Thank you for joining us!

- Please mute your phones.
- Please do not put the conference call on hold.
- This presentation will be posted to our website this afternoon: http://www.flsheriffs.org/webinars/
The final legislative report will be posted Friday, May 10.

www.flsheriffs.org/legislative/
The 60 day legislative session concluded Friday, May 3rd

SESSION FACTS
More than 1,800 bills were introduced.
Only 259 passed both chambers.

*FSA passed seven priority bills.*
2013 Session Wrap Up

FSA Legislative Platform
• Prevention and Youth Service
• Public Safety
• Law Enforcement
• Gaming
• Administration
• Jails, Correction and Re-Entry
Prevention & Youth Services

Texting While Driving


Outcome: **Passed.**

Secondary Offense

Exceptions for emergency personnel or persons reporting suspicious or criminal activity

Points can be added in certain circumstances
School Safety – **Failed.**
SB 514 allowed for a county to develop a special taxing district to evaluate certain needs and appropriate funds. Many other bills filed – all failed.

Juvenile Justice Circuit Advisory Boards – **Passed.**
HB 617 reorganizes the Advisory Boards at the local level. Sheriffs or designee have a participatory role.
Public Safety

Prescription Drug Monitoring Database – **PASSED.**

- Funding in HB 1159 appropriates $500,000 for one year;
- Does NOT remove the funding prohibitions in law

HB 831 by Rep. Fasano and SB 1192 by Sen. Grimsley

_This legislation would have removed the funding prohibitions for both state and private pharmaceutical dollars._

**Failed.**
Public Safety

Purchase of Firearms by the Mentally Ill – **Passed**.

- Persons who have been *involuntarily evaluated and voluntarily committed* to a mental institution are no longer approved to purchase a firearm.

HB 1355 by Rep. Watson
Prescription Drug Trafficking – **Failed.**

**Current Drug Trafficking in Prescription Drugs**

<table>
<thead>
<tr>
<th>Weight</th>
<th>4 g–&lt;14 g</th>
<th>14 g–&lt;28 g</th>
<th>28 g–&lt;30 kg</th>
<th>30+ kg</th>
<th>30+ kg</th>
<th>60+ kg</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hydrocodone</td>
<td>7 pills</td>
<td>22 pills</td>
<td>44 pills</td>
<td>43,154 pills</td>
<td>43,154 pills</td>
<td>92,308 pills</td>
</tr>
<tr>
<td>Oxycodone</td>
<td>31 pills</td>
<td>108 pills</td>
<td>216 pills</td>
<td>230,770 pills</td>
<td>230,770 pills</td>
<td>461,539 pills</td>
</tr>
</tbody>
</table>

**Proposed Change Trafficking in Prescription Drugs**

<table>
<thead>
<tr>
<th>Weight</th>
<th>14 g–&lt;28 g</th>
<th>28 g–&lt;50 g</th>
<th>50 g–&lt;200 g</th>
<th>200+ g</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hydrocodone</td>
<td>22 pills</td>
<td>44 pills</td>
<td>77 pills</td>
<td>308 pills</td>
</tr>
<tr>
<td>Oxycodone</td>
<td>108 pills</td>
<td>216 pills</td>
<td>385 pills</td>
<td>1,539 pills</td>
</tr>
</tbody>
</table>

**Criminal Penalty**
- 3 yrs / $50,000
- 15 yrs / $100,000
- 25 yrs / $500,000
- Life
- Capital Life
- Capital Life


...but coming back
Synthetic Drugs – **Passed.**

*SB 294 by Sen. Bradley*

Law enforcement can permanently to enforce the laws related to the Schedule I scheduling of the synthetic drugs found in the December 2012 emergency rule by Attorney General Bondi.

- **Drug paraphernalia – Passed.**

HB 49 prohibits someone from knowing and willingly selling drug paraphernalia, but s. 569.0073, F. S. still allows licensed establishments to sell smoking pipes and devices.
Public Safety

Loud Car Stereos – **Failed.**

VOTED DOWN
In the Senate
19-19
Public Safety

E911 Collection of Prepaid Fees

House bill passed the House.

Senate bill passed a moratorium through one committee. Failed.
HB 953 authorizes law enforcement to request and judges to approve warrants electronically.
Law Enforcement

Noncaregiver Abuse Glitch Bill
Circular Reporting for Law Enforcement

PASSED

Amended onto HB 7129, section 4.
Originally filed as
HB 797 – Passed House; and
SB 1162 – Passed four committees.

https://www.flsheriffs.org/resources/webinars/non-caregiver-abuse-allegations
Law Enforcement


PASSED.

- 3rd Felony for 5 or more
- Misdemeanor for 4 or fewer
- Removes the intent that is currently required in law
- Provides for certain exceptions and an affirmative defense.
Search and Seizure – 4th Amendment

- Drones – PASSED. SB 92 by Sen. Negron
- Search of a Cell Phone Incident to Arrest SB 846 by Sen. Brandes – FAILED.

**Smallwood v. Florida**: law enforcement cannot search a cell phone incident to arrest without a warrant.

In **Smallwood**, the Court indicated that a Smartphone is not the same thing as a container. *However, this opinion does not change the exigent circumstances exception.*
Sovereign Citizens/Filing False Documents – **PASSED.**

**SB 112 by Sen. Dean and HB 915 by Rep. Combee**

- New criminal penalty for 2nd and 3rd Degree Felonies with prison time
- Civil remedies for victims
- Expedited process for removing false liens
Law Enforcement

Service of Process – **Failed.**

*HB 1379 by Rep. Mayfield and SB 1268 by Sen. Detert*

**Streaming the Service of Process**

- Allows Sheriffs’ Offices to collect $40 from the person requesting the service for each writ or summon served.
- Reduces the amount of attempts of service of process by allowing a deputy to serve a business owner if he or she is temporarily out of the office.
- Creates a first degree misdemeanor penalty for employers who try to prevent service on an individual in a private area designated by an employer.
- Provides Sheriffs’ Offices with specific direction in how to pay multiple lienholders and protects the Sheriff in the event of a wrongful levy or payout.
Gaming

Clarifies current gambling laws concerning slot machines, game promotions, charitable drawings, and amusement games to prohibit establishments, such as “internet cafes,” from offering devices in connection with game promotions.

Signed by the Governor
### Administration

**Florida Retirement System – Employer Contribution Rates**

<table>
<thead>
<tr>
<th>Membership Class</th>
<th>Normal Cost</th>
<th>UAL Rate</th>
<th>Admin</th>
<th>HIS</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Regular</td>
<td>3.53%</td>
<td>2.19%</td>
<td>0.03%</td>
<td>1.20%</td>
<td>6.95%</td>
</tr>
<tr>
<td>Special Risk</td>
<td>11.00%</td>
<td>6.83%</td>
<td>0.03%</td>
<td>1.20%</td>
<td>19.06%</td>
</tr>
<tr>
<td>Special Risk Admin Support</td>
<td>4.17%</td>
<td>30.56%</td>
<td>0.03%</td>
<td>1.20%</td>
<td>35.96%</td>
</tr>
<tr>
<td>Elected Officers-County Officers</td>
<td>8.44%</td>
<td>23.36%</td>
<td>0.03%</td>
<td>1.20%</td>
<td>33.03%</td>
</tr>
<tr>
<td>Senior Management</td>
<td>4.81%</td>
<td>12.27%</td>
<td>0.03%</td>
<td>1.20%</td>
<td>18.31%</td>
</tr>
<tr>
<td>DROP</td>
<td>4.63%</td>
<td>7.01%</td>
<td>N/A</td>
<td>1.20%</td>
<td>12.84%</td>
</tr>
</tbody>
</table>

*Effective July 1, 2013*

**SB 1810 – PASSED**
Florida Retirement System...No changes.


SB 1392 by Sen. Simpson proposed reforms including:
- Increasing vesting from 8 – 10 years
- Making the default option the Investment Plan
Administration

Public Records Exemption for Names of Spouses and Children of Law Enforcement & Correctional Officers


PASSED.
Jails, Corrections, Re-Entry

Smart Justice Proposals – Failed.
*HB 7121 by Rep. Baxley and SB 1032 by Sen. Altman*

- DOC to assist Florida-born inmates in applying for identification and social security cards.
- Faith and character-based institutions
- Re-entry programming, including substance abuse and vocational training removed from the bill in committee
Thank you for a great session!
Questions???

Florida Sheriffs Association Office
(850) 877-2165

Sarrah Carroll
scarroll@flsheriffs.org

Tabitha McDonald
tmcdonald@flsheriffs.org