

1 A bill to be entitled
 2 An act relating to Brevard County; amending chapter 87-
 3 423, Laws of Florida, as amended; changing the name of the
 4 Brevard Police Testing and Certification Center to the
 5 Brevard Police Testing and Selection Center; providing for
 6 change in composition and membership of the board of
 7 directors; providing the board has authority to recommend
 8 approval of agreements with and acceptance of funds or
 9 services from any federal, state, or local governmental
 10 entity or political subdivision, any college or
 11 university, or any private or civic source; clarifying the
 12 center's primary mission; providing for applicant testing,
 13 screening, and information services for criminal justice
 14 and public safety positions; authorizing certain applicant
 15 fees; revising provisions relating to establishment,
 16 approval, and use of user fees; providing an effective
 17 date.

18
 19 Be It Enacted by the Legislature of the State of Florida:

20
 21 Section 1. Sections 1, 2, 4, 6, and 7 of chapter 87-423,
 22 as amended by chapter 89-520, Laws of Florida, are amended to
 23 read:

24 Section 1. There is hereby created at Brevard Community
 25 College an organization to be known as the "Brevard Police
 26 Testing and Selection ~~Certification~~ Center," hereinafter called
 27 the "center." The center, under the direction and control of the
 28 college, shall provide standardized testing of law enforcement

29 officers for all units of local government in Brevard County and
 30 a pool of qualified candidates for employment of law enforcement
 31 officers throughout Brevard County.

32 Section 2. The center shall be administered by the college
 33 through a board of directors comprised of the following ~~16~~
 34 members:

35 (1) The chief of police from each law enforcement agency
 36 employing law enforcement officers as defined in chapter 943,
 37 Florida Statutes, having its headquarters in Brevard County, or
 38 his or her designee. ~~The chiefs of police of the municipalities~~
 39 ~~of Titusville, Cocoa, Rockledge, Cocoa Beach, Satellite Beach,~~
 40 ~~Indian Harbour Beach, Indialantic, Melbourne Beach, Melbourne,~~
 41 ~~West Melbourne, Melbourne Village, and Palm Bay.~~

42 (2) The Sheriff of Brevard County or his or her designee.

43 (3) The State Attorney for Brevard County or a prosecuting
 44 attorney appointed by the State Attorney.

45 (4) The President of Brevard Community College or his or
 46 her designee.

47 (5) The director of the Law Enforcement Academy of Brevard
 48 Community College or his or her designee.

49 Section 4. The board of directors shall recommend to the
 50 college board for approval the following:

51 (1) Criteria for testing, physical examination, and
 52 background investigation for police officers.

53 (2) The amounts of any user fees charged by the center.

54 (3) The annual budget for the center.

55 (4) The number and types of employees employed by the
 56 center.

57 (5) Agreements to accept and expend funds or services from
 58 any federal, state, or local governmental entity or political
 59 subdivision; any colleges or universities, including Brevard
 60 Community College; and any private or civic sources.

61 ~~(6)-(5)~~ Any other criteria or requirements for proper
 62 administration of the center.

63 Section 6. (1) The center shall develop, establish, and
 64 maintain a centralized information center on prospective
 65 candidates for law enforcement officers in Brevard County. The
 66 center's primary mission center shall be to provide and
 67 undertake standardized screening, testing, physical examination,
 68 and background investigation of law enforcement applicants.

69 (2) Upon the request of any law enforcement agency in
 70 Brevard County, the center shall provide a list of qualified
 71 applicants for employment as law enforcement officers and report
 72 all information gathered during the testing, screening, and
 73 investigation of each applicant.

74 (3) No report or information concerning any applicant
 75 shall be released to any law enforcement agency or to any other
 76 party without the consent of the applicant.

77 (4) In addition to the foregoing, the center may make
 78 recommendations concerning uniform standards for the recruitment
 79 and testing of law enforcement officers.

80 (5) The center may enter into contracts and agreements to
 81 carry out its purposes. Any such contracts shall require
 82 approval by the board of directors and Brevard Community
 83 College.

HB 1055

2010

84 (6) The activities of the center shall not generate full-
85 time equivalent (FTE) students for the college as a part of the
86 community college's enrollment. Classes which are part of the
87 regular program of the college to train law enforcement officers
88 are not affected by this prohibition.

89 (7) The board of directors may elect to provide, in whole
90 or in part, similar applicant testing, screening, and
91 information services, as outlined in this section, for the state
92 and its agencies, colleges, and universities, including Brevard
93 Community College, Brevard County, and the several
94 municipalities and agencies within Brevard County that provide
95 criminal justice or public safety related services through
96 contract with any of the foregoing, for prospective candidates
97 for law enforcement, law enforcement support, corrections, and
98 other public safety positions, including, but not limited to,
99 law enforcement officer, corrections officer, firefighter,
100 emergency medical technician or paramedic, public safety
101 answering point call taker, dispatcher, communications operator,
102 crime scene technician, or other criminal justice or public
103 safety position as deemed appropriate by the board. The board
104 may enter into agreements necessary to carry out this work, with
105 the costs of such screening, including a reasonable allowance
106 for overhead being paid by the agency receiving the service.
107 Such agreements may provide reasonable fees to be paid by
108 applicants to offset a portion of the screening costs.

109 Section 7. (1) There is hereby created the Brevard Police
110 Testing and Selection ~~Certification~~ account within the auxiliary
111 fund at Brevard Community College, which account within the

HB 1055

2010

112 auxiliary fund shall be used exclusively for the operation and
113 administration of the center. Moneys deposited into the account
114 within the auxiliary fund shall consist of the following:

115 (a) A sum of \$3 which shall be assessed as a court cost by
116 both the circuit court and the county court in Brevard County
117 against every person who is convicted or who has had
118 adjudication withheld for a violation of a state criminal
119 statute or a municipal or county ordinance or who pays a fine or
120 civil penalty for any violation of chapter 316, Florida
121 Statutes. The said cost of \$3 shall be assessed in addition to
122 any fine, civil penalty, or other court cost and shall not be
123 deducted from the proceeds of that portion of any fine or civil
124 penalty which is received by a municipality in Brevard County or
125 by Brevard County in accordance with the provisions of ss.
126 316.660 and 318.21, Florida Statutes. The \$3 cost shall
127 specifically be added to any civil penalty paid for a violation
128 of chapter 316, Florida Statutes, whether such penalty is paid
129 by mail, paid in person without request for a hearing, or paid
130 after hearing and determination by the county court. However, no
131 such \$3 assessment shall be made against a person for a
132 violation of any state statute, county ordinance, or municipal
133 ordinance relating to the parking of vehicles. The Clerk of the
134 Court of Brevard County shall collect the respective \$3 court
135 costs established in this paragraph and shall remit the same to
136 the center on a monthly basis.

137 (b) Such user fees as are established from time to time by
138 the center's board of directors and approved by the Brevard
139 Community College Board of Trustees for use of the services of

140 the center pursuant to section 6(7) ~~by law enforcement agencies~~
 141 ~~in Brevard County.~~

142 (c) Such donations and grants as the center may receive.

143 (d) No funds shall be transferred from the general current
 144 fund, the restricted current fund, or any other auxiliary fund
 145 for the operation of this center.

146 (2) Brevard Community College shall prepare an annual
 147 budget for the operation and administration of the center, which
 148 budget shall be for the period beginning July 1 and ending June
 149 30 each year. The budget for any such fiscal year shall be
 150 submitted to the board of directors of the center for its
 151 consideration and approval no later than June 1 of the previous
 152 fiscal year. The total expenditures for any fiscal year shall
 153 not exceed the funds available from the account within the
 154 auxiliary fund described in subsection (1), and no program for
 155 the center shall be approved by the board of directors unless
 156 all funds for such program are available from the said account
 157 within the auxiliary fund.

158 Section 2. This act shall take effect upon becoming a law.