

Bill No. CS for CS for SB 1936

Amendment No. ____

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Klein moved the following amendment:

Senate Amendment (with title amendment)

On page 25, between lines 28 and 29,

insert:

Section 8. Paragraph (a) of subsection (2) of section 231.02, Florida Statutes, 1998 Supplement, is amended to read:

231.02 Qualifications of personnel.--

(2)(a) Instructional and noninstructional personnel who are hired or contracted individually or by an agency to fill positions ~~requiring direct contact with students~~ in any district school system or laboratory school shall, upon employment, file a complete set of fingerprints taken by an authorized law enforcement officer or an employee of the school or district who is trained to take fingerprints. These fingerprints shall be submitted to the Department of Law Enforcement for state processing and to the Federal Bureau of Investigation for federal processing. School districts that have authorized criminal justice terminal access to the Florida Crime Information Center Telecommunications Network

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1 may use this equipment for the background check of district
2 employees or employees contracted individually or by an
3 agency. However, the background check may not be in lieu of
4 the requirement that fingerprints bey submitted to the Florida
5 Department of Law Enforcement.Such new employees shall be on
6 probationary status pending fingerprint processing and
7 determination of compliance with standards of good moral
8 character. Employees found through fingerprint processing to
9 have been convicted of, found guilty of, or entered a plea of
10 guilty or nolo contendere, regardless of adjudication to a
11 crime involving moral turpitude or other crime under s.
12 435.04, may ~~shall~~ not be employed in any position, except as
13 specifically approved by the district school board in
14 accordance with chapter 435 ~~requiring direct contact with~~
15 ~~students.~~ Probationary employees terminated because of their
16 criminal record shall have the right to appeal such decisions.
17 The cost of the fingerprint processing may be borne by the
18 school board, ~~or~~ the employee, or the contracted individual.
19 School districts may enter into an agreement with the Florida
20 Department of Law Enforcement for purposes of conducting
21 school volunteer background checks. Such agreements shall be
22 executed by the respective school superintendent and the
23 Executive Director of the Florida Department of Law
24 Enforcement.

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26 (Redesignate subsequent sections.)
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29 ===== T I T L E A M E N D M E N T =====

30 And the title is amended as follows:

31 On page 2, line 16, after the semicolon

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1 insert:

2 amending s. 231.02, F.S.; providing for access
3 to the Florida Crime Information Center
4 Telecommunications Network for background
5 checks of school personnel; providing for the
6 cost of background checks;

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