

# FLORIDA SHERIFFS ASSOCIATION



*Protecting, Leading, Uniting Since 1893*



FSA Headquarters • 2617 Mahan Drive • Tallahassee, Florida



# 2014 Legislative Session



*Protecting, Leading, Uniting Since 1893*



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[www.flsheriffs.org/legislative/](http://www.flsheriffs.org/legislative/)



# 2014 Session Overview

The 60-day legislative session ended at 10:40 pm on May 4<sup>th</sup>



More than 1,900 bills introduced

Only 258 passed both chambers

*FSA passed six bills*





# 2014 Priorities

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# Florida Retirement System

## **SB 1114 by Sen. Simpson**

- Created a Cash Balance Plan for new hires, exempts special risk

## **HB 7173**

- Hybrid: mix of pension and investment plan

## **HB 7181 by State Affairs Committee**

- Increases vesting, default into investment plan



# Florida Retirement System

All bills were amended to reflect 2013 Senate bill:

- Increased vesting
- Default into the investment plan
- Required new elected officials to enter into the Investment Plan

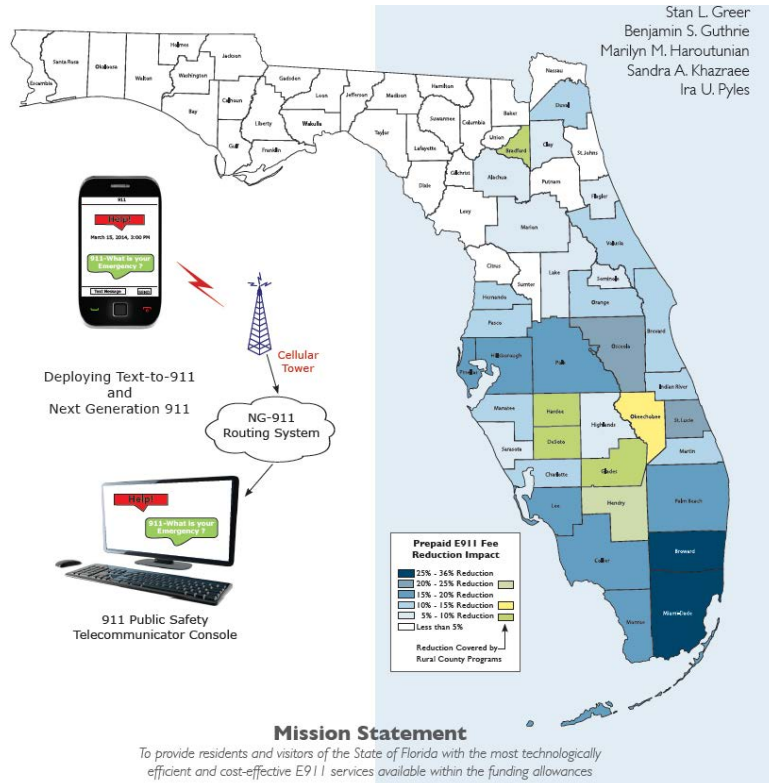
Each chamber tried adding the local pension bill to the FRS reform

**FAILED**



# E911 Prepaid Fees

HB 175 by Rep. Steube  
SB 294 by Sen. Hays



- Establishes collection method for prepaid phones
- Lowers fee to \$.40
- No appropriation

PASS



# **Upholding the Office of the Sheriff**

## **SB 816 by Sen. Bradley & HB 649 by Rep. Cummings**

Clarifies that the constitutional officers are the legislative body for purposes of resolving impasse on all conditions of employment

Wages would still be decided by the Board of County Commissioners

**FAIL**





# Sexual Offenders & Predators

**Governor signed four bills into law on April 1<sup>st</sup>**

SB 528 by Sen. Evers contained  
FSA workgroup products  
related to registration

**PASS**



First Coast News



# Sexual Offenders & Predators

- New reporting requirements for transient sex offenders



- Expands who can issue warrants for failure to register
- Sheriffs may do address checks on offenders and predators under DOC supervision
- Immediate registration of vehicles and updates to registration within 48 hours to the sheriff



# Sexual Offenders & Predators

## Simulated images of child pornography

SB 182 by Sen. Stargel passed Senate

HB 73 by Rep. Edwards (language not included)

**FAILED**

## Revenge Pornography

SB 532 by Sen. Simmons

HB 475 by Rep. Goodson



# Prescription Drug Monitoring Program

**User Agreements** with the Department of Health (DOH)

Any non-relevant information will be redacted by DOH

Only **defendant specific information** can be released by the State Attorney during discovery; court can order more records to be released unrelated to the case

**HB 7177 by State Affairs**



**PASS**



# Prescription Drug Monitoring Program

PDMP Public Records Exemption set to expire without further legislative authorization - **PASS**



**SB 862 by Sen. Bean**  
**HB 1381 by Rep. Davis**

**FAIL**

**No** court order or subpoena required

**No** audit, **no** semi-annual reporting, **no** attestation





# Restricting Law Enforcement Access to Information

## Automated License Plate Readers

Requires FLDE to consult with Dept. of State to develop maximum retention for records obtained through ALPRs



**SB 1272 by Sen. Brandes**  
**HB 7005 by Rep. Artiles**

**PASS**



# Florida Sheriffs Youth Ranch

No funding provided for Behavioral Health Overlay Services (BHOS)



- Managed Care contract negotiated with managing entity. Youth Ranch anticipates a BHOS reduction of \$400,000 or 25% of the revenue previously provided.



# Prevention and Youth Service

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# Keeping I.D. Safe “KIDS” Act



Allows parents to create or freeze credit files for children

Requires consumer reporting agencies to establish a record for a minor upon request in order to institute a security freeze

**PASS**



# School Safety



## HB 753 by Rep. Steube & SB 968 by Sen Hays

- **Local option**: Principals and superintendents may create a school safety program to allow a designee to **carry a concealed weapon or firearm on school property**
- Designee may be military, reserves or veteran, OR a law enforcement officer or retired officer, and must have a concealed weapons permit
- Training to be designed by CJST
- **Law enforcement agencies** or first responder agencies must be consulted to develop best practices for **emergency drills**

**FAIL**





# Healthy Families Florida

- \$2 million dollar increase in recurring General Revenue over the current fiscal year.
- 2014/15 budget of \$23,114,329



# Crisis Stabilization Services

- Proposal to change funding model from allocation to a per diem basis
- Amended into compromise language that required “transparency” for payment of beds



SB 1726 by Sen. Sobel



**FAIL**



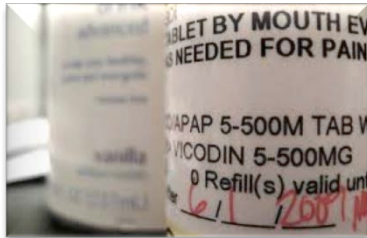
# Public Safety

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# Prescription Drug Trafficking

HB 99 by Rep. Edwards & SB 360 by Sen. Bradley



Current law on  
left side of  
chart.

**New statute on  
the right.**

3 years		3 years	
Hydro	Oxy	Hydro	Oxy
4g 7	4g 31	14g 22	7g 54
<14g 22	<14g 108	<28g 44	<14g 108

15 years		7 years	
Hydro	Oxy	Hydro	Oxy
14g 22	14g 108	28g 44	14g 108
<28g 44	<28g 216	<50g 77	<25g 192

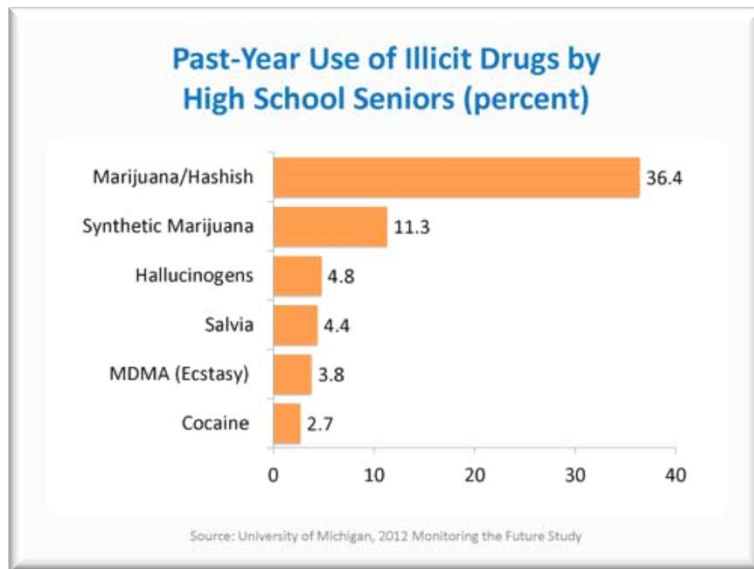
25 years		15 years	
Hydro	Oxy	Hydro	Oxy
28g 44	28g 216	50g 77	25g 192
<30kg 46,153	<30kg 230,769	<200g 308	<100g 769

25 years	
Hydro	Oxy
>200g 308	100g 769
<30kg 46,153	<30kg 230,769



# Synthetic Drugs

**HB 697 by Rep. Ingram & SB 780 by Sen. Bradley**



Adds Mollies and synthetic cannabinoids to the drug trafficking statute

**PASS**





# Charlotte's Web: Low-THC Marijuana

**SB 1030 by Sen. Bradley &  
HB 843 by Rep. Gaetz**



- Physicians can order a non-smokeable form of low-THC marijuana to patients suffering from cancer or epilepsy
- Patient treatment records sent to UF College of Pharmacy
- Requires the Department of Health to create a Compassionate Use Registry and authorized five dispensing organizations

**PASS**



# Warning Shots



## HB 89 by Rep. Combee & SB 448 by Sen. Evers

- Does NOT authorize warning shots: Allows a person to ***threaten*** to use **deadly** force when otherwise **allowed to use deadly force under current law**
- Does not eliminate mandatory minimums for warning shots under 10-20-Life, **BUT** does give judges discretion to sentence a *person to aggravated assault in a self-defense case and certain circumstances apply*

PASS



# Conceal Carry during Mandatory Evacuation

Allows for concealed carry without a concealed weapons permit when:

- Governor declares a mandatory evacuation pursuant to ch. 252, F.S.
- A local authority, pursuant to ch. 870 F.S., declares civil unrest

**Florida law already allows law-abiding citizens to carry a weapon as long as its securely encased and not readily accessible. This would be the first expansion in Florida law that someone could carry concealed without a permit.**

**FAIL**

HB 209 by Rep. Fitzenhagen  
SB 296 by Sen. Brandes



# Law Enforcement

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# Protections for Victims of Crimes

- Extends a temporary injunction until the final injunction has been served
- Warrantless arrest for violations of injunctions related to child abuse, stalking, or sexual or repeat violence
- Extends firearm and ammo prohibition to stalking injunction statute

**HB 659 by Rep. Mayfield**  
**SB 920 by Sen. Dean**

**FAIL**





# Service of Process



## HB 627 by Rep. Pilon & SB 620 by Sen. Detert

- Collection of \$40 for each writ or summon served
- Confirms that a deputy can serve a business owner on the second attempt if owner is out of office
- Civil fine for employers who try to prevent service
- Protection for sheriffs from a wrongful levy or payout when paying multiple lienholders

**PASS**



# Secondary Metals Recyclers

HB 771 by Rep Combee & SB  
1182 by Sen Brandes



- Moves regulatory authority from Dept. of Revenue to Department of Agriculture and Consumer Services

- Must be licensed to sell restricted metals
- Proof of ownership required to sell certain gages of wire
- Prohibits the sale of metals on a Sunday

**FAIL**



# Gaming

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# Casino Gambling

## ***SB 7050 / SB 7052 / SB 7054 by Senate Gaming***

- Constitutional Amendment to expand gaming
- Allow for two resort casinos

## ***HB 1383 by Rep. Schenck***

- Expands gaming
- No casinos



**FAIL**



# Amusement Machines

**HB 945 by Rep. Albritton & SB 668 by Sen. Stargel**

- Updates definitions related to arcade-style devices
- Increases the value of prizes

**FAIL**



# Administration

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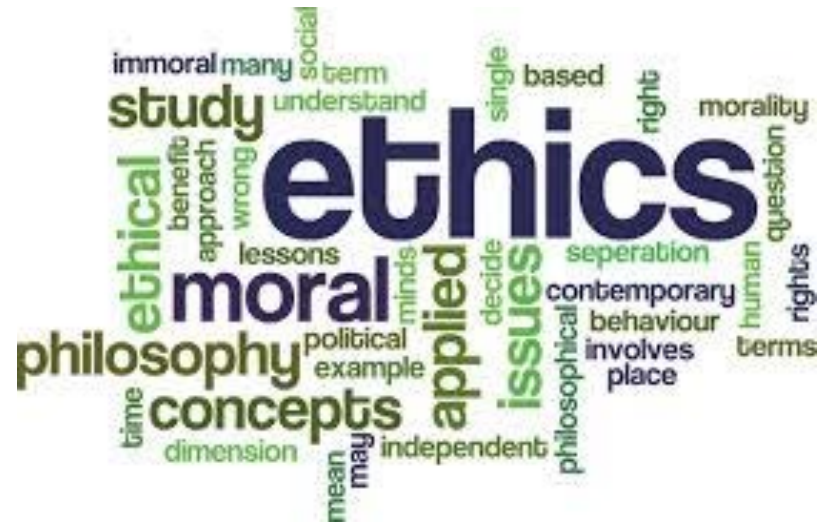


# Ethics

## SB 846 by Sen. Latvala

Requires any public official to confirm completion of the 4-hour ethics training requirement on their statement of financial interest

**PASS**





# FRS Contribution Rates

Membership Class	Effective July 1, 2014				
	Normal Cost	UAL Rate	Admin	HIS	Total
Regular	3.53%	2.54%	0.04%	1.26%	7.37%
Special Risk	11.01%	7.51%	0.04%	1.26%	19.82%
Special Risk Admin Support	4.18%	36.59%	0.04%	1.26%	42.07%
Elected Officers-County Officers	8.36%	33.58%	0.04%	1.26%	43.24%
Senior Management	4.80%	15.04%	0.04%	1.26%	21.14%
DROP	4.30%	6.72%	N/A	1.26%	12.28%

**PASS**



# Jails, Corrections & Re-Entry

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# Mugshots

**HB 265 Rep. Trujillo**  
**SB 298 by Sen. Soto**



- SB 298 penalizes companies that require compensation to remove a mugshot from a website
- HB 265 prohibits law enforcement agencies from publishing mugshots

**FAIL**





# Questions???



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