

By the Committee on Criminal Justice; and Senator Hooper

591-02147-21

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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 ch. 119, F.S.; 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, as defined in s. 817.568(1)(f), contained in  
43 electronic databases.

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

46 943.1719 Basic skills training relating to the use of  
47 electronic databases.—The commission shall incorporate into the  
48 course curriculum required for initial certification of a law  
49 enforcement officer instruction on the authorized access to and  
50 use of personal identification information, as defined in s.  
51 817.568(1)(f), contained in electronic databases used by a law  
52 enforcement officer in his or her official capacity. This  
53 training must include, but need not be limited to, the proper  
54 use, and limitations on use, of electronic databases in a law  
55 enforcement officer's official capacity and the penalties  
56 associated with the misuse of such electronic databases.

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

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59       943.17191 Continued employment training relating to the use  
60 of electronic databases.—The commission shall by rule require  
61 that each law enforcement officer receive, as part of the 40  
62 hours of required instruction for continued employment or  
63 appointment as an officer, instruction on the authorized access  
64 to and use of personal identification information, as defined in  
65 s. 817.568(1)(f), contained in electronic databases used by a  
66 law enforcement officer in his or her official capacity. This  
67 training must include, but need not be limited to, the proper  
68 use, and limitations on use, of electronic databases in a law  
69 enforcement officer's official capacity and the penalties  
70 associated with the misuse of such electronic databases.

71       Section 5. This act shall take effect October 1, 2021.