
9 complete employment record or portion thereof. The form must:
10 (a) Be either the original authorization or a copy or
11 facsimile of the original authorization.
12 (b) Have been executed by the applicant no more than 1
13 year prior to the request.
14 (c) Contain a statement that the authorization has
15 been specifically furnished to the presenting law enforcement
16 agency.
17 (d) Bear the notarized signature of the applicant.
18 (2) An employer who is requested to disclose the
19 employment record or other information of a current or former
20 employee pursuant to this section may require a reasonable
21 reimbursement for the cost of any copies provided and shall be
22 immune from all claims or causes of action relating to such
23 disclosure pursuant to section 768.095, Florida Statutes. The
24 immunity extended to employers under this section shall apply
25 to the agents of such employers who have disclosed the
26 employment record or other information of a current or former
27 employee pursuant to this section.
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29 (Redesignate subsequent sections.)
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1 ===== T I T L E A M E N D M E N T =====

2 And the title is amended as follows:

3 On page 1, lines 3-17, delete those lines

4

5 and insert:

6 information by employers; encouraging employers
7 to provide certain information with respect to
8 a background investigation of an applicant for
9 employment or appointment as a full-time,
10 part-time, or auxiliary law enforcement,
11 correctional, or correctional probation
12 officer; providing requirements with respect to
13 an authorization to release information;
14 providing immunity relating to disclosure of
15 such information; providing an

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