

By Senator Bullard

39-01472-14

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1 A bill to be entitled
2 An act relating to public employment; creating s.
3 112.047, F.S.; prohibiting a county or municipality
4 from inquiring into or considering the criminal
5 history of an applicant or including an inquiry about
6 criminal history on certain employment applications;
7 authorizing a county or municipality to consider an
8 applicant's criminal history under certain
9 circumstances; providing for applicability; providing
10 an effective date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14 Section 1. Section 112.047, Florida Statutes, is created to
15 read:

16 112.047 Prohibited inquiries into an applicant's background
17 on county and municipal employment applications.-

18 (1) The governing body of any county or municipal agency,
19 board, commission, department, or office may not inquire into or
20 consider the criminal history of an applicant or include an
21 inquiry about criminal history on an initial employment
22 application. A county or municipal agency, board, commission,
23 department, or office may consider an applicant's criminal
24 history after the applicant's qualifications are screened and
25 such county or municipal agency, board, commission, department,
26 or office determines that the applicant meets the minimum
27 employment requirements as stated in a notice issued for the
28 position.

29 (2) This section does not:

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30 (a) Apply to a position for which the county or
31 municipality is otherwise required by law to conduct a criminal
32 history background check.

33 (b) Require the county or municipality to conduct a
34 criminal history background check.

35 Section 2. This act shall take effect July 1, 2014.