

Bill No. CS for SB 1534

Amendment No.      Barcode 414256

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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Senator Bronson moved the following amendment:

**Senate Amendment (with title amendment)**

On page 54, between lines 8 and 9,

insert:

Section 56. Section 943.12, Florida Statutes, is amended to read:

943.12 Powers, duties, and functions of the commission.--The commission shall:

(1) Adopt ~~Promulgate~~ rules for the administration of ss. 943.085-943.255 pursuant to chapter 120.

(2) Be responsible for the execution, administration, implementation, and evaluation of its powers, duties, and functions under ss. 943.085-943.255, including any rules promulgated or policies established hereunder.

(3) Certify, and revoke the certification of, officers, instructors, and criminal justice training schools.

(4) Establish uniform minimum employment standards for the various criminal justice disciplines.

(5) Establish uniform minimum training standards for

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 the training of officers in the various criminal justice  
2 disciplines.

3 (6) Consult and cooperate with municipalities or the  
4 state or any political subdivision of the state and with  
5 universities, colleges, community colleges, and other  
6 educational institutions concerning the development of  
7 criminal justice training schools and programs or courses of  
8 instruction, including, but not necessarily limited to,  
9 education and training in the areas of criminal justice  
10 administration and all allied and supporting disciplines.

11 (7) Conduct official inquiries or require criminal  
12 justice training schools to conduct official inquiries of  
13 ~~Authorize the issuance of certificates for criminal justice~~  
14 ~~training instructors who are certified by the commission~~  
15 ~~schools.~~

16 (8) Establish minimum curricular requirements for  
17 criminal justice training schools.

18 (9) ~~Authorize the issuance of certificates for~~  
19 ~~instructors.~~

20 (9)~~(10)~~ Make, publish, or encourage studies on any  
21 aspect of criminal justice education and training or  
22 recruitment, including the development of defensible and  
23 job-related psychological, selection, and performance  
24 evaluation tests.

25 (10)~~(11)~~ With the approval of the head of the  
26 department, make and enter into such contracts and agreements  
27 with other agencies, organizations, associations,  
28 corporations, individuals, or federal agencies as the  
29 commission determines are necessary, expedient, or incidental  
30 to the performance of its duties or the execution of its  
31 powers.

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1           ~~(11)(12)~~ Provide to each commission member and, upon  
2 request, to any sheriff, chief of police, state law  
3 enforcement or correctional agency chief administrator, or  
4 training center director or to any other concerned citizen  
5 minutes of commission meetings and notices and agendas of  
6 commission meetings.

7           ~~(12)(13)~~ Establish a central repository of records for  
8 the proper administration of its duties, powers, and  
9 functions.

10           ~~(13)(14)~~ Issue final orders which include findings of  
11 fact and conclusions of law and which constitute final agency  
12 action for the purpose of chapter 120.

13           ~~(14)(15)~~ Enforce compliance with provisions of this  
14 chapter through injunctive relief and civil fines.

15           ~~(15)(16)~~ Make recommendations concerning any matter  
16 within the purview of this chapter.

17           ~~(16)(17)~~ ~~Adopt~~ ~~Promulgate~~ rules for the certification  
18 and discipline of officers who engage in those specialized  
19 areas found to present a high risk of harm to the officer or  
20 the public at large and which would in turn increase the  
21 potential liability of an employing agency.

22           ~~(17)(18)~~ Implement, administer, maintain, and revise a  
23 job-related officer certification examination for each  
24 criminal justice discipline. The commission shall, by rule,  
25 establish procedures for the administration of the officer  
26 certification examinations. Further, the commission shall  
27 establish standards for acceptable performance for each  
28 officer certification examination.

29           Section 57. Subsection (6) of section 943.13, Florida  
30 Statutes, is amended to read:

31           943.13 Officers' minimum qualifications for employment

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 or appointment.--On or after October 1, 1984, any person  
2 employed or appointed as a full-time, part-time, or auxiliary  
3 law enforcement officer or correctional officer; on or after  
4 October 1, 1986, any person employed as a full-time,  
5 part-time, or auxiliary correctional probation officer; and on  
6 or after October 1, 1986, any person employed as a full-time,  
7 part-time, or auxiliary correctional officer by a private  
8 entity under contract to the Department of Corrections, to a  
9 county commission, or to the Correctional Privatization  
10 Commission shall:

11 (6) Have passed a physical examination by a licensed  
12 physician or physician assistant, based on specifications  
13 established by the commission.

14 Section 58. Section 943.131, Florida Statutes, is  
15 amended to read:

16 943.131 Temporary employment or appointment; minimum  
17 basic recruit training exemption.--

18 (1)(a) An employing agency may temporarily employ or  
19 appoint a person who complies with the qualifications for  
20 employment in s. 943.13(1)-(8), but has not fulfilled the  
21 requirements of s. 943.13(9) and (10), if a critical need  
22 exists to employ or appoint the person and such person is or  
23 will be enrolled in the next approved basic recruit training  
24 program available in the geographic area or that no assigned  
25 state training program for state officers is available within  
26 a reasonable time. The employing agency must maintain  
27 documentation which demonstrates that a critical need exists  
28 to employ a person pursuant to this section. Prior to the  
29 employment or appointment of any person other than a  
30 correctional probation officer under this subsection, the  
31 person shall comply with the firearms provisions established

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 pursuant to s. 943.17(1)(a). Any person temporarily employed  
2 or appointed as an officer under this subsection must attend  
3 the first training program offered in the geographic area, or  
4 the first assigned state training program for a state officer,  
5 subsequent to his or her employment or appointment. Further,  
6 upon successful completion of the basic recruit training  
7 program, any person temporarily employed or appointed as an  
8 officer must fulfill the requirements of s. 943.13(10) within  
9 180 consecutive days.

10 (b) In no case may the person be temporarily employed  
11 or appointed for more than 180 consecutive days, and such  
12 temporary employment or appointment is not renewable by the  
13 employing agency or transferable to another employing agency.  
14 However, a person who is temporarily employed or appointed and  
15 is attending the first training program offered in the  
16 geographic area, or has been assigned to a state training  
17 program, may continue to be temporarily employed or appointed  
18 until the person:

19 1. Successfully completes the basic recruit training  
20 program and achieves an acceptable score on the officer  
21 certification examination;

22 2. Fails or withdraws from a ~~any course of the~~ basic  
23 recruit training program;

24 3. Fails to achieve an acceptable score on the officer  
25 certification examination within 180 consecutive days after  
26 the successful completion of the basic recruit training  
27 program; or

28 4. Is separated from employment or appointment by the  
29 employing agency.

30 (c) No person temporarily employed or appointed under  
31 the provisions of this subsection may perform the duties of an

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 officer unless he or she is adequately supervised by another  
2 officer of the same discipline. The supervising officer must  
3 be in full compliance with the provisions of s. 943.13 and  
4 must be employed or appointed by the employing agency.

5 (2) If an applicant seeks an exemption from completing  
6 a commission-approved basic recruit training program, the  
7 employing agency must verify that the applicant has  
8 successfully completed a comparable basic recruit training  
9 program for the discipline in which the applicant is seeking  
10 certification in another state or for the Federal Government.  
11 Further, the employing agency must verify that the applicant  
12 has served as a full-time sworn officer in another state or  
13 for the Federal Government for at least one year. When the  
14 employing agency obtains written documentation regarding the  
15 applicant's criminal justice experience, the documentation  
16 must be submitted to the commission. The commission shall  
17 adopt rules that establish criteria and procedures to  
18 determine if the applicant is exempt from completing the  
19 commission-approved basic recruit training program and, upon  
20 making a determination, shall notify the employing agency. An  
21 ~~if the~~ applicant who is exempt from completing the  
22 ~~commission-approved basic recruit training program, the~~  
23 ~~applicant~~ must demonstrate proficiency in the high-liability  
24 areas, as defined by commission rule, and must complete the  
25 requirements of s. 943.13(10) within 180 days after receiving  
26 an exemption. If the proficiencies and requirements of s.  
27 943.13(10) are not met within the 180 days, the applicant must  
28 complete a commission-approved basic recruit training program  
29 ~~complete training, as required by the commission by rule, in~~  
30 ~~areas which include, but are not limited to, defensive~~  
31 ~~driving, defensive tactics, firearms training, and first~~

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 ~~responder training~~. Except as provided in subsection (1),  
2 before the employing agency may employ or appoint the  
3 applicant as an officer, the applicant must meet the minimum  
4 qualifications described in s. 943.13(1)-(8), and must fulfill  
5 the requirements of s. 943.13(10).

6 Section 59. Subsection (1) of section 943.135, Florida  
7 Statutes, is amended to read:

8 943.135 Requirements for continued employment.--

9 (1) The commission shall, by rule, adopt a program  
10 that requires all officers, as a condition of continued  
11 employment or appointment as officers, to receive periodic  
12 commission-approved continuing training or education. Such  
13 continuing training or education shall be required at the rate  
14 of 40 hours every 4 years. No officer shall be denied a  
15 reasonable opportunity by the employing agency to comply with  
16 this section. The employing agency must document that the  
17 continuing training or education is job-related and consistent  
18 with the needs of the employing agency. The employing agency  
19 must maintain and submit, or electronically transmit, the  
20 documentation to the commission, in a format approved by the  
21 commission. The rule shall also provide:

22 (a) Assistance to an employing agency in identifying  
23 each affected officer, the date of his or her employment or  
24 appointment, and his or her most recent date for successful  
25 completion of continuing training or education; and

26 (b) A procedure for reactivation of the certification  
27 of an officer who is not in compliance with this section, ~~and~~

28 ~~(c) A remediation program supervised by the training~~  
29 ~~center director within the geographic area for any officer who~~  
30 ~~is attempting to comply with the provisions of this subsection~~  
31 ~~and in whom learning disabilities are identified. The officer~~

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 ~~shall be assigned nonofficer duties, without loss of employee~~  
2 ~~benefits, and the program shall not exceed 90 days.~~

3 Section 60. Subsection (2) of section 943.1395,  
4 Florida Statutes, is amended to read:

5 943.1395 Certification for employment or appointment;  
6 concurrent certification; reemployment or reappointment;  
7 inactive status; revocation; suspension; investigation.--

8 (2) An officer who is certified in one discipline and  
9 who complies with s. 943.13 in another discipline shall hold  
10 concurrent certification and may be assigned in either  
11 discipline within his or her employing agency. However, the  
12 officer may be registered and hold concurrent certification  
13 only if the employing agency has authority to employ multiple  
14 disciplines.

15 Section 61. Section 943.14, Florida Statutes, is  
16 amended to read:

17 943.14 Commission-certified criminal justice training  
18 schools; certificates and diplomas; exemptions; injunctive  
19 relief; fines.--

20 (1) Each criminal justice training school approved by  
21 the commission shall obtain from the commission a certificate  
22 of compliance, with rules of the commission, signed by the  
23 chair of the commission. ~~Any training or educational courses~~  
24 ~~which are taught in any criminal justice training school must~~  
25 ~~first be approved in writing by the commission.~~

26 (2) Any certificate or diploma issued by any criminal  
27 justice training school which relates to completion,  
28 graduation, or attendance in criminal justice training or  
29 educational subjects, or related matters, must be approved by  
30 the commission staff in the department's Criminal Justice  
31 Professionalism Program.



Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1           (3) The commission shall establish, by rule,  
2 procedures for the certification and discipline of all  
3 instructors in any criminal justice training school.

4           (4) Prior to the issuance of a certificate of  
5 compliance, or as a condition of continuing certification, all  
6 records of any criminal justice training school that relate to  
7 training and all financial and personnel records of the school  
8 shall be made available to the commission upon request.

9           (5) No private criminal justice training school may  
10 include within its name the word "commission," "bureau," or  
11 "division" together with the word "Florida" or "state," the  
12 name of any county or municipality, or any misleading  
13 derivative thereof which might be construed to represent a  
14 government agency or an entity authorized by a government  
15 agency.

16           ~~(6) Criminal justice training schools and courses~~  
17 ~~which are licensed and operated in accordance with the rules~~  
18 ~~of the State Board of Education and the rules of the~~  
19 ~~commission are exempt from the requirements of subsections~~  
20 ~~(1)-(5). However, any school which instructs approved~~  
21 ~~commission courses must meet the requirements of subsections~~  
22 ~~(1)-(5).~~

23           (6)(7)(a) Commission-approved correctional probation  
24 courses and subjects which are taught by Florida 4-year  
25 accredited colleges and universities are exempt from  
26 subsections(1)-(6)(1)-(5)except for such documentation  
27 which may be required by the commission. The commission  
28 retains control over the content of courses and subjects  
29 covered by this subsection as specified in s. 943.17(1)(a).  
30 Florida 4-year accredited colleges and universities must  
31 obtain approval from the commission prior to offering

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 correctional probation courses. Florida 4-year accredited  
2 colleges and universities offering the Correctional Probation  
3 Training Program shall teach the learning objectives specified  
4 by the commission. The administration of the commission's  
5 Correctional Probation Training Program within a Florida  
6 4-year accredited college or university shall fall within the  
7 institution's established guidelines for course delivery and  
8 student attendance. The Florida 4-year accredited college or  
9 university shall provide to the commission and to the student  
10 proof of successful completion of all the approved objectives  
11 required by the commission for the academic courses approved  
12 for the Correctional Probation Training Program. The  
13 commission-certified training school administering the  
14 commission-required correctional probation high-liability  
15 training shall provide to the commission and to the student  
16 proof of successful completion of all approved objectives.

17 (b) All other criminal justice sciences or  
18 administration courses or subjects which are a part of the  
19 curriculum of any accredited college, university, community  
20 college, or vocational-technical center of this state, and all  
21 full-time instructors of such institutions, are exempt from  
22 the provisions of subsections (1)-(5).

23 ~~(7)(8)~~ Each criminal justice training school that  
24 offers law enforcement, correctional, or correctional  
25 probation officer basic recruit training, or selection center  
26 that provides applicant screening for criminal justice  
27 training schools, shall conduct a criminal history background  
28 check of an applicant prior to entrance into the basic recruit  
29 class. A complete set of fingerprints must be taken by an  
30 authorized criminal justice agency or by an employee of the  
31 criminal justice training school or selection center who is

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 trained to take fingerprints. The criminal justice training  
2 school or selection center shall submit the fingerprints to  
3 the Florida Department of Law Enforcement for a statewide  
4 criminal history check, and forward the fingerprints to the  
5 Federal Bureau of Investigation for a national criminal  
6 history check. Applicants found through fingerprint processing  
7 to have pled guilty to or been convicted of a crime which  
8 would render the applicant unable to meet the minimum  
9 qualifications for employment as an officer as specified in s.  
10 943.13(4) shall be removed from the pool of qualified  
11 candidates by the criminal justice training school or  
12 selection center.

13 (8)~~(9)~~(a) If a criminal justice training school or  
14 person violates this section, or any rule adopted pursuant  
15 hereto, the Department of Legal Affairs, at the request of the  
16 chair of the commission, shall apply to the circuit court in  
17 the county in which the violation or violations occurred for  
18 injunctive relief prohibiting the criminal justice training  
19 school or person from operating contrary to this section.

20 (b)1. In addition to any injunctive relief available  
21 under paragraph (a), the commission may impose a civil fine  
22 upon any criminal justice training school or person who  
23 violates subsection (1) or subsection (5), or any rule adopted  
24 pursuant thereto, of up to \$10,000 for each violation, which  
25 fine shall be paid into the Criminal Justice Standards and  
26 Training Trust Fund. The commission may impose a civil fine  
27 upon any criminal justice training school or person who  
28 violates subsection (2), subsection (3), or subsection (4), or  
29 any rule adopted pursuant thereto, of up to \$1,000 for each  
30 violation, which fine shall be paid into the Criminal Justice  
31 Standards and Training Trust Fund.

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1           2. A proceeding under this paragraph shall comply with  
2 the provisions of chapter 120, and the final order of the  
3 commission constitutes final agency action for the purposes of  
4 chapter 120. When the commission imposes a civil fine and the  
5 fine is not paid within a reasonable time, the Department of  
6 Legal Affairs, at the request of the chair of the commission,  
7 shall bring a civil action under the provisions of s. 120.69  
8 to recover the fine. The commission and the Department of  
9 Legal Affairs are not required to post any bond in any  
10 proceeding herein.

11           Section 62. Subsection (1) of section 943.17, Florida  
12 Statutes, is amended to read:

13           943.17 Basic recruit, advanced, and career development  
14 training programs; participation; cost; evaluation.--The  
15 commission shall, by rule, design, implement, maintain,  
16 evaluate, and revise entry requirements, job-related  
17 curricula, and performance standards for basic recruit,  
18 advanced, and career development training programs and  
19 courses. The rules shall include, but are not limited to, a  
20 methodology to assess relevance of the subject matter to the  
21 job, student performance, and instructor competency.

22           (1) The commission shall:

23           (a) Design, implement, maintain, evaluate, ~~and~~ revise  
24 or adopt a basic recruit training program for the purpose of  
25 providing minimum employment training qualifications for all  
26 officers to be employed or appointed in each discipline.

27           (b) Design, implement, maintain, evaluate, ~~and~~ revise  
28 or adopt an advanced training program which is limited to  
29 those courses enhancing an officer's knowledge, skills, and  
30 abilities for the job he or she performs.

31           (c) Design, implement, maintain, evaluate, ~~and~~ revise

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 or adopt a career development training program which is  
2 limited to those courses related to promotion to a higher rank  
3 or position. Career development courses will not be eligible  
4 for funding as provided in s. 943.25(9).

5 (d) Design, implement, maintain, evaluate, or adopt a  
6 specialized training program, consisting of identified goals  
7 and objectives that enhance an officer's ability to perform  
8 the duties of his or her job.~~For any existing or newly~~  
9 ~~established course, adopt an examination and assessment~~  
10 ~~instrument that is job-related and measures an officer's~~  
11 ~~acquisition of knowledge, skills, and abilities. An~~  
12 ~~acceptable level of measurable student performance shall also~~  
13 ~~be developed for each course.~~

14 Section 63. Subsection (2) of section 943.173, Florida  
15 Statutes, is amended to read:

16 943.173 Examinations; administration; materials not  
17 public records; disposal of materials.--

18 (2) Each advanced and career development course  
19 examination ~~adopted by the commission~~ shall be administered at  
20 a certified criminal justice training school under the  
21 supervision of the training center director.

22 Section 64. Section 943.175, Florida Statutes, is  
23 amended to read:

24 943.175 Inservice ~~and specialized~~ training.--

25 (1) Inservice training programs, consisting of courses  
26 established, implemented, and evaluated by an employing  
27 agency, are the responsibility of the employing agency.

28 Inservice ~~Specialized~~ training programs, consisting of courses  
29 established, implemented, and evaluated by a criminal justice  
30 training school, are the responsibility of the criminal  
31 justice training school. Inservice ~~and specialized~~ training

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 programs or courses need not be approved by the commission.

2 ~~(2) The commission shall, by rule, establish~~  
3 ~~procedures and criteria whereby an employing agency or~~  
4 ~~criminal justice training school seeking commission approval~~  
5 ~~of a specialized training program or course must submit the~~  
6 ~~program or course to the commission for evaluation. The~~  
7 ~~procedures and criteria shall include, but are not limited to,~~  
8 ~~a demonstration of job relevance and quality of instruction.~~

9 (2)(3) Inservice or specialized training courses or  
10 programs shall not be part of the programs or courses  
11 established by the commission pursuant to s. 943.17, nor shall  
12 they be used to qualify an officer for salary incentive  
13 payment provided under s. 943.22.

14 Section 65. Paragraph (a) of subsection (1) of section  
15 943.22, Florida Statutes, is amended to read:

16 943.22 Salary incentive program for full-time  
17 officers.--

18 (1) For the purpose of this section, the term:

19 (a) "Accredited college, university, or community  
20 college" means a college, university, or community college  
21 which has been accredited by the Southern Association of  
22 Colleges and Schools or, another regional accrediting agency,  
23 ~~or the American Association of Collegiate Registrars and~~  
24 ~~Admissions Officers.~~

25 Section 66. Subsection (6) of section 943.25, Florida  
26 Statutes, is amended to read:

27 943.25 Criminal justice trust funds; source of funds;  
28 use of funds.--

29 (6) ~~No~~ Training, room, or board cost may not be  
30 assessed against any officer or employing agency for any  
31 advanced and specialized training course funded from the

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 Criminal Justice Standards and Training Trust Fund and offered  
2 through a criminal justice training school certified by the  
3 commission. Such expenses shall be paid from the trust fund  
4 and are not reimbursable by the officer. Travel costs to and  
5 from the training site are the responsibility of the trainee  
6 or employing agency. Any compensation, including, but not  
7 limited to, salaries and benefits, paid to any person during  
8 the period of training shall be fixed and determined by the  
9 employing agency; and such compensation shall be paid directly  
10 to the person.

11 (a) The commission shall develop a policy of  
12 reciprocal payment for training officers from regions other  
13 than the region providing the training.

14 (b) An officer who is not employed or appointed by an  
15 employing agency of this state may attend a course funded by  
16 the trust fund, provided the officer is required to pay to the  
17 criminal justice training school all training costs incurred  
18 for her or his attendance.

19 Section 67. Section 316.640, Florida Statutes, is  
20 amended to read:

21 316.640 Enforcement.--The enforcement of the traffic  
22 laws of this state is vested as follows:

23 (1) STATE.--

24 (a)1.a. The Division of Florida Highway Patrol of the  
25 Department of Highway Safety and Motor Vehicles, the Division  
26 of Law Enforcement of the Fish and Wildlife Conservation  
27 Commission, the Division of Law Enforcement of the Department  
28 of Environmental Protection, and law enforcement officers of  
29 the Department of Transportation each have authority to  
30 enforce all of the traffic laws of this state on all the  
31 streets and highways thereof and elsewhere throughout the

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 state wherever the public has a right to travel by motor  
2 vehicle. The Division of the Florida Highway Patrol may employ  
3 as a traffic accident investigation officer any individual who  
4 successfully completes ~~at least 200 hours of~~ instruction in  
5 traffic accident investigation and court presentation through  
6 the Selective Traffic Enforcement Program as approved by the  
7 Criminal Justice Standards and Training Commission and funded  
8 through the National Highway Traffic Safety Administration or  
9 a similar program approved by the commission, but who does not  
10 necessarily meet the uniform minimum standards established by  
11 the commission for law enforcement officers or auxiliary law  
12 enforcement officers under chapter 943. Any such traffic  
13 accident investigation officer who makes an investigation at  
14 the scene of a traffic accident may issue traffic citations,  
15 based upon personal investigation, when he or she has  
16 reasonable and probable grounds to believe that a person who  
17 was involved in the accident committed an offense under this  
18 chapter, chapter 319, chapter 320, or chapter 322 in  
19 connection with the accident. This paragraph does not permit  
20 the carrying of firearms or other weapons, nor do such  
21 officers have arrest authority other than for the issuance of  
22 a traffic citation as authorized in this paragraph.

23         b. University police officers shall have authority to  
24 enforce all of the traffic laws of this state when such  
25 violations occur on or about any property or facilities that  
26 are under the guidance, supervision, regulation, or control of  
27 the State University System, except that traffic laws may be  
28 enforced off-campus when hot pursuit originates on-campus.

29         c. Community college police officers shall have the  
30 authority to enforce all the traffic laws of this state only  
31 when such violations occur on any property or facilities that



Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 are under the guidance, supervision, regulation, or control of  
2 the community college system.

3 d. Police officers employed by an airport authority  
4 shall have the authority to enforce all of the traffic laws of  
5 this state only when such violations occur on any property or  
6 facilities that are owned or operated by an airport authority.

7 (I) An airport authority may employ as a parking  
8 enforcement specialist any individual who successfully  
9 completes a training program established and approved by the  
10 Criminal Justice Standards and Training Commission for parking  
11 enforcement specialists but who does not otherwise meet the  
12 uniform minimum standards established by the commission for  
13 law enforcement officers or auxiliary or part-time officers  
14 under s. 943.12. Nothing in this sub-sub-paragraph shall be  
15 construed to permit the carrying of firearms or other weapons,  
16 nor shall such parking enforcement specialist have arrest  
17 authority.

18 (II) A parking enforcement specialist employed by an  
19 airport authority is authorized to enforce all state, county,  
20 and municipal laws and ordinances governing parking only when  
21 such violations are on property or facilities owned or  
22 operated by the airport authority employing the specialist, by  
23 appropriate state, county, or municipal traffic citation.

24 e. The Office of Agricultural Law Enforcement of the  
25 Department of Agriculture and Consumer Services shall have the  
26 authority to enforce traffic laws of this state only as  
27 authorized by the provisions of chapter 570. However, nothing  
28 in this section shall expand the authority of the Office of  
29 Agricultural Law Enforcement at its agricultural inspection  
30 stations to issue any traffic tickets except those traffic  
31 tickets for vehicles illegally passing the inspection station.

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1           f. School safety officers shall have the authority to  
2 enforce all of the traffic laws of this state when such  
3 violations occur on or about any property or facilities which  
4 are under the guidance, supervision, regulation, or control of  
5 the district school board.

6           2. An agency of the state as described in subparagraph  
7 1. is prohibited from establishing a traffic citation quota. A  
8 violation of this subparagraph is not subject to the penalties  
9 provided in chapter 318.

10           3. Any disciplinary action taken or performance  
11 evaluation conducted by an agency of the state as described in  
12 subparagraph 1. of a law enforcement officer's traffic  
13 enforcement activity must be in accordance with written  
14 work-performance standards. Such standards must be approved by  
15 the agency and any collective bargaining unit representing  
16 such law enforcement officer. A violation of this subparagraph  
17 is not subject to the penalties provided in chapter 318.

18           (b)1. The Department of Transportation has authority  
19 to enforce on all the streets and highways of this state all  
20 laws applicable within its authority.

21           2.a. The Department of Transportation shall develop  
22 training and qualifications standards for toll enforcement  
23 officers whose sole authority is to enforce the payment of  
24 tolls pursuant to s. 316.1001. Nothing in this subparagraph  
25 shall be construed to permit the carrying of firearms or other  
26 weapons, nor shall a toll enforcement officer have arrest  
27 authority.

28           b. For the purpose of enforcing s. 316.1001,  
29 governmental entities, as defined in s. 334.03, which own or  
30 operate a toll facility may employ independent contractors or  
31 designate employees as toll enforcement officers; however, any

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 such toll enforcement officer must successfully meet the  
2 training and qualifications standards for toll enforcement  
3 officers established by the Department of Transportation.

4 (2) COUNTIES.--

5 (a) The sheriff's office of each of the several  
6 counties of this state shall enforce all of the traffic laws  
7 of this state on all the streets and highways thereof and  
8 elsewhere throughout the county wherever the public has the  
9 right to travel by motor vehicle. In addition, the sheriff's  
10 office may be required by the county to enforce the traffic  
11 laws of this state on any private or limited access road or  
12 roads over which the county has jurisdiction pursuant to a  
13 written agreement entered into under s. 316.006(3)(b).

14 (b) The sheriff's office of each county may employ as  
15 a traffic crash investigation officer any individual who  
16 successfully completes ~~at least 200 hours of~~ instruction in  
17 traffic crash investigation and court presentation through the  
18 Selective Traffic Enforcement Program (STEP) as approved by  
19 the Criminal Justice Standards and Training Commission and  
20 funded through the National Highway Traffic Safety  
21 Administration (NHTSA) or a similar program approved by the  
22 commission, but who does not necessarily otherwise meet the  
23 uniform minimum standards established by the commission for  
24 law enforcement officers or auxiliary law enforcement officers  
25 under chapter 943. Any such traffic crash investigation  
26 officer who makes an investigation at the scene of a traffic  
27 crash may issue traffic citations when, based upon personal  
28 investigation, he or she has reasonable and probable grounds  
29 to believe that a person who was involved has committed an  
30 offense under this chapter in connection with the crash. This  
31 paragraph does not permit the carrying of firearms or other

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 weapons, nor do such officers have arrest authority other than  
2 for the issuance of a traffic citation as authorized in this  
3 paragraph.

4 (c) The sheriff's office of each of the several  
5 counties of this state may employ as a parking enforcement  
6 specialist any individual who successfully completes a  
7 training program established and approved by the Criminal  
8 Justice Standards and Training Commission for parking  
9 enforcement specialists, but who does not necessarily  
10 otherwise meet the uniform minimum standards established by  
11 the commission for law enforcement officers or auxiliary or  
12 part-time officers under s. 943.12.

13 1. A parking enforcement specialist employed by the  
14 sheriff's office of each of the several counties of this state  
15 is authorized to enforce all state and county laws,  
16 ordinances, regulations, and official signs governing parking  
17 within the unincorporated areas of the county by appropriate  
18 state or county citation and may issue such citations for  
19 parking in violation of signs erected pursuant to s.  
20 316.006(3) at parking areas located on property owned or  
21 leased by a county, whether or not such areas are within the  
22 boundaries of a chartered municipality.

23 2. A parking enforcement specialist employed pursuant  
24 to this subsection shall not carry firearms or other weapons  
25 or have arrest authority.

26 (3) MUNICIPALITIES.--

27 (a) The police department of each chartered  
28 municipality shall enforce the traffic laws of this state on  
29 all the streets and highways thereof and elsewhere throughout  
30 the municipality wherever the public has the right to travel  
31 by motor vehicle. In addition, the police department may be

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 required by a municipality to enforce the traffic laws of this  
2 state on any private or limited access road or roads over  
3 which the municipality has jurisdiction pursuant to a written  
4 agreement entered into under s. 316.006(2)(b). However,  
5 nothing in this chapter shall affect any law, general,  
6 special, or otherwise, in effect on January 1, 1972, relating  
7 to "hot pursuit" without the boundaries of the municipality.

8 (b) The police department of a chartered municipality  
9 may employ as a traffic crash investigation officer any  
10 individual who successfully completes ~~at least 200 hours of~~  
11 instruction in traffic crash investigation and court  
12 presentation through the Selective Traffic Enforcement Program  
13 (STEP) as approved by the Criminal Justice Standards and  
14 Training Commission and funded through the National Highway  
15 Traffic Safety Administration (NHTSA) or a similar program  
16 approved by the commission, but who does not otherwise meet  
17 the uniform minimum standards established by the commission  
18 for law enforcement officers or auxiliary law enforcement  
19 officers under chapter 943. Any such traffic crash  
20 investigation officer who makes an investigation at the scene  
21 of a traffic crash is authorized to issue traffic citations  
22 when, based upon personal investigation, he or she has  
23 reasonable and probable grounds to believe that a person  
24 involved has committed an offense under the provisions of this  
25 chapter in connection with the crash. Nothing in this  
26 paragraph shall be construed to permit the carrying of  
27 firearms or other weapons, nor shall such officers have arrest  
28 authority other than for the issuance of a traffic citation as  
29 authorized above.

30 (c)1. A chartered municipality or its authorized  
31 agency or instrumentality may employ as a parking enforcement

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 specialist any individual who successfully completes a  
2 training program established and approved by the Criminal  
3 Justice Standards and Training Commission for parking  
4 enforcement specialists, but who does not otherwise meet the  
5 uniform minimum standards established by the commission for  
6 law enforcement officers or auxiliary or part-time officers  
7 under s. 943.12.

8           2. A parking enforcement specialist employed by a  
9 chartered municipality or its authorized agency or  
10 instrumentality is authorized to enforce all state, county,  
11 and municipal laws and ordinances governing parking within the  
12 boundaries of the municipality employing the specialist, by  
13 appropriate state, county, or municipal traffic citation.  
14 Nothing in this paragraph shall be construed to permit the  
15 carrying of firearms or other weapons, nor shall such a  
16 parking enforcement specialist have arrest authority.

17           (4)(a) Any sheriff's department, or any police  
18 department of a municipality, may employ as a traffic control  
19 officer any individual who successfully completes at least 8  
20 hours of instruction in traffic control procedures through a  
21 program approved by the Division of Criminal Justice Standards  
22 and Training of the Department of Law Enforcement, or through  
23 a similar program offered by the local sheriff's department or  
24 police department, but who does not necessarily otherwise meet  
25 the uniform minimum standards established by the Criminal  
26 Justice Standards and Training Commission for law enforcement  
27 officers or auxiliary law enforcement officers under s.  
28 943.13. A traffic control officer employed pursuant to this  
29 subsection may direct traffic or operate a traffic control  
30 device only at a fixed location and only upon the direction of  
31 a fully qualified law enforcement officer; however, it is not

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 necessary that the traffic control officer's duties be  
2 performed under the immediate supervision of a fully qualified  
3 law enforcement officer.

4 (b) In the case of a special event or activity in  
5 relation to which a nongovernmental entity is paying for  
6 traffic control on public streets, highways, or roads, traffic  
7 control officers may be employed to perform such traffic  
8 control responsibilities only when off-duty, full-time law  
9 enforcement officers, as defined in s. 943.10(1), are  
10 unavailable to perform those responsibilities. However, this  
11 paragraph may not be construed to limit the use of traffic  
12 infraction enforcement officers for traffic enforcement  
13 purposes.

14 (c) This subsection does not permit the carrying of  
15 firearms or other weapons, nor do traffic control officers  
16 have arrest authority.

17 (5)(a) Any sheriff's department or police department  
18 of a municipality may employ, as a traffic infraction  
19 enforcement officer, any individual who successfully completes  
20 ~~at least 200 hours of~~ instruction in traffic enforcement  
21 procedures and court presentation through the Selective  
22 Traffic Enforcement Program as approved by the Division of  
23 Criminal Justice Standards and Training of the Department of  
24 Law Enforcement, or through a similar program, but who does  
25 not necessarily otherwise meet the uniform minimum standards  
26 established by the Criminal Justice Standards and Training  
27 Commission for law enforcement officers or auxiliary law  
28 enforcement officers under s. 943.13. Any such traffic  
29 infraction enforcement officer who observes the commission of  
30 a traffic infraction or, in the case of a parking infraction,  
31 who observes an illegally parked vehicle may issue a traffic

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 citation for the infraction when, based upon personal  
2 investigation, he or she has reasonable and probable grounds  
3 to believe that an offense has been committed which  
4 constitutes a noncriminal traffic infraction as defined in s.  
5 318.14.

6 (b) The traffic enforcement officer shall be employed  
7 in relationship to a selective traffic enforcement program at  
8 a fixed location or as part of a crash investigation team at  
9 the scene of a vehicle crash or in other types of traffic  
10 infraction enforcement under the direction of a fully  
11 qualified law enforcement officer; however, it is not  
12 necessary that the traffic infraction enforcement officer's  
13 duties be performed under the immediate supervision of a fully  
14 qualified law enforcement officer.

15 (c) This subsection does not permit the carrying of  
16 firearms or other weapons, nor do traffic infraction  
17 enforcement officers have arrest authority other than the  
18 authority to issue a traffic citation as provided in this  
19 subsection.

20 (6) MOBILE HOME PARK RECREATION  
21 DISTRICTS.--Notwithstanding subsection (2) or subsection (3),  
22 the sheriff's office of each of the several counties of this  
23 state and the police department of each chartered municipality  
24 have authority, but are not required, to enforce the traffic  
25 laws of this state on any way or place used for vehicular  
26 traffic on a controlled access basis within a mobile home park  
27 recreation district which has been created under s. 418.30 and  
28 the recreational facilities of which district are open to the  
29 general public.

30 (7) CONSTRUCTION OF CHAPTER 87-88, LAWS OF  
31 FLORIDA.--For purposes of traffic control and enforcement,



Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 nothing in chapter 87-88, Laws of Florida, shall be construed  
2 to classify any road which has been dedicated or impliedly  
3 dedicated for public use, and which has been constructed and  
4 is open to the use of the public for vehicular traffic, as a  
5 private road or driveway.

6 (8) TRAFFIC ENFORCEMENT AGENCY.--Any agency or  
7 governmental entity designated in subsection (1), subsection  
8 (2), or subsection (3), including a university, a community  
9 college, a school board, or an airport authority, is a traffic  
10 enforcement agency for purposes of s. 316.650.

11  
12 (Redesignate subsequent sections.)

13  
14  
15 ===== T I T L E A M E N D M E N T =====

16 And the title is amended as follows:

17 On page 2, line 10, after the semicolon,

18  
19 insert:

20 amending s. 943.12, F.S.; revising the powers  
21 and duties of the commission relating to  
22 certification of training schools and  
23 instructors; amending s. 943.13, F.S.; allowing  
24 employee physicals to be performed by physician  
25 assistants; amending s. 943.131, F.S.;  
26 providing alternative requirements for certain  
27 applicants who seek exemptions from the  
28 basic-recruit training program; amending s.  
29 943.135, F.S.; eliminating a requirement that  
30 the department provide remediation programs for  
31 officers who cannot comply with continuing

Bill No. CS for SB 1534

Amendment No. \_\_\_\_ Barcode 414256

1 education requirements because of learning  
2 disabilities; amending s. 943.1395, F.S.;  
3 limiting the circumstances under which officers  
4 may be registered and hold concurrent  
5 certification; amending s. 943.14, F.S.;  
6 deleting a requirement for commission approval  
7 of certain courses; providing for staff to  
8 approve certain diplomas or certificates;  
9 eliminating an exemption from section  
10 requirements for certain training schools and  
11 programs; amending s. 943.17, F.S.; requiring  
12 the commission to establish a specialized  
13 training program; amending s. 943.173, F.S.;  
14 conforming provisions amending s. 943.175,  
15 F.S.; eliminating provisions governing  
16 specialized training programs; amending s.  
17 943.22, F.S.; redefining the term "accredited  
18 college"; amending s. 943.25, F.S.; prohibiting  
19 the assessment of certain costs against  
20 officers or agencies for courses offered by  
21 criminal justice training schools; amending s.  
22 316.640, F.S.; specifying the training  
23 requirement for certain persons employed as  
24 traffic accident or crash investigation  
25 officers or traffic infraction enforcement  
26 officers;

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