

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: HB 1185 Water Management District Employees, Appointees, and Contractors
SPONSOR(S): Poppell
TIED BILLS: none **IDEN./SIM. BILLS:** SB 2616 (i)

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>State Administration</u>	_____	<u>Bond</u>	<u>Everhart</u>
2) <u>Public Safety & Crime Prevention</u>	_____	_____	_____
3) <u>Agriculture & Environment Approp. (Sub)</u>	_____	_____	_____
4) <u>Appropriations</u>	_____	_____	_____
5) _____	_____	_____	_____

SUMMARY ANALYSIS

This bill provides that a water management district may obtain a criminal history record check on employees, appointees, or contractors of the district.

This bill does not appear to have a fiscal impact on state or local governments.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. DOES THE BILL:

- | | | | |
|--------------------------------------|---|--|---|
| 1. Reduce government? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> | N/A <input type="checkbox"/> |
| 2. Lower taxes? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| 5. Empower families? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

This bill expands the duties, responsibilities, and authority of water management districts.

B. EFFECT OF PROPOSED CHANGES:

Background

The Florida Department of Law Enforcement (FDLE) is the state's central repository for criminal history records. FDLE also maintains a cooperative system with the federal government and the other states regarding criminal history records. Section 943.053, F.S., provides a means by which a compilation of those records as they pertain to a particular individual may be ordered by, and delivered to, a person upon request. A common use of a compiled criminal history record is security and background screening of an individual.

Chapter 435, F.S., provides employment screening standards applicable to all employers in the state.

Effect of Bill

This bill creates s. 373.6055, F.S., to provide for criminal history record checks for certain water management district employees, appointees, and contractors.

C. SECTION DIRECTORY:

Section 1 creates s. 373.6055, F.S., regarding criminal history background checks by water management districts.

Section 2 provides an effective date of upon becoming law.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

None.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None. This bill does not affect local government.

2. Expenditures:

None. This bill does not affect local government.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

None.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not applicable. This bill does not affect local governments.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

It is unclear why this bill states that it is "Notwithstanding chapter 435".

IV. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES

n/a