

Bill No. SB 954

Amendment No. 2 Barcode 675704

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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The Committee on Criminal Justice recommended the following amendment:

**Senate Amendment (with title amendment)**

On page 3, line 4, following the period

insert: This section is not intended to preempt or prevent any other background screening, including, but not limited to, criminal history background checks, that a municipality may lawfully undertake.

Section 3. Subsection (1) of section 112.011, Florida Statutes, is reenacted to read, and paragraph (c) is added to subsection (2) of that section, to read:

112.011 Felons; removal of disqualifications for employment, exceptions.--

(1)(a) Except as provided in s. 775.16, a person shall not be disqualified from employment by the state, any of its agencies or political subdivisions, or any municipality solely because of a prior conviction for a crime. However, a person may be denied employment by the state, any of its agencies or political subdivisions, or any municipality by reason of the

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1 prior conviction for a crime if the crime was a felony or  
2 first degree misdemeanor and directly related to the position  
3 of employment sought.

4 (b) Except as provided in s. 775.16, a person whose  
5 civil rights have been restored shall not be disqualified to  
6 practice, pursue, or engage in any occupation, trade,  
7 vocation, profession, or business for which a license, permit,  
8 or certificate is required to be issued by the state, any of  
9 its agencies or political subdivisions, or any municipality  
10 solely because of a prior conviction for a crime. However, a  
11 person whose civil rights have been restored may be denied a  
12 license, permit, or certification to pursue, practice, or  
13 engage in an occupation, trade, vocation, profession, or  
14 business by reason of the prior conviction for a crime if the  
15 crime was a felony or first degree misdemeanor and directly  
16 related to the specific occupation, trade, vocation,  
17 profession, or business for which the license, permit, or  
18 certificate is sought.

19 (2)

20 (c) This section shall not be applicable to the  
21 employment practices of any county or municipality relating to  
22 the hiring of personnel for positions deemed to be critical to  
23 security or public safety pursuant to ss. 125.580 and  
24 166.0442.

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26 (Redesignate subsequent sections.)

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

30 And the title is amended as follows:

31 On page 1, line 19, following the semicolon

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1    insert:

2            amending s. 112.011, F.S.; permitting denial of  
3            employment under certain circumstances by  
4            counties and municipalities for positions  
5            deemed to be critical to security or public  
6            safety;

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