

By Representative Goodlette

1                                   A bill to be entitled  
2           An act relating to domestic security; creating  
3           s. 775.30, F.S.; defining the term "terrorism"  
4           for purposes of the Florida Criminal Code;  
5           creating s. 943.0321, F.S.; creating the  
6           Florida Domestic Security and Counter-Terrorism  
7           Intelligence Center within the Department of  
8           Law Enforcement; creating the Florida Domestic  
9           Security and Counter-Terrorism Database within  
10          the intelligence center; providing functions of  
11          the intelligence center with respect to  
12          gathering and analyzing active criminal  
13          intelligence information and criminal  
14          investigative information; requiring the  
15          intelligence center to maintain and operate the  
16          database; providing requirements for the  
17          database; requiring that the Department of Law  
18          Enforcement establish methods for providing  
19          information from the database to law  
20          enforcement agencies and prosecutors; providing  
21          that information that is exempt from public  
22          disclosure and is released to another agency or  
23          prosecutor by the intelligence center retains  
24          such exemption; providing that information that  
25          is exempt from public disclosure and is  
26          obtained by the intelligence center retains  
27          such exemption; providing an effective date.

28  
29 Be It Enacted by the Legislature of the State of Florida:  
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1 Section 1. Section 775.30, Florida Statutes, is  
2 created to read:

3 775.30 Terrorism; defined.--As used in the Florida  
4 Criminal Code, the term "terrorism" means an activity that:

5 (1)(a) Involves a violent act or an act dangerous to  
6 human life which is a violation of the criminal laws of this  
7 state or of the United States; or

8 (b) Involves a violation of s. 815.06; and

9 (2) Is intended to:

10 (a) Intimidate, injure, or coerce a civilian  
11 population;

12 (b) Influence the policy of a government by  
13 intimidation or coercion; or

14 (c) Affect the conduct of government through  
15 destruction of property, assassination, murder, kidnapping, or  
16 aircraft piracy.

17 Section 2. Section 943.0321, Florida Statutes, is  
18 created to read:

19 943.0321 The Florida Domestic Security and  
20 Counter-Terrorism Intelligence Center and the Florida Domestic  
21 Security and Counter-Terrorism Database.--

22 (1)(a) There is created within the Department of Law  
23 Enforcement the Florida Domestic Security and  
24 Counter-Terrorism Intelligence Center.

25 (b) The Florida Domestic Security and  
26 Counter-Terrorism Database is created within the Florida  
27 Domestic Security and Counter-Terrorism Intelligence Center.

28 (2) The intelligence center shall:

29 (a) Gather, document, and analyze active criminal  
30 intelligence and criminal investigative information related to  
31 terrorism, as defined in s. 775.30, including information

1 related to individuals or groups that plot, plan, or  
2 coordinate acts of terrorism, as defined in s. 775.30, and  
3 that operate within this state or otherwise commit acts  
4 affecting this state;

5 (b) Maintain and operate the domestic security and  
6 counter-terrorism database; and

7 (c) Provide support and assistance to federal, state,  
8 and local law enforcement agencies and prosecutors that  
9 investigate or prosecute terrorism, as defined in s. 775.30.

10 (3)(a) The database shall include active criminal  
11 intelligence information and active criminal investigative  
12 information submitted by federal, state, or local law  
13 enforcement agencies and prosecutors and information that is  
14 available from other law-enforcement databases.

15 (b) The database shall be capable of performing data  
16 review and processing that may reveal patterns, trends, and  
17 correlations indicative of potential or actual terrorism  
18 activity within or affecting this state.

19 (c) The department shall establish methods and  
20 parameters by which information and data is transferred to the  
21 department for inclusion in the database. Information  
22 developed in or through the use of the database shall be made  
23 available to federal, state, and local law enforcement  
24 agencies and prosecutors in a manner defined by the department  
25 and as allowed by state or federal law or rule.

26 (4)(a) Information that is exempt from public  
27 disclosure under chapter 119 when in the possession of the  
28 intelligence center retains its exemption from public  
29 disclosure after such information is revealed to a federal,  
30 state, or local law enforcement agency or prosecutor, except  
31 as otherwise provided by law.

