



CRIMINAL JUSTICE COMMITTEE MEETING

**Wednesday, March 8, 2006
10:00 a.m. - 12:00 p.m.
404 House Office Building**

ACTION PACKET

Allan G. Bense
Speaker

Dick Kravitz
Chair

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Dick Kravitz (Chair)	X		
Sandra Adams	X		
Bruce Antone	X		
Adam Hasner	X		
Wilbert Holloway	X		
Marcelo Llorente	X		
Ari Porth	X		
Everett Rice	X		
Totals:	8	0	0

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

HB 251 : High-Risk Offenders

<input checked="" type="checkbox"/>	Favorable With Committee Substitute				
	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Bruce Antone	X				
Adam Hasner				X	
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice	X				
Dick Kravitz (Chair)	X				
Total Yeas: 7		Total Nays: 0			

Appearances:

HB 251--High Risk Offenders

Bill White (State Employee) - Opponent

FPDA

25 N Market

Jacksonville Florida 32202

Phone: 904-630-1501

HB 251--High Risk Offenders

Ron Book (Lobbyist) - Proponent

104 East College Avenue

Tallahassee Florida 32301

Phone: 850-224-3427

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. **HB 251**

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	Y	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

ADOPTED

1 Council/Committee hearing bill: Criminal Justice Committee
 2 Representative Allen offered the following:

3
4 **Amendment (with directory and title amendments)**

5 Remove lines 164-310.

6
7 ===== T I T L E A M E N D M E N T =====

8 Remove line(s) 18-34 and insert:
 9 designated as sexual predators;

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Committee on

Criminal Justice **ADOPTED**

Date 3/8

Action

**Adopted w/o
objection**

HOUSE AMENDMENT FOR DRAFTING PURPOSES ONLY

(may be used in Committee, but not on House Floor)

Amendment No. 1

Bill No. 251

(For filing with the Clerk, Committee and Member Amendments **must** be prepared on computer)

Representative(s)/The Committee on Criminal Justice

offered the following amendment:

Amendment

on page 2, line ~~50~~

remove lines: 50 - 54

and insert:

and 921.141.

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

HB 463 : Testing of Inmates for HIV Infection in County and Municipal Detention Facilities

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Bruce Antone	X				
Adam Hasner				X	
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice	X				
Dick Kravitz (Chair)	X				
Total Yeas: 7		Total Nays: 0			

Appearances:

HB 463--Testing of Inmates for HIV Infection

Frank Messersmith - Information Only

Florida Sheriff's Association

2901 Lake Bradford

Tallahassee Florida

Phone: 850-576-5858

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 0463

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	Y	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

ADOPTED

1 Council/Committee hearing bill: Criminal Justice Committee
2 Representative Richardson offered the following:

3
4 **Amendment**

5 Remove line 42 and insert:

6 each sentenced inmate who is to be released from the facility
7 unless the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2

Bill No. 0463

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	Y	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

ADOPTED

1 Council/Committee hearing bill: Criminal Justice Committee
 2 Representative Richardson offered the following:

Amendment (with title amendments)

Remove line 53 and insert:

6 (b) Each county or municipal detention facility that
 7 elects to participate in the testing program authorized in
 8 paragraph (a) must comply with the requirements of this
 9 paragraph. If the county or municipal detention facility knows

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

Remove lines 8-12 and insert:

13 exceptions; requiring that certain county and municipal
 14 detention facilities notify the Department of Health and the
 15 county health department in the county where the inmate plans to
 16 reside following release if the inmate is HIV positive;
 17 requiring certain detention facilities to provide special

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COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

HB 669 : Criminal Justice Standards and Training Commission

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Bruce Antone	X				
Adam Hasner	X				
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice	X				
Dick Kravitz (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1(for drafter's use only)

Bill No. HB 669

COUNCIL/COMMITTEE ACTION

ADOPTED — (Y/N)
ADOPTED AS AMENDED — (Y/N)
ADOPTED W/O OBJECTION **y** (Y/N)
FAILED TO ADOPT — (Y/N)
WITHDRAWN — (Y/N)
OTHER —

ADOPTED

1 Council/Committee hearing bill: Criminal Justice Committee
2 Representative(s) Dean offered the following:

3
4 **Amendment (with directory and title amendments)**

5 On lines 36 and 37 remove: range

6
7 and insert: firearms

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. HB 669

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	y	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

ADOPTED

1 Council/Committee hearing bill: Criminal Justice Committee
 2 Representative(s) Dean offered the following:

Amendment (with directory and title amendments)

Remove line(s) 30-31 and insert:

issued to persons who achieve a passing score on

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

Remove line(s) 9-10 and insert:

authorizing the use of specified

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

HB 719 : Sealing of Criminal Records

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Bruce Antone	X				
Adam Hasner				X	
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice	X				
Dick Kravitz (Chair)	X				
Total Yeas: 7		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 0719

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	Y	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

ADOPTED

1 Council/Committee hearing bill: Criminal Justice Committee
 2 Representative Planas offered the following:

Amendment (with title amendments)

5 Remove everything after the enacting clause and insert:

6 Section 1. Section 943.059, Florida Statutes, is amended
 7 to read:

8 943.059 Court-ordered sealing of criminal history
 9 records.--The courts of this state shall continue to have
 10 jurisdiction over their own procedures, including the
 11 maintenance, sealing, and correction of judicial records
 12 containing criminal history information to the extent the such
 13 procedures are not inconsistent with the conditions,
 14 responsibilities, and duties established by this section. Any
 15 court of competent jurisdiction may order a criminal justice
 16 agency to seal the criminal history record of a minor or an
 17 adult who complies with the requirements of this section. The
 18 court shall not order a criminal justice agency to seal a
 19 criminal history record until the person seeking to seal a
 20 criminal history record has applied for and received a
 21 certificate of eligibility for sealing pursuant to subsection

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

22 (2). A criminal history record that relates to a violation of s.
23 393.135, s. 394.4593, s. 787.025, chapter 794, s. 796.03, s.
24 800.04, s. 817.034, s. 825.1025, s. 827.071, chapter 839, s.
25 847.0133, s. 847.0135, s. 847.0145, s. 893.135, s. 916.1075, or
26 a violation enumerated in s. 907.041 ~~may not~~ be sealed, if
27 eligible under subsections (1) and (2) unless, without regard
28 to whether adjudication was withheld, if the defendant was found
29 guilty of or pled guilty or nolo contendere to the offense, or
30 if the defendant, as a minor, was found to have committed or
31 pled guilty or nolo contendere to committing the offense as a
32 delinquent act. If the defendant was found guilty of or pled
33 guilty or nolo contendere to the offense, or if the defendant,
34 as a minor, was found to have committed or pled guilty or nolo
35 contendere to committing the offense as a delinquent act, a
36 record that relates to any of the violations specified above may
37 not be sealed, without regard to whether adjudication was
38 withheld. The court may only order sealing of a criminal history
39 record pertaining to one arrest or one incident of alleged
40 criminal activity, except as provided in this section. The court
41 may, at its sole discretion, order the sealing of a criminal
42 history record pertaining to more than one arrest if the
43 additional arrests directly relate to the original arrest. If
44 the court intends to order the sealing of records pertaining to
45 the ~~such~~ additional arrests, the ~~such~~ intent must be specified
46 in the order. A criminal justice agency may not seal any record
47 pertaining to the ~~such~~ additional arrests if the order to seal
48 does not articulate the intention of the court to seal records
49 pertaining to more than one arrest. This section does not
50 prevent the court from ordering the sealing of only a portion of
51 a criminal history record pertaining to one arrest or one

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

52 incident of alleged criminal activity. Notwithstanding any law
53 to the contrary, a criminal justice agency may comply with laws,
54 court orders, and official requests of other jurisdictions
55 relating to sealing, correction, or confidential handling of
56 criminal history records or information derived therefrom. This
57 section does not confer any right to the sealing of any criminal
58 history record, and any request for sealing a criminal history
59 record may be denied at the sole discretion of the court.

60 (1) PETITION TO SEAL A CRIMINAL HISTORY RECORD.--Each
61 petition to a court to seal a criminal history record is
62 complete only when accompanied by:

63 (a) A certificate of eligibility for sealing issued by the
64 department pursuant to subsection (2).

65 (b) The petitioner's sworn statement attesting that the
66 petitioner:

67 1. Has never, prior to the date on which the petition is
68 filed, been adjudicated guilty of a criminal offense or
69 comparable ordinance violation or adjudicated delinquent for
70 committing a felony or a misdemeanor specified in s.
71 943.051(3)(b).

72 2. Has not been adjudicated guilty of or adjudicated
73 delinquent for committing any of the acts stemming from the
74 arrest or alleged criminal activity to which the petition to
75 seal pertains.

76 3. Except as otherwise provided in this section, has never
77 secured a prior sealing or expunction of a criminal history
78 record under this section, former s. 893.14, former s. 901.33,
79 former s. 943.058, or from any jurisdiction outside the state.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

80 4. Is eligible for such a sealing to the best of his or
81 her knowledge or belief and does not have any other petition to
82 seal or any petition to expunge pending before any court.
83

84 Any person who knowingly provides false information on the ~~such~~
85 sworn statement to the court commits a felony of the third
86 degree, punishable as provided in s. 775.082, s. 775.083, or s.
87 775.084.

88 (2) CERTIFICATE OF ELIGIBILITY FOR SEALING.--Prior to
89 petitioning the court to seal a criminal history record, a
90 person seeking to seal a criminal history record shall apply to
91 the department for a certificate of eligibility for sealing. The
92 department shall, by rule adopted pursuant to chapter 120,
93 establish procedures pertaining to the application for and
94 issuance of certificates of eligibility for sealing. The
95 department shall issue a certificate of eligibility for sealing
96 to a person who is the subject of a criminal history record
97 provided that the ~~such~~ person:

98 (a) Has submitted to the department a certified copy of
99 the disposition of the charge to which the petition to seal
100 pertains.

101 (b) Remits a \$75 processing fee to the department for
102 placement in the Department of Law Enforcement Operating Trust
103 Fund, unless the ~~such~~ fee is waived by the executive director.

104 (c) Has never, prior to the date on which the application
105 for a certificate of eligibility is filed, been adjudicated
106 guilty of a criminal offense or comparable ordinance violation
107 or adjudicated delinquent for committing a felony or a
108 misdemeanor specified in s. 943.051(3)(b).

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

09 (d) Has not been adjudicated guilty of or adjudicated
110 delinquent for committing any of the acts stemming from the
111 arrest or alleged criminal activity to which the petition to
112 seal pertains.

113 (e) Has never secured a prior sealing or expunction of a
114 criminal history record under this section, former s. 893.14,
115 former s. 901.33, or former s. 943.058 involving an offense for
116 which the defendant has been found guilty or pled guilty or nolo
117 contendere.

118 (f) Is no longer under court supervision applicable to the
119 disposition of the arrest or alleged criminal activity to which
120 the petition to seal pertains.

121 (3) PROCESSING OF A PETITION OR ORDER TO SEAL.--

122 (a) In judicial proceedings under this section, a copy of
123 the completed petition to seal shall be served upon the
124 appropriate state attorney or the statewide prosecutor and upon
125 the arresting agency; however, it is not necessary to make any
126 agency other than the state a party. The appropriate state
127 attorney or the statewide prosecutor and the arresting agency
128 may respond to the court regarding the completed petition to
129 seal.

130 (b) If relief is granted by the court, the clerk of the
131 court shall certify copies of the order to the appropriate state
132 attorney or the statewide prosecutor and to the arresting
133 agency. The arresting agency is responsible for forwarding the
134 order to any other agency to which the arresting agency
135 disseminated the criminal history record information to which
136 the order pertains. The department shall forward the order to
137 seal to the Federal Bureau of Investigation. The clerk of the
138 court shall certify a copy of the order to any other agency

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

139 which the records of the court reflect has received the criminal
140 history record from the court.

141 (c) For an order to seal entered by a court prior to July
142 1, 1992, the department shall notify the appropriate state
143 attorney or statewide prosecutor of any order to seal which is
144 contrary to law because the person who is the subject of the
145 record has previously been convicted of a crime or comparable
146 ordinance violation or has had a prior criminal history record
147 sealed or expunged. Upon receipt of the ~~such~~ notice, the
148 appropriate state attorney or statewide prosecutor shall take
149 action, within 60 days, to correct the record and petition the
150 court to void the order to seal. The department shall seal the
151 record until such time as the order is voided by the court.

152 (d) On or after July 1, 1992, the department or any other
153 criminal justice agency is not required to act on an order to
154 seal entered by a court when the ~~such~~ order does not comply with
155 the requirements of this section. Upon receipt of ~~such~~ an order,
156 the department must notify the issuing court, the appropriate
157 state attorney or statewide prosecutor, the petitioner or the
158 petitioner's attorney, and the arresting agency of the reason
159 for noncompliance. The appropriate state attorney or statewide
160 prosecutor shall take action within 60 days to correct the
161 record and petition the court to void the order. No cause of
162 action, including contempt of court, shall arise against any
163 criminal justice agency for failure to comply with an order to
164 seal when the petitioner for the ~~such~~ order failed to obtain the
165 certificate of eligibility as required by this section or when
166 the ~~such~~ order does not comply with the requirements of this
167 section.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

168 (e) An order sealing a criminal history record pursuant to
169 this section does not require that the ~~such~~ record be
170 surrendered to the court, and the ~~such~~ record shall continue to
171 be maintained by the department and other criminal justice
172 agencies.

173 (4) EFFECT OF CRIMINAL HISTORY RECORD SEALING.--A criminal
174 history record of a minor or an adult which is ordered sealed by
175 a court of competent jurisdiction pursuant to this section is
176 confidential and exempt from the provisions of s. 119.07(1) and
177 s. 24(a), Art. I of the State Constitution and is available only
178 to the person who is the subject of the record, to the subject's
179 attorney, to criminal justice agencies for their respective
180 criminal justice purposes, or to those entities set forth in
181 subparagraphs (a)1., 4., 5., and 6. for their respective
182 licensing and employment purposes.

183 (a) The subject of a criminal history record sealed under
184 this section or under other provisions of law, including former
185 s. 893.14, former s. 901.33, and former s. 943.058, may lawfully
186 deny or fail to acknowledge the arrests covered by the sealed
187 record, except when the subject of the record:

- 188 1. Is a candidate for employment with a criminal justice
189 agency;
- 190 2. Is a defendant in a criminal prosecution;
- 191 3. Concurrently or subsequently petitions for relief under
192 this section or s. 943.0585;
- 193 4. Is a candidate for admission to The Florida Bar;
- 194 5. Is seeking to be employed or licensed by or to contract
195 with the Department of Children and Family Services or the
196 Department of Juvenile Justice or to be employed or used by the
197 ~~such~~ contractor or licensee in a sensitive position having

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

198 direct contact with children, the developmentally disabled, the
199 aged, or the elderly as provided in s. 110.1127(3), s. 393.063,
200 s. 394.4572(1), s. 397.451, s. 402.302(3), s. 402.313(3), s.
201 409.175(2)(i), s. 415.102(4), s. 415.103, s. 916.106(10) and
202 (13), s. 985.407, or chapter 400; or

203 6. Is seeking to be employed or licensed by the Department
204 of Education, any district school board, any university
205 laboratory school, any charter school, any private or parochial
206 school, or any local governmental entity that licenses child
207 care facilities.

208 (b) Subject to the exceptions in paragraph (a), a person
209 who has been granted a sealing under this section, former s.
210 893.14, former s. 901.33, or former s. 943.058 may not be held
211 under any provision of law of this state to commit perjury or to
212 be otherwise liable for giving a false statement by reason of
213 the ~~such~~ person's failure to recite or acknowledge a sealed
214 criminal history record.

215 (c) Information relating to the existence of a sealed
216 criminal record provided in accordance with the provisions of
217 paragraph (a) is confidential and exempt from the provisions of
218 s. 119.07(1) and s. 24(a), Art. I of the State Constitution,
219 except that the department shall disclose the sealed criminal
220 history record to the entities set forth in subparagraphs (a)1.,
221 4., 5., and 6. for their respective licensing and employment
222 purposes. It is unlawful for any employee of an entity set forth
223 in subparagraph (a)1., subparagraph (a)4., subparagraph (a)5.,
224 or subparagraph (a)6. to disclose information relating to the
225 existence of a sealed criminal history record of a person
226 seeking employment or licensure with the ~~such~~ entity or
227 contractor, except to the person to whom the criminal history

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

228 record relates or to persons having direct responsibility for
229 employment or licensure decisions. Any person who violates the
230 provisions of this paragraph commits a misdemeanor of the first
231 degree, punishable as provided in s. 775.082 or s. 775.083.

232 (5) STATUTORY REFERENCES.--Any reference to any other
233 chapter, section, or subdivision of the Florida Statutes in this
234 section constitutes a general reference under the doctrine of
235 incorporation by reference.

236 Section 2. Section 943.0585, Florida Statutes, is amended
237 to read:

238 943.0585 Court-ordered expunction of criminal history
239 records.--The courts of this state have jurisdiction over their
240 own procedures, including the maintenance, expunction, and
241 correction of judicial records containing criminal history
242 information to the extent such procedures are not inconsistent
243 with the conditions, responsibilities, and duties established by
244 this section. Any court of competent jurisdiction may order a
245 criminal justice agency to expunge the criminal history record
246 of a minor or an adult who complies with the requirements of
247 this section. The court shall not order a criminal justice
248 agency to expunge a criminal history record until the person
249 seeking to expunge a criminal history record has applied for and
250 received a certificate of eligibility for expunction pursuant to
251 subsection (2). A criminal history record that relates to a
252 violation of s. 393.135, s. 394.4593, s. 787.025, chapter 794,
253 s. 796.03, s. 800.04, s. 817.034, s. 825.1025, s. 827.071,
254 chapter 839, s. 847.0133, s. 847.0135, s. 847.0145, s. 893.135,
255 s. 916.1075, or a violation enumerated in s. 907.041 may ~~not~~ be
256 expunged, if eligible under subsections (1) and (2). If, without
257 regard to whether adjudication was withheld, if the defendant

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

258 was found guilty of or pled guilty or nolo contendere to the
259 offense, or if the defendant, as a minor, was found to have
260 committed, or pled guilty or nolo contendere to committing, the
261 offense as a delinquent act, a record that relates to any of
262 the violations specified above may not be sealed or expunged.
263 The court may only order expunction of a criminal history record
264 pertaining to one arrest or one incident of alleged criminal
265 activity, except as provided in this section. The court may, at
266 its sole discretion, order the expunction of a criminal history
267 record pertaining to more than one arrest if the additional
268 arrests directly relate to the original arrest. If the court
269 intends to order the expunction of records pertaining to such
270 additional arrests, such intent must be specified in the order.
271 A criminal justice agency may not expunge any record pertaining
272 to such additional arrests if the order to expunge does not
273 articulate the intention of the court to expunge a record
274 pertaining to more than one arrest. This section does not
275 prevent the court from ordering the expunction of only a portion
276 of a criminal history record pertaining to one arrest or one
277 incident of alleged criminal activity. Notwithstanding any law
278 to the contrary, a criminal justice agency may comply with laws,
279 court orders, and official requests of other jurisdictions
280 relating to expunction, correction, or confidential handling of
281 criminal history records or information derived therefrom. This
282 section does not confer any right to the expunction of any
283 criminal history record, and any request for expunction of a
284 criminal history record may be denied at the sole discretion of
285 the court.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

286 (1) PETITION TO EXPUNGE A CRIMINAL HISTORY RECORD.--Each
287 petition to a court to expunge a criminal history record is
288 complete only when accompanied by:

289 (a) A certificate of eligibility for expunction issued by
290 the department pursuant to subsection (2).

291 (b) The petitioner's sworn statement attesting that the
292 petitioner:

293 1. Has never, prior to the date on which the petition is
294 filed, been adjudicated guilty of a criminal offense or
295 comparable ordinance violation or adjudicated delinquent for
296 committing a felony or a misdemeanor specified in s.

297 943.051(3)(b).

298 2. Has not been adjudicated guilty of, or adjudicated
299 delinquent for committing, any of the acts stemming from the
300 arrest or alleged criminal activity to which the petition
301 pertains.

302 3. Has never secured a prior sealing or expunction of a
303 criminal history record under this section, former s. 893.14,
304 former s. 901.33, or former s. 943.058, or from any jurisdiction
305 outside the state.

306 4. Is eligible for such an expunction to the best of his
307 or her knowledge or belief and does not have any other petition
308 to expunge or any petition to seal pending before any court.

309
310 Any person who knowingly provides false information on such
311 sworn statement to the court commits a felony of the third
312 degree, punishable as provided in s. 775.082, s. 775.083, or s.
313 775.084.

314 (2) CERTIFICATE OF ELIGIBILITY FOR EXPUNCTION.--Prior to
315 petitioning the court to expunge a criminal history record, a

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

316 person seeking to expunge a criminal history record shall apply
317 to the department for a certificate of eligibility for
318 expunction. The department shall, by rule adopted pursuant to
319 chapter 120, establish procedures pertaining to the application
320 for and issuance of certificates of eligibility for expunction.
321 The department shall issue a certificate of eligibility for
322 expunction to a person who is the subject of a criminal history
323 record if that person:

324 (a) Has obtained, and submitted to the department, a
325 written, certified statement from the appropriate state attorney
326 or statewide prosecutor which indicates:

327 1. That an indictment, information, or other charging
328 document was not filed or issued in the case.

329 2. That an indictment, information, or other charging
330 document, if filed or issued in the case, was dismissed or nolle
331 prosequi by the state attorney or statewide prosecutor, or was
332 dismissed by a court of competent jurisdiction.

333 3. That the criminal history record does not relate to a
334 violation of s. 393.135, s. 394.4593, s. 787.025, chapter 794,
335 s. 796.03, s. 800.04, s. 817.034, s. 825.1025, s. 827.071,
336 chapter 839, s. 847.0133, s. 847.0135, s. 847.0145, s. 893.135,
337 s. 916.1075, or a violation enumerated in s. 907.041, where the
338 defendant was found guilty of, or pled guilty or nolo contendere
339 to any such offense, or that the defendant, as a minor, was
340 found to have committed, or pled guilty or nolo contendere to
341 committing, such an offense as a delinquent act, without regard
342 to whether adjudication was withheld.

343 (b) Remits a \$75 processing fee to the department for
344 placement in the Department of Law Enforcement Operating Trust
345 Fund, unless such fee is waived by the executive director.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

346 (c) Has submitted to the department a certified copy of
347 the disposition of the charge to which the petition to expunge
348 pertains.

349 (d) Has never, prior to the date on which the application
350 for a certificate of eligibility is filed, been adjudicated
351 guilty of a criminal offense or comparable ordinance violation
352 or adjudicated delinquent for committing a felony or a
353 misdemeanor specified in s. 943.051(3)(b).

354 (e) Has not been adjudicated guilty of, or adjudicated
355 delinquent for committing, any of the acts stemming from the
356 arrest or alleged criminal activity to which the petition to
357 expunge pertains.

358 (f) Has never secured a prior sealing or expunction of a
359 criminal history record under this section, former s. 893.14,
360 former s. 901.33, or former s. 943.058.

361 (g) Is no longer under court supervision applicable to the
362 disposition of the arrest or alleged criminal activity to which
363 the petition to expunge pertains.

364 (h) Is not required to wait a minimum of 10 years prior to
365 being eligible for an expunction of such records because all
366 charges related to the arrest or criminal activity to which the
367 petition to expunge pertains were dismissed prior to trial,
368 adjudication, or the withholding of adjudication. Otherwise,
369 such criminal history record must be sealed under this section,
370 former s. 893.14, former s. 901.33, or former s. 943.058 for at
371 least 10 years before such record is eligible for expunction.

372 (3) PROCESSING OF A PETITION OR ORDER TO EXPUNGE.--

373 (a) In judicial proceedings under this section, a copy of
374 the completed petition to expunge shall be served upon the
375 appropriate state attorney or the statewide prosecutor and upon

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

376 the arresting agency; however, it is not necessary to make any
377 agency other than the state a party. The appropriate state
378 attorney or the statewide prosecutor and the arresting agency
379 may respond to the court regarding the completed petition to
380 expunge.

381 (b) If relief is granted by the court, the clerk of the
382 court shall certify copies of the order to the appropriate state
383 attorney or the statewide prosecutor and the arresting agency.
384 The arresting agency is responsible for forwarding the order to
385 any other agency to which the arresting agency disseminated the
386 criminal history record information to which the order pertains.
387 The department shall forward the order to expunge to the Federal
388 Bureau of Investigation. The clerk of the court shall certify a
389 copy of the order to any other agency which the records of the
390 court reflect has received the criminal history record from the
391 court.

392 (c) For an order to expunge entered by a court prior to
393 July 1, 1992, the department shall notify the appropriate state
394 attorney or statewide prosecutor of an order to expunge which is
395 contrary to law because the person who is the subject of the
396 record has previously been convicted of a crime or comparable
397 ordinance violation or has had a prior criminal history record
398 sealed or expunged. Upon receipt of such notice, the appropriate
399 state attorney or statewide prosecutor shall take action, within
400 60 days, to correct the record and petition the court to void
401 the order to expunge. The department shall seal the record until
402 such time as the order is voided by the court.

403 (d) On or after July 1, 1992, the department or any other
404 criminal justice agency is not required to act on an order to
405 expunge entered by a court when such order does not comply with

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

406 the requirements of this section. Upon receipt of such an order,
407 the department must notify the issuing court, the appropriate
408 state attorney or statewide prosecutor, the petitioner or the
409 petitioner's attorney, and the arresting agency of the reason
410 for noncompliance. The appropriate state attorney or statewide
411 prosecutor shall take action within 60 days to correct the
412 record and petition the court to void the order. No cause of
413 action, including contempt of court, shall arise against any
414 criminal justice agency for failure to comply with an order to
415 expunge when the petitioner for such order failed to obtain the
416 certificate of eligibility as required by this section or such
417 order does not otherwise comply with the requirements of this
418 section.

419 (4) EFFECT OF CRIMINAL HISTORY RECORD EXPUNCTION.--Any
420 criminal history record of a minor or an adult which is ordered
421 expunged by a court of competent jurisdiction pursuant to this
422 section must be physically destroyed or obliterated by any
423 criminal justice agency having custody of such record; except
424 that any criminal history record in the custody of the
425 department must be retained in all cases. A criminal history
426 record ordered expunged that is retained by the department is
427 confidential and exempt from the provisions of s. 119.07(1) and
428 s. 24(a), Art. I of the State Constitution and not available to
429 any person or entity except upon order of a court of competent
430 jurisdiction. A criminal justice agency may retain a notation
431 indicating compliance with an order to expunge.

432 (a) The person who is the subject of a criminal history
433 record that is expunged under this section or under other
434 provisions of law, including former s. 893.14, former s. 901.33,
435 and former s. 943.058, may lawfully deny or fail to acknowledge

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

436 the arrests covered by the expunged record, except when the
437 subject of the record:

438 1. Is a candidate for employment with a criminal justice
439 agency;

440 2. Is a defendant in a criminal prosecution;

441 3. Concurrently or subsequently petitions for relief under
442 this section or s. 943.059;

443 4. Is a candidate for admission to The Florida Bar;

444 5. Is seeking to be employed or licensed by or to contract
445 with the Department of Children and Family Services or the
446 Department of Juvenile Justice or to be employed or used by such
447 contractor or licensee in a sensitive position having direct
448 contact with children, the developmentally disabled, the aged,
449 or the elderly as provided in s. 110.1127(3), s. 393.063, s.
450 394.4572(1), s. 397.451, s. 402.302(3), s. 402.313(3), s.
451 409.175(2)(i), s. 415.102(4), s. 916.106(10) and (13), s.
452 985.407, or chapter 400; or

453 6. Is seeking to be employed or licensed by the Department
454 of Education, any district school board, any university
455 laboratory school, any charter school, any private or parochial
456 school, or any local governmental entity that licenses child
457 care facilities.

458 (b) Subject to the exceptions in paragraph (a), a person
459 who has been granted an expunction under this section, former s.
460 893.14, former s. 901.33, or former s. 943.058 may not be held
461 under any provision of law of this state to commit perjury or to
462 be otherwise liable for giving a false statement by reason of
463 such person's failure to recite or acknowledge an expunged
464 criminal history record.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

465 (c) Information relating to the existence of an expunged
466 criminal history record which is provided in accordance with
467 paragraph (a) is confidential and exempt from the provisions of
468 s. 119.07(1) and s. 24(a), Art. I of the State Constitution,
469 except that the department shall disclose the existence of a
470 criminal history record ordered expunged to the entities set
471 forth in subparagraphs (a)1., 4., 5., and 6. for their
472 respective licensing and employment purposes, and to criminal
473 justice agencies for their respective criminal justice purposes.
474 It is unlawful for any employee of an entity set forth in
475 subparagraph (a)1., subparagraph (a)4., subparagraph (a)5., or
476 subparagraph (a)6. to disclose information relating to the
477 existence of an expunged criminal history record of a person
478 seeking employment or licensure with such entity or contractor,
479 except to the person to whom the criminal history record relates
480 or to persons having direct responsibility for employment or
481 licensure decisions. Any person who violates this paragraph
482 commits a misdemeanor of the first degree, punishable as
483 provided in s. 775.082 or s. 775.083.

484 (5) STATUTORY REFERENCES.--Any reference to any other
485 chapter, section, or subdivision of the Florida Statutes in this
486 section constitutes a general reference under the doctrine of
487 incorporation by reference.

488 Section 3. This act shall take effect upon becoming a law.

489
490

491 ===== T I T L E A M E N D M E N T =====

492 Remove lines 2-14 and insert:

493 An act relating to the sealing and expunction of criminal
494 records; amending s. 943.059, F.S.; clarifying that a criminal

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

495 record that relates to certain offenses may not be sealed,
496 regardless of whether adjudication was withheld, if the
497 defendant was found guilty of or pled guilty or nolo contendere
498 to the offense; providing that a certificate of eligibility for
499 sealing is available if the person seeking the certificate has
500 never secured a prior sealing or expunction of a criminal
501 history record under specified provisions involving an offense
502 for which he or she was found guilty or pled guilty or nolo
503 contendere; amending s. 943.0585, F.S.; clarifying that a
504 criminal record that relates to certain offenses may not be
505 expunged, regardless of whether adjudication was withheld, if
506 the defendant was found guilty of or pled guilty or nolo
507 contendere to the offense

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COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

HB 807 : Criminal Acts Committed During a State of Emergency

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Sandra Adams	X				
Bruce Antone			X		
Adam Hasner				X	
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice			X		
Dick Kravitz (Chair)	X				
Total Yeas: 5		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

HB 809 : Assault or Battery on Homeless Persons

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Bruce Antone	X				
Adam Hasner				X	
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice	X				
Dick Kravitz (Chair)	X				
Total Yeas: 7		Total Nays: 0			

Appearances:

HB 809--Assault or Battery on Homeless Persons
Bob Dillinger (State Employee) - Information Only
Public Defender's Association
14250 49th Street North
Clearwater Florida 33762
Phone: 727-464-6866

HB 809--Assault or Battery on Homeless Persons
Sean Conome - Proponent
1203 N. Federal Highway
Hollywood Florida 33020
Phone: 954-444-7326

HB 809--Assault or Battery on Homeless Persons
Ron Book (Lobbyist) - Proponent
Miami Dade Cty and Miami Dade Homeless Trust
104 East College Avenue, 14th floor
Tallahassee Florida 32301
Phone: 850-224-3427

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

HB 815 : Strangulation

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Bruce Antone	X				
Adam Hasner				X	
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice			X		
Dick Kravitz (Chair)	X				
Total Yeas: 6		Total Nays: 0			

Appearances:

HB 815--Stangulation
Stacy Sharp - Proponent
10094 Bannister St
Spring Hill Florida 34608
Phone: 352-398-4473

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

HB 829 : Prison Industries

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Bruce Antone	X				
Adam Hasner				X	
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice			X		
Dick Kravitz (Chair)	X				
Total Yeas: 6		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 0829

COUNCIL/COMMITTEE ACTION

ADOPTED — (Y/N)
ADOPTED AS AMENDED — (Y/N)
ADOPTED W/O OBJECTION Y (Y/N)
FAILED TO ADOPT — (Y/N)
WITHDRAWN — (Y/N)
OTHER —

ADOPTED

1 Council/Committee hearing bill: Criminal Justice Committee
2 Representative Holloway offered the following:

3
4 **Amendment (with title amendment)**

5 Remove lines 31-80 and insert:

6 (b) The task force shall consist of the following 13 members:

7 1. The Secretary of Corrections, who shall serve as chair,
8 and two wardens of prisons that operate prison industries
9 programs;

10 2. A representative from the Agency for Workforce
11 Innovation;

12 3. A representative from the Office of Workforce Education
13 within the Department of Education;

14 4. A member of the Senate, appointed by the President of
15 the Senate;

16 5. A member of the House of Representatives, appointed by
17 the Speaker of the House of Representatives;

18 6. A representative from the board of directors of the
19 private nonprofit prison industries corporation, as defined in
20 s. 946.503, Florida Statutes;

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

21 7. A representative from a local governmental entity that
22 purchases products that are produced by prison industries;

23 8. A representative from a private industry that regularly
24 employs former inmates;

25 9. A representative from a private industry that regularly
26 trains inmates;

27 10. A representative from the academic community who has
28 expertise in research concerning the reentry of former prisoners
29 into society and the employment of former felons; and

30 11. A former inmate who has worked in the prison
31 industries program.

32 (c) The President of the Senate and the Speaker of the
33 House of Representatives shall jointly appoint the members of
34 the task force specified in subparagraphs (b)6.-11. by July 1,
35 2006.

36 (d) The task force shall hold its first meeting by July
37 15, 2006.

38 (e) All recommendations of the task force shall be by
39 majority vote.

40 (f) The task force shall meet at the call of the
41 chairperson and shall conduct at least three meetings.

42 (g) Members of the task force shall serve without
43 compensation, but are entitled to reimbursement for per diem and
44 travel expenses in accordance with s. 112.061, Florida Statutes.

45 (h) The Legislative Committee on Intergovernmental
46 Relations shall provide staff support for the task force.

47 (2)(a) The task force shall receive testimony from the
48 Auditor General, the Governor's Inspector General, the Office of
49

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

51 ===== T I T L E A M E N D M E N T =====

52 Remove lines 8-10 and insert:

53 hold a minimum number of meetings;

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COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

HB 871 : Telephone Calling Records

<input checked="" type="checkbox"/> Favorable With Committee Substitute	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Bruce Antone	X				
Adam Hasner				X	
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice			X		
Dick Kravitz (Chair)	X				
Total Yeas: 6		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. HB 871

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	Y	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

ADOPTED

1 Council/Committee hearing bill: Criminal Justice Committee
 2 Representative(s) Ryan offered the following:

3

4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Obtaining telephone calling records by
 7 fraudulent means prohibited.--

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

9 (a) "Calling record" means a record held by a
 10 telecommunications company of the telephone calls made or text
 11 messages sent or received by a customer of that company.

12 (b) "Customer" means a person who has received telephone
 13 service from a telecommunications company.

14 (c) "Law enforcement agency" has the same meaning as in s.
 15 23.1225(1)(d), Florida Statutes.

16 (d) "Telecommunications company" has the same meaning as
 17 in s. 364.02, Florida Statutes, except that the term includes
 18 VoIP service and commercial mobile radio service providers.

19 (2) It is a violation of this section for a person to:

20 (a) Obtain or attempt to obtain the calling record of
 21 another person without the permission of that person by:

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

22 1. Making a false, fictitious, or fraudulent statement or
23 representation to an officer, employee, or agent of a
24 telecommunications company;

25 2. Making a false, fictitious, or fraudulent statement or
26 representation to a customer of a telecommunications company; or

27 3. Providing any document to an officer, employee, or
28 agent of a telecommunications company, knowing that the document
29 is forged, is counterfeit, was lost or stolen, was fraudulently
30 obtained, or contains a false, fictitious, or fraudulent
31 statement or representation.

32 (b) Ask another person to obtain a calling record, knowing
33 that the other person will obtain, or attempt to obtain, the
34 calling record from the telecommunications company in any manner
35 described in paragraph (a).

36 (c) Sell or offer to sell a calling record obtained in any
37 manner described in paragraph (a) or paragraph (b).

38 (3) A person who violates this section for the first time
39 commits a misdemeanor of the first degree, punishable as
40 provided in s. 775.082 or s. 775.083, Florida Statutes. A second
41 or subsequent violation constitutes a felony of the third-
42 degree, punishable as provided in s. 775.082 or s. 775.083,
43 Florida Statutes.

44 (4) It is not a violation of this section for:

45 (a) A law enforcement agency to obtain a calling record in
46 connection with the performance of the official duties of that
47 agency.

48 (b) A telecommunications company, or an officer, employee,
49 or agent of a telecommunications company, to obtain a calling
50 record of that company in the course of:

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

51 1. Testing the security procedures or systems of the
52 telecommunications company for maintaining the confidentiality
53 of customer information;

54 2. Investigating an allegation of misconduct or negligence
55 on the part of an officer, employee, or agent of the
56 telecommunications company; or

57 3. Recovering a calling record that was obtained or
58 received by another person in any manner described in subsection
59 (2).

60 Section 2. This act shall take effect July 1, 2006.

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

64 Remove the entire title and insert:

65 A bill to be entitled

66 An act relating to telephone calling records; providing
67 definitions; prohibiting a person from obtaining or attempting
68 to obtain the calling record of another person by making false
69 or fraudulent statements or by providing false or fraudulent
70 documents to a telecommunications company, or by selling or
71 offering to sell a calling record that was obtained in a
72 fraudulent manner; providing that it is a first-degree
73 misdemeanor to commit a first violation and a third-degree
74 felony to commit a second or subsequent violation; providing
75 penalties; providing that it is not a violation of the act for a
76 law enforcement agency or telecommunications company to obtain
77 calling records for specified purposes; providing an effective
78 date.

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	Y	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

ADOPTED

1 Council/Committee hearing bill: Criminal Justice Committee
2 Representative(s) Ryan offered the following:

3
4 **Amendment to Amendment (1) by Representative Ryan (with**
5 **directory and title amendments)**

6 Remove line(s) 47 and insert:
7 agency in accordance with other applicable laws.

8
9

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

PCB CRJU 06-03a : Sexual Predators and Offenders

<input checked="" type="checkbox"/> Favorable					
	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Sandra Adams	X				
Bruce Antone	X				
Adam Hasner	X				
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice	X				
Dick Kravitz (Chair)	X				
	Total Yeas: 8	Total Nays: 0			

Appearances:

PCB CRJU 06-03a--Sexual Predators and Offenders

Steven Fielder (Lobbyist) (State Employee) - Information Only

DHSMV

2900 Apalachee Parkway

Tallahassee Florida 32399

Phone: 850-488-2276

PCB CRJU 06-03a--Sexual Predators and Offenders

Joy Frank (Lobbyist) - Proponent

Florida Association of District School Superintendents

208 S. Monroe Street

Tallahassee Florida 32301

Phone: 850-509-4242

PCB CRJU 06-03a--Sexual Predators and Offenders

Rick Watson (Lobbyist) - Proponent

Associated Builders and Contractors

P.O Box 10038

Tallahassee Florida 32302

Phone: 850-222-0000

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

PCB CRJU 06-04 : Youthful Offenders

Not Considered

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

PHCB CRJU 06-01 : (HB 515 and 589)--Resale of Tickets

HB 515 laid on table under Rule 7.9(c); Refer to HCB 6003

HB 589 laid on table under Rule 7.9(c); Refer to HCB 6003

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams				X	
Bruce Antone	X				
Adam Hasner	X				
Wilbert Holloway	X				
Marcelo Llorente	X				
Ari Porth	X				
Everett Rice	X				
Dick Kravitz (Chair)		X			
Total Yeas: 6		Total Nays: 1			

Appearances:

PHCB CRJU 06-01--(HBs 515 & 589) Resale of Tickets

Nick Iarossi (Lobbyist) - Proponent

Stub Hub

101 E. College Avenue/ Suite 303

Tallahassee Florida 32301

Phone: 850-222-9075

PHCB CRJU 06-01--(HBs 515 & 589) Resale of Tickets

Jeffrey Sharkey (Lobbyist) - Proponent

TicketMaster

106 E. College Avenue, Suite 640

Tallahassee Florida 32301

Phone: 850-224-1660

PHCB CRJU 06-01--(HBs 515 & 589) Resale of Tickets

Wayne Malaney (Lobbyist) - Opponent

Florida Facility Managers Association

2846-A Remington Green Circle

Tallahassee Florida 32309

PHCB CRJU 06-01--(HBs 515 & 589) Resale of Tickets

Roger Englert - Opponent

Florida Facility Managers Association

2845 Asbury Hill Road

Tallahassee Florida 32312

Phone: 850-487-1691

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM

COMMITTEE MEETING REPORT

Criminal Justice Committee

3/8/2006 10:00:00AM

Location: 404 HOB

Summary:

Criminal Justice Committee

Wednesday March 08, 2006 10:00 am

HB 251	Favorable With Committee Substitute	Yeas: 7	Nays: 0
HB 463	Favorable With Committee Substitute	Yeas: 7	Nays: 0
HB 669	Favorable With Committee Substitute	Yeas: 8	Nays: 0
HB 719	Favorable With Committee Substitute	Yeas: 7	Nays: 0
HB 807	Favorable	Yeas: 5	Nays: 0
HB 809	Favorable	Yeas: 7	Nays: 0
HB 815	Favorable	Yeas: 6	Nays: 0
HB 829	Favorable With Committee Substitute	Yeas: 6	Nays: 0
HB 871	Favorable With Committee Substitute	Yeas: 6	Nays: 0
PCB CRJU 06-03a	Favorable	Yeas: 8	Nays: 0
PCB CRJU 06-04	Not Considered		
PHCB CRJU 06-01	Favorable	Yeas: 6	Nays: 1

Committee meeting was reported out: Wednesday, March 08, 2006 1:55:27PM