

By Senator Smith

5-844-02

1 A bill to be entitled
2 An act relating to county and municipal
3 employees and contractors; authorizing a county
4 or municipality to require, by ordinance, the
5 screening of an employee, appointee, or
6 applicant for employment or appointment to a
7 position that is critical to security or public
8 safety; authorizing the screening of a
9 contractor, vendor, repair person, or delivery
10 person who has access to public facilities that
11 are critical to security or public safety;
12 requiring that fingerprints of applicants and
13 employees be submitted to the Department of Law
14 Enforcement and the Federal Bureau of
15 Investigation for a check of criminal history
16 records; authorizing the county or municipality
17 to use information obtained from a criminal
18 history record check to determine a person's
19 eligibility for employment or appointment;
20 providing an effective date.

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22 Be It Enacted by the Legislature of the State of Florida:
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24 Section 1. Criminal history record checks for certain
25 county employees and appointees.--Notwithstanding chapter 435,
26 Florida Statutes, a county may require, by ordinance,
27 employment screening for any position of county employment or
28 appointment which the governing body of the county finds is
29 critical to security or public safety, or for any private
30 contractor, employee of a private contractor, vendor, repair
31 person, or delivery person who has access to any public

1 facility or publicly operated facility that the governing body
2 of the county finds is critical to security or public safety.
3 The ordinance must require each person applying for, or
4 continuing employment in, any such position or having access
5 to any such facility to be fingerprinted. The fingerprints
6 shall be submitted to the Department of Law Enforcement for a
7 state criminal history record check and to the Federal Bureau
8 of Investigation for a national criminal history record check.
9 The information obtained from the criminal history record
10 checks conducted pursuant to the ordinance may be used by the
11 county to determine an applicant's eligibility for employment
12 or appointment and to determine an employee's eligibility for
13 continued employment.

14 Section 2. Criminal history record checks for certain
15 municipal employees and appointees.--Notwithstanding chapter
16 435, Florida Statutes, a municipality may require, by
17 ordinance, employment screening for any position of municipal
18 employment or appointment which the governing body of the
19 municipality finds is critical to security or public safety,
20 or for any private contractor, employee of a private
21 contractor, vendor, repair person, or delivery person who has
22 access to any public facility or publicly operated facility
23 that the governing body of the municipality finds is critical
24 to security or public safety. The ordinance must require each
25 person applying for, or continuing employment in, any such
26 position or having access to any such facility to be
27 fingerprinted. The fingerprints shall be submitted to the
28 Department of Law Enforcement for a state criminal history
29 record check and to the Federal Bureau of Investigation for a
30 national criminal history record check. The information
31 obtained from the criminal history record checks conducted

1 pursuant to the ordinance may be used by the municipality to
2 determine an applicant's eligibility for employment or
3 appointment and to determine an employee's eligibility for
4 continued employment.

5 Section 3. This act shall take effect upon becoming a
6 law.

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9 SENATE SUMMARY

10 Authorizes a county or municipality to require, by
11 ordinance, that an employee, appointee, or applicant for
12 employment or appointment be screened if the position for
13 which the person is applying is critical to security or
14 public safety. Authorizes a county or municipality to
15 screen a contractor, vendor, repair person, or delivery
16 person if such person has access to public facilities
17 that are critical to security or public safety. Provides
18 that the ordinance must require that fingerprints of
19 applicants and employees be submitted to the Department
20 of Law Enforcement and the Federal Bureau of
21 Investigation for a check of criminal history records.
22 Provides that the county or municipality may use
23 information obtained from a criminal history record check
24 to determine a person's eligibility for employment or
25 appointment.
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