



1 retained by the Department of Law Enforcement in a manner  
2 provided by rule and entered in the statewide automated  
3 fingerprint identification system authorized by s.  
4 943.05(2)(b). Such fingerprints shall thereafter be available  
5 for all purposes and uses authorized for arrest fingerprint  
6 cards entered in the statewide automated fingerprint  
7 identification system pursuant to s. 943.051.

8 2. Beginning July 1, 2008, the Department of Law  
9 Enforcement shall search all arrest fingerprint cards received  
10 under s. 943.051 against the fingerprints retained in the  
11 statewide automated fingerprint identification system under  
12 subparagraph 1. Any arrest record that is identified with the  
13 retained fingerprints of a person subject to the background  
14 screening under this section shall be reported to the  
15 department. The department shall participate in this search  
16 process by paying an annual fee to the Department of Law  
17 Enforcement and informing the Department of Law Enforcement of  
18 any personnel whose fingerprints are retained under  
19 subparagraph 1. who are no longer employed by a facility  
20 regulated by the department. The Department of Law Enforcement  
21 shall adopt a rule setting the amount of the annual fee to be  
22 imposed upon the department for performing these searches and  
23 establishing the procedures for the retention of fingerprints  
24 and the dissemination of search results. The Department of Law  
25 Enforcement shall provide an invoice to the department for  
26 fingerprints retained. The fee may be borne by the department,  
27 the facility or home provider, or the person fingerprinted.

28 3. Beginning July 1, 2008, personnel whose  
29 fingerprints are not retained by the Department of Law  
30 Enforcement under subparagraphs 1. and 2. shall be  
31 refingerprinted and must meet level 2 screening requirements

1 as described in this section upon reemployment or reengagement  
2 to provide services in order to comply with the requirements  
3 of this subsection.

4 4. No later than December 1, 2009, any personnel whose  
5 fingerprints are not retained by the Department of Law  
6 Enforcement under subparagraphs 1. and 2. shall be  
7 refingerprinted and must meet level 2 screening requirements  
8 as described in this section.

9 5. Every 5 years each person who is employed in a  
10 child care facility must meet level 2 screening requirements  
11 as described in s. 435.04. The department shall request the  
12 Department of Law Enforcement to forward the fingerprints to  
13 the Federal Bureau of Investigation for the level 2 screening.

14 6. The cost of the state and federal criminal history  
15 check required by level 2 screening may be borne by the  
16 facility or home provider or the person fingerprinted. The  
17 Department of Law Enforcement shall provide an invoice to the  
18 department for fingerprints submitted.

19 Section 2. This act shall take effect July 1, 2007.

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21 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
22 COMMITTEE SUBSTITUTE FOR  
23 CS/SB 106

- 24 - The bill is amended to provide for FDLE invoicing the  
25 Department of Children and Families for the services  
26 provided by the bill.  
27 - It is further amended to clarify that the "home provider"  
28 may bear the expense of the background check and other  
29 services provided by FDLE under the provisions of the  
30 bill, in addition to the facility, the department, and  
31 the person being fingerprinted.