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LEGISLATIVE ACTION

Senate

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House

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Floor: WD/2R

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04/14/2021 03:47 PM

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Senator Powell moved the following:

**Senate Amendment (with title amendment)**

Between lines 1040 and 1041

insert:

Section 21. Racial and ethnic impact study.—

(1) As used in this section, the term:

(a) "Criminal offender population" means all persons who are convicted of a crime or adjudicated delinquent for an act that, if committed by an adult, would constitute a crime.

(b) "Demonstrations" includes all physical congregations of three or more people directed against a political entity, a



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12 government institution, a policy group, an individual, a  
13 tradition or event, a business, or any other private  
14 institution. The term includes demonstrations affiliated with an  
15 organization, such as the National Association for the  
16 Advancement of Colored People; a movement, such as Black Lives  
17 Matter; a political party, such as the Republican Party;  
18 identity groups, such as lesbian, gay, bisexual, and transgender  
19 groups, women, and Native Americans; or a topic, such as climate  
20 change, opposition to vaccinations, or COVID-19 restrictions.  
21 Examples of demonstrations include, but are not limited to:

- 22 1. Permitted and nonpermitted gatherings, peaceful  
23 protests, unlawful assemblies, and counter-protests;  
24 2. Demonstrations that involve engagement in violence,  
25 vandalism, looting, road-blocking using barricades, and burning  
26 tires or other materials; and  
27 3. Riots, extremist violence, mob attacks, and nonstate  
28 militia activity.

29 (c) "Juvenile offender population" means persons who are  
30 found to be within the jurisdiction of the juvenile court under  
31 chapter 985, Florida Statutes.

32 (d) "Office" means the Office of Program Policy Analysis  
33 and Government Accountability.

34 (2) By July 1, 2022, the office shall prepare a racial and  
35 ethnic impact study for the provisions adopted under this act.  
36 The racial and ethnic impact study must be impartial, simple,  
37 and understandable and, for racial and ethnic groups for which  
38 data are available, must include all the following:

39 (a) Data showing the number of demonstrations between the  
40 effective date of the act and December 31, 2021, the ideologies



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41 and primary goals of each demonstration, and the racial and  
42 ethnic makeup of the participants in each demonstration.

43 (b) Data showing the level of law enforcement or military  
44 intervention at each demonstration, including, but not limited  
45 to, all instances of use of lethal and nonlethal force,  
46 excessive force, and any other forms of intervention.

47 (c) Data showing the number of arrests, the racial and  
48 ethnic identification of each individual arrested, and the  
49 disposition of each case pursued under the provisions adopted  
50 under this act.

51 (d) A summary of the effects, if any, of this act on the  
52 racial and ethnic criminal offender population or juvenile  
53 offender population.

54 (e) A summary of whether or not this act has changed the  
55 racial and ethnic composition of the criminal offender  
56 population or juvenile offender population.

57 (f) A statement of the methodologies used in collecting the  
58 data under paragraphs (a)-(e).

59 (3) The office shall make the racial and ethnic impact  
60 study publicly available on its website.

61  
62 ===== T I T L E A M E N D M E N T =====

63 And the title is amended as follows:

64 Between lines 97 and 98

65 insert:

66 defining terms; requiring that by a specified date the  
67 Office of Program Policy Analysis and Government  
68 Accountability prepare a certain racial and ethnic  
69 impact study; providing study requirements; requiring



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the office to make the racial and ethnic impact study  
publicly available on its website;