Bill No. <u>CS for SB 1854</u>

Amendment No. ___   Barcode 974062

CHAMBER ACTION

<u>Senate</u>		<u>House</u>
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11 Senator Aronberg moved the following amendment:

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13   **Senate Amendment (with title amendment)**

14   On page 1, between lines 22 and 23,

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16 insert:

17   Section 2. Subsection (2) of section 1012.32, Florida

18 Statutes, is amended to read:

19   1012.32 Qualifications of personnel.--

20   (2)(a) Instructional and noninstructional personnel

21 who are hired to fill positions requiring direct contact with

22 students in any district school system or university lab

23 school shall, upon employment, file a complete set of

24 fingerprints taken by an authorized law enforcement officer or

25 an employee of the school or district who is trained to take

26 fingerprints. <u>Instructional and noninstructional personnel who</u>

27 <u>are hired or contracted to fill positions in any charter</u>

28 <u>school and members of the governing board of any charter</u>

29 <u>school, in compliance with s. 1002.33(12)(q), shall, upon</u>

30 <u>employment, engagement of services, or appointment, file with</u>

31 <u>the district school board for the district in which the</u>

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1 <u>charter school is located a complete set of fingerprints taken</u>

2 <u>by an authorized law enforcement officer or an employee of the</u>

3 <u>school or district who is trained to take fingerprints.</u> These

4 fingerprints shall be submitted to the Department of Law

5 Enforcement for state processing and to the Federal Bureau of

6 Investigation for federal processing. The new employees <u>or</u>

7 <u>contractors</u> shall be on probationary status pending

8 fingerprint processing and determination of compliance with

9 standards of good moral character. Employees <u>or contractors</u>

10 found through fingerprint processing to have been convicted of

11 a crime involving moral turpitude shall not be employed <u>or</u>

12 <u>engaged to provide services</u> in any position requiring direct

13 contact with students. Probationary employees <u>or contractors</u>

14 terminated because of their criminal record shall have the

15 right to appeal such decisions. The cost of the fingerprint

16 processing may be borne by the district school board<u>, the</u>

17 <u>charter school,</u> ~~or~~ the employee<u>, or the contractor</u>.

18   (b) Personnel who have been fingerprinted or screened

19 pursuant to this subsection and who have not been unemployed

20 <u>or unengaged to provide services in a public or charter school</u>

21 for more than 90 days shall not be required to be

22 refingerprinted or rescreened in order to comply with the

23 requirements of this subsection.

24   <u>(c) Beginning July 1, 2003, all fingerprints submitted</u>

25 <u>to the Department of Law Enforcement as required by paragraph</u>

26 <u>(a), shall be retained by the Department of Law Enforcement</u>

27 <u>and entered in the statewide automated fingerprint</u>

28 <u>identification system authorized by s. 943.05(2)(b). Such</u>

29 <u>fingerprints shall thereafter be available for all purposes</u>

30 <u>and uses authorized for arrest fingerprint cards entered in</u>

31 <u>the statewide automated fingerprint identification system</u>

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1 | <u>pursuant to s. 943.051.</u>

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4 | ================ T I T L E   A M E N D M E N T ================

5 | And the title is amended as follows:

6 | On page 1, line 8, after the semicolon,

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8 | insert:

9 | amending s. 1012.32, F.S.; requiring both

10 | instructional and noninstructional personnel of

11 | charter schools to file fingerprints with the

12 | school board of the district within which the

13 | charter school is located; providing that

14 | contractors have the same probationary status

15 | as employees; providing duties of the

16 | Department of Law Enforcement with respect to

17 | retention and search of fingerprint records

18 | submitted on behalf of school employees and

19 | contractors; providing duties of school

20 | districts and charter schools; providing for

21 | fees;

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