

Amendment No. 03 (for drafter's use only)

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

11 The Committee on Crime Prevention, Corrections & Safety
12 offered the following:

14 **Amendment to Amendment (903487) (with title amendment)**

15 On page 3, line 15, through line 26,
16 remove from the amendment: all said lines

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18 and insert in lieu thereof: (c) Uniform criteria and
19 procedures to be applied by each seaport identified in s.
20 311.09, F.S., determining whether the fingerprint-based
21 criminal history of any prospective or current seaport
22 employee disqualifies the employee from seaport employment
23 and, if an affected person requests relief from any criminal
24 history-based employment disqualification decision,
25 determining whether good cause has been shown to justify the
26 relief requested. Notwithstanding the above, any conviction,
27 regardless of whether adjudication was withheld or not, for
28 dealing in stolen property, burglary, robbery, use or
29 possession of a firearm, trafficking or sale of a controlled
30 substance, conspiracy to commit either type of offense, or
31 conviction for any similar offense under the laws of another

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1 jurisdiction, disqualifies a prospective or current employee
2 from employment at a seaport, unless the person has, after
3 release form incarceration and any supervision imposed as a
4 sentence, remained free from arrest for 5 years prior to the
5 date an applicant or employee's criminal history becomes known
6 to the seaport employer. Neither the Department of Law
7 Enforcement or the Office of Drug Control shall have
8 responsibility for making individual or group determinations
9 of criminal history-based employment disqualifications or
10 relief of disqualifications as required or allowed herein.
11 The Department of Law Enforcement shall require each seaport
12 to report in detail each year's history and activity in
13 implementing the employment restrictions or granting of relief
14 as established herein. To assist the Department of Law
15 Enforcement in developing the criteria and procedures required
16 herein, by August 1, 2001, the Florida Seaport Transportation
17 and Economic Development Council shall submit to the
18 Department of Law Enforcement a draft of criteria and
19 procedures it suggests be utilized uniformly among the
20 seaports to comply with the mandate of this subparagraph. The
21 Department may accept or reject all or part of the draft so
22 submitted.

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