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CHAMBER ACTION

Senate

House

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Floor: AD/2R
5/1/2008 2:14 PM

1 The Conference Committee on CS for SB 1792 recommended the
2 following **amendment**:

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4 **Conference Committee Amendment (with title amendment)**

5 Delete everything after the enacting clause
6 and insert:

7 Section 1. Subsection (3) of section 943.053, Florida
8 Statutes, is amended to read:

9 943.053 Dissemination of criminal justice information;
10 fees.--

11 (3) (a) Criminal history information, including information
12 relating to minors, compiled by the Criminal Justice Information
13 Program from intrastate sources shall be available on a priority
14 basis to criminal justice agencies for criminal justice purposes
15 free of charge. After providing the program with all known
16 identifying information, persons in the private sector and
17 noncriminal justice agencies may be provided criminal history



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18 information upon tender of fees as established in this subsection
19 and in the manner prescribed by rule of the Department of Law
20 Enforcement. ~~Such fees are to offset the cost of producing the~~
21 ~~record information, including the total cost of creating,~~
22 ~~storing, maintaining, updating, retrieving, improving, and~~
23 ~~providing criminal history information in a centralized,~~
24 ~~automated database, including personnel, technology, and~~
25 ~~infrastructure expenses.~~ Any access to criminal history
26 information by the private sector or noncriminal justice agencies
27 as provided in this subsection shall be assessed without regard
28 to the quantity or category of criminal history record
29 information requested. ~~Fees may be waived or reduced by the~~
30 ~~executive director of the Department of Law Enforcement for good~~
31 ~~cause shown.~~

32 (b) The fee per record for criminal history information
33 provided pursuant to this subsection is \$24 ~~\$23~~ per name
34 submitted, except that the fee for vendors of the Department of
35 Children and Family Services, the Department of Juvenile Justice,
36 and the Department of Elderly Affairs shall be \$8 for each name
37 submitted; the fee for a state criminal history provided for
38 application processing as required by law to be performed by the
39 Department of Agriculture and Consumer Services shall be \$15 for
40 each name submitted; and the fee for requests under the National
41 Child Protection Act shall be \$18 for each volunteer name
42 submitted. The state offices of the Public Defender shall not be
43 assessed a fee for Florida criminal history information or wanted
44 person information.

45 Section 2. Subsection (3) of section 741.316, Florida
46 Statutes, is repealed.

47 Section 3. This act shall take effect July 1, 2008.



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49 ===== T I T L E A M E N D M E N T =====

50 And the title is amended as follows:

51 Delete everything before the enacting clause
52 and insert:

53 A bill to be entitled
54 An act relating to criminal justice information; amending
55 s. 943.053, F.S.; deleting provisions requiring that fees
56 collected from the private sector or noncriminal justice
57 agencies for criminal history information be applied to
58 offset the cost of producing the information; eliminating
59 authorization for the executive director of the Department
60 of Law Enforcement to waive such fees; increasing the
61 amount of the fee charged per record for criminal history
62 information; repealing s. 741.316(3), F.S., relating to
63 provisions requiring that local domestic violence fatality
64 review teams collect data concerning incidents of domestic
65 violence and provisions requiring that the Department of
66 Law Enforcement prepare an annual report using such date;
67 providing an effective date.