



HB 1073

2003

1 A bill to be entitled

2 An act relating to school employees; requiring the
3 Department of Law Enforcement to annually check its
4 current criminal database to determine whether information
5 about certain school employees appears thereon; providing
6 procedures; providing responsibilities of the Department
7 of Education; prohibiting fees; providing for notification
8 of school districts; allocating responsibility for
9 investigating information obtained through the background
10 checks; providing for future repeal unless reviewed and
11 reenacted by the Legislature; providing an effective date.

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13 Be It Enacted by the Legislature of the State of Florida:

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15 Section 1. Annual background check of current school
16 employees; procedures; waiver of costs; local responsibility for
17 investigating.--

18 (1) The Department of Law Enforcement shall annually check
19 its current criminal database for the name, date of birth, and
20 social security number of all current school employees in this
21 state other than the recently hired employees who have been the
22 subject of individual background checks performed under section
23 1012.56, Florida Statutes, during the preceding 12 months. The
24 Department of Education shall provide to the Department of Law
25 Enforcement a list of such current school employees. The
26 background check required under this section must consist of one
27 massive database query conducted once a year for all current
28 employees, not a check of each name, one name at a time, nor an
29 annual fingerprint check.



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30 (2) The Department of Law Enforcement may not charge a fee
31 for a background check performed under subsection (1).

32 (3) The Department of Law Enforcement must promptly inform
33 the Department of Education if a current school employee's name
34 is found in the criminal database. The Department of Education
35 shall convey that information to the school district that
36 employs the individual whose name appears in the database, so
37 that the school district may take appropriate action. Neither
38 the Department of Law Enforcement nor the Department of
39 Education has the responsibility to investigate any matches that
40 are found under subsection (1).

41 (4) This section is repealed effective July 1, 2008,
42 unless reviewed and reenacted by the Legislature before that
43 date.

44 Section 2. This act shall take effect July 1, 2003.