

CS/CS/HB 369 – Substance Abuse Services

This bill amends s. 397.4075, F.S., increasing the current first degree misdemeanor to an **unranked, 3rd degree felony** for the following (new language in bold):

“(1) Inaccurately disclose by false statement, misrepresentation, impersonation, or other fraudulent means, or fail to disclose, in any application for **licensure or** voluntary or paid employment, any fact which is material in making a determination as to the person's qualifications to be an owner, a director, a volunteer, or other personnel of a service provider;

(2) Operate or attempt to operate as a service provider with personnel who are in noncompliance with the minimum standards contained in this chapter; or

(3) Use or release any criminal or juvenile information obtained under this chapter for any purpose other than background checks of personnel for employment.”

Per FDLE, in FY 17-18, no offenders were arrested under s. 397.4075, F.S. It is not known how many additional offenders there will be with the inclusion of any application for licensure. In FY 17-18, the incarceration rate for an unranked, 3rd degree felony was 8.7%.

EDR RECOMMENDATION: Positive Insignificant