

Bill No. CS for CS for CS for SB 1068

Amendment No. Barcode 331050

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

Senate Amendment (with title amendment)

On page 137, between lines 27 and 28,

insert:

Section 72. Effective upon this act becoming a law, section 943.1759, Florida Statutes, is created to read:

943.1759 Florida Motorist Profiling Evaluation Task Force.--

(1) There is created the Florida Motorist Profiling Evaluation Task Force.--

(2) The task force has the following duties:

(a) To identify practices currently used by state and local law enforcement agencies of this state in making motor vehicle traffic stops;

(b) To identify and recommend changes to address deficiencies, if any, in such current practices;

(c) To recommend best practices and policies and procedures that may be adopted by state or local law enforcement agencies of this state to prevent bias profiling

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1 and discriminatory practices from serving as a primary factor
2 in determining whether the driver of a motor vehicle should be
3 stopped for a routine traffic violation; and

4 (d) To report its findings and recommendations to the
5 Governor, the President of the Senate, the Speaker of the
6 House of Representatives, and the majority and minority
7 leaders of the Senate and the House of Representatives by
8 January 1, 2002. The recommendations must specifically include
9 recommendations, including proposed legislation, for assuring
10 that law enforcement agencies' policies for motor vehicle
11 traffic stops are free of bias profiling.

12 (3) The task force shall have 12 members as follows;
13 members may not delegate their duties to attend meetings of
14 the task force and to vote on any matter before the task force
15 to any other person:

16 (a) The Attorney General.

17 (b) The president of the Florida Sheriffs Association.

18 (c) The president of the Florida Police Chiefs
19 Association.

20 (d) One member of the Florida Highway Patrol, to be
21 appointed by the Governor.

22 (e) One member of the Florida Department of Law
23 Enforcement, to be appointed by the Governor.

24 (f) One member of the Florida Commission on Human
25 Relations, to be appointed by the Governor.

26 (g) The executive director of the American Civil
27 Liberties Union of Florida.

28 (h) The state president of the National Association
29 for the Advancement of Colored People.

30 (i) One member of the House of Representatives, to be
31 appointed by the Speaker of the House of Representatives.

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1 (j) One member of the Senate, to be appointed by the
2 President of the Senate.

3 (k) One member of the House of Representatives, to be
4 appointed by the minority leader of the House of
5 Representatives.

6 (l) One member of the Senate, to be appointed by the
7 minority leader of the Senate.

8 (4) The Attorney General shall serve as the chair of
9 the task force. Members of the task force must be appointed
10 within 30 days after the effective date of this act, and the
11 task force must hold its first meeting within 60 days after
12 the effective date of this act. In the event of a vacancy, the
13 person who made the original appointment shall appoint a new
14 member to fill the vacancy.

15 (5) Staffing shall be provided to the task force by
16 the Department of Legal Affairs. Technical assistance may be
17 provided to the task force by the Department of Law
18 Enforcement, the Department of Highway Safety and Motor
19 Vehicles, and the Division of the Florida Highway Patrol.

20 (6) Members of the task force shall serve without
21 compensation but are entitled to per diem and travel expenses
22 as provided in s. 112.061. Members of the task force shall
23 receive per diem and travel expenses from the budgets of their
24 respective agencies, except that the members of the task force
25 appointed pursuant to paragraphs (3)(g) and (h) shall receive
26 per diem and travel expenses from the budget of the Office of
27 the Attorney General to the extent that resources will permit.

28 (7) The task force may appoint subcommittees that
29 include persons who are knowledgeable in a subject area
30 pertinent to the subject areas identified in subsection (2)
31 but are not members of the task force and may not vote as

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1 such.

2 (8) The task force may seek support in the form of
3 grants and technical assistance from the United States
4 Department of Justice and other applicable federal agencies in
5 furtherance of its duties as provided in this act.

6 (9) The task force is abolished April 1, 2002.

7 Section 73. Effective upon this act becoming a law,
8 section 943.1758, Florida Statutes, is amended to read:

9 943.1758 Curriculum revision for diverse populations;
10 skills training.--

11 (1) The Criminal Justice Standards and Training
12 Commission shall revise its standards and training for basic
13 recruits and its requirements for continued employment by
14 integrating instructions on interpersonal skills relating to
15 diverse populations into the criminal justice standards and
16 training curriculum. The curriculum shall include standardized
17 proficiency instruction relating to high-risk and critical
18 tasks which include, but are not limited to, stops, use of
19 force and domination, and other areas of interaction between
20 officers and members of diverse populations.

21 (2) The commission shall develop and implement, as
22 part of its instructor training programs, standardized
23 instruction in the subject of interpersonal skills relating to
24 diverse populations.

25 (3) Culturally sensitive lesson plans, up-to-date
26 videotapes, and other demonstrative aids developed for use in
27 diverse population-related training shall be used as
28 instructional materials.

29 (4) By October 1, 2001, the instruction in the subject
30 of interpersonal skills relating to diverse populations shall
31 consist of a module developed by the commission on the topic

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1 of discriminatory profiling.

2 Section 74. On or before January 1, 2002, each state
3 and local law enforcement agency shall incorporate an
4 anti-racial or other anti-discriminatory profiling policy into
5 the agency's policies and practices. Anti-profiling policies
6 shall include the elements of definitions, traffic stop
7 procedures, community education and awareness efforts, and
8 policies for the handling of complaints from the public.

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10 (Redesignate subsequent sections.)

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13 ===== T I T L E A M E N D M E N T =====

14 And the title is amended as follows:

15 On page 8, line 7, following the second semicolon,

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17 insert:

18 creating s. 943.1759, F.S.; creating the
19 Florida Motorist Profiling Evaluation Task
20 Force; providing duties of the task force;
21 providing membership, terms, and organization;
22 amending s. 943.1758, F.S.; requiring the
23 Criminal Justice Standards and Training
24 Commission to include in its curriculum
25 training in discriminatory profiling; requiring
26 state and local law enforcement agencies to
27 incorporate a profiling policy;

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