

Bill No. CS for SB 1354

Barcode 691492

CHAMBER ACTION

Senate

House

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Senator Fasano moved the following amendment:

Senate Amendment (with title amendment)

On page 1, between lines 28 and 29,

insert:

Section 1. Paragraph (a) of subsection (1) of section 112.011, Florida Statutes, is amended, and subsection (2) of that section is reenacted to read:

112.011 Felons; removal of disqualifications for employment, exceptions.--

(1)(a) Except as provided in s. 775.16 and this paragraph, a person is ~~shall~~ not ~~be~~ disqualified from employment by the state, any of its agencies or political subdivisions, or any municipality solely because of a prior conviction for a crime. ~~However,~~ A person may be denied employment by the state, any of its agencies or political subdivisions, or any municipality by reason of the prior conviction for a crime if the crime was a felony or first degree misdemeanor and directly related to the position of employment sought. The state may not employ a person who has

Bill No. CS for SB 1354

Barcode 691492

1 been convicted of, or had adjudication withheld for, a
2 violation of s. 794.011 or s. 800.04, or a violation of a
3 similar law in another jurisdiction.

4 (2)(a) This section shall not be applicable to any law
5 enforcement or correctional agency.

6 (b) This section shall not be applicable to the
7 employment practices of any fire department relating to the
8 hiring of firefighters. An applicant for employment with any
9 fire department with a prior felony conviction shall be
10 excluded from employment for a period of 4 years after
11 expiration of sentence or final release by the Parole
12 Commission unless the applicant, prior to the expiration of
13 the 4-year period, has received a full pardon or has had his
14 or her civil rights restored.

15 (c) This section shall not be applicable to the
16 employment practices of any county or municipality relating to
17 the hiring of personnel for positions deemed to be critical to
18 security or public safety pursuant to ss. 125.5801 and
19 166.0442.

20
21 (Redesignate subsequent sections.)

22
23
24 ===== T I T L E A M E N D M E N T =====

25 And the title is amended as follows:

26 On page 1, line 2, delete that line

27
28 and insert:

29 amending s. 112.011, F.S.; prohibiting the
30 state from employing a person convicted of or
31 having had adjudication withheld for a

Bill No. CS for SB 1354

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violation of specified offenses relating to
sexual battery or lewd and lascivious behavior;