

Amendment No. 3 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Criminal Justice Appropriations offered the following:

Amendment (with title amendment)

On page 45, between lines 30 and 31 of the bill

insert:

Section 12. Subsection (3) of s. 943.053, F.S., is amended to read:

943.053 Dissemination of criminal justice information; fees.--

(3) Criminal history information, including information relating to minors, compiled by the Criminal Justice Information Program from intrastate sources shall be available on a priority basis to criminal justice agencies for criminal justice purposes free of charge and, otherwise, to governmental agencies not qualified as criminal justice agencies on an approximate-cost basis. After providing the program with all known identifying information, persons in the

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1 private sector may be provided criminal history information
2 upon tender of fees as established and the manner prescribed
3 by rule of the Department of Law Enforcement. Such fees shall
4 approximate the actual cost of producing the record
5 information. As used herein, the department's determination
6 of actual cost shall take into account the total cost of
7 creating, storing, maintaining, updating, retrieving,
8 improving, and providing criminal history information in a
9 centralized, automated database, including personnel,
10 technology and infrastructure expenses. Actual cost shall be
11 computed on a fee per record basis, and any access to criminal
12 history information to the private sector as provided herein
13 shall be assessed the per record fee without regard to the
14 quantity or category of criminal history record information
15 requested. Fees may be waived by the executive director of
16 the Department of Law Enforcement for good cause shown.

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

20 And the title is amended as follows:

21 On page 2, line 22

22 remove from the title of the bill: all of said line

23

24 and insert in lieu thereof:

25 Enforcement; providing for adoption of rules;
26 providing clarification of the manner in which
27 the Department of Law Enforcement determines
28 the actual cost of producing criminal history
29 information;

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