

By Senator Hooper

16-01010-21

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1 A bill to be entitled
2 An act relating to the use of electronic databases;
3 amending s. 119.10, F.S.; increasing the maximum fine
4 imposed on public officers who violate any provision
5 of that chapter; amending s. 943.125, F.S.; requiring
6 the law enforcement accreditation program to address
7 access to and use of personal identification
8 information contained in electronic databases;
9 creating s. 943.1719, F.S.; requiring the Criminal
10 Justice Standards and Training Commission to
11 incorporate into the course curriculum required for
12 initial certification of law enforcement officers
13 instruction on the authorized access to and use of
14 personal identification information contained in
15 electronic databases; providing training requirements;
16 creating s. 943.17191, F.S.; requiring the commission
17 to adopt rules requiring that each law enforcement
18 officer receive instruction on the authorized access
19 to and use of personal identification information
20 contained in electronic databases for continued
21 employment or appointment as an officer; providing
22 training requirements; providing an effective date.

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

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26 Section 1. Paragraph (a) of subsection (1) of section
27 119.10, Florida Statutes, is amended to read:

28 119.10 Violation of chapter; penalties.—

29 (1) Any public officer who:

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30 (a) Violates any provision of this chapter commits a
31 noncriminal infraction, punishable by fine not exceeding \$2,000
32 ~~\$500~~.

33 Section 2. Paragraph (o) is added to subsection (4) of
34 section 943.125, Florida Statutes, to read:

35 943.125 Accreditation of state and local law enforcement
36 agencies, correctional facilities, public agency offices of
37 inspectors general, and certain pretrial diversion programs;
38 intent.—

39 (4) The law enforcement accreditation program must address,
40 at a minimum, the following aspects of law enforcement:

41 (o) Access to and use of personal identification
42 information contained in electronic databases.

43 Section 3. Section 943.1719, Florida Statutes, is created
44 to read:

45 943.1719 Basic skills training relating to the use of
46 electronic databases.—The commission shall incorporate into the
47 course curriculum required for initial certification of a law
48 enforcement officer instruction on the authorized access to and
49 use of personal identification information contained in
50 electronic databases used by a law enforcement officer in his or
51 her official capacity. This training must include, but need not
52 be limited to, the proper use, and limitations on use, of
53 electronic databases in a law enforcement officer's official
54 capacity and the penalties associated with the misuse of such
55 electronic databases.

56 Section 4. Section 943.17191, Florida Statutes, is created
57 to read:

58 943.17191 Continued employment training relating to the use

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59 of electronic databases.—The commission shall by rule require
60 that each law enforcement officer receive, as part of the 40
61 hours of required instruction for continued employment or
62 appointment as an officer, instruction on the authorized access
63 to and use of personal identification information contained in
64 electronic databases used by a law enforcement officer in his or
65 her official capacity. This training must include, but need not
66 be limited to, the proper use, and limitations on use, of
67 electronic databases in a law enforcement officer's official
68 capacity and the penalties associated with the misuse of such
69 electronic databases.

70 Section 5. This act shall take effect July 1, 2021.