



26 | productive members of society. To this end, state agencies that  
27 | exercise regulatory authority are ~~in the best position to~~  
28 | ~~identify all restrictions on employment imposed by the agencies~~  
29 | ~~or by boards that regulate professions and occupations and are~~  
30 | obligated to protect the health, safety, and welfare of the  
31 | general public by ~~clearly setting forth those restrictions in~~  
32 | keeping with statutory standards and protections determined by  
33 | the agencies to be in the least restrictive manner.

34 |       (2) Beginning March 1, 2025, and annually thereafter, each  
35 | state agency, ~~including, but not limited to, those state~~  
36 | ~~agencies~~ responsible for issuing licenses, permits, or  
37 | certifications to pursue, practice, or engage in an occupation,  
38 | trade, vocation, profession, or business must post and maintain  
39 | publicly on its website ~~professional and occupational regulatory~~  
40 | ~~boards, shall ensure the appropriate restrictions necessary to~~  
41 | ~~protect the overall health, safety, and welfare of the general~~  
42 | ~~public are in place, and by December 31, 2011, and every 4 years~~  
43 | ~~thereafter, submit to the Governor, the President of the Senate,~~  
44 | ~~and the Speaker of the House of Representatives~~ a report that  
45 | includes all of the following:

46 |       (a) The total number of applications received by the state  
47 | agency in the previous calendar year for a license, permit, or  
48 | certification for which the applicant had a prior conviction, or  
49 | any other adjudication, for a crime ~~A list of all agency or~~  
50 | ~~board statutes or rules that disqualify from employment or~~

51 ~~licensure persons who have been convicted of a crime and have~~  
52 ~~completed any incarceration and restitution to which they have~~  
53 ~~been sentenced for such crime.~~

54 (b) Out of the number of applications received in  
55 paragraph (a), the number of times the state agency denied,  
56 withheld, or refused to grant an application because of the  
57 applicant's prior conviction, or any other adjudication, of a  
58 crime. The report must also specify the crimes for which each  
59 decision to deny, withhold, or refuse to grant an application  
60 for a license, permit, or certification was based A  
61 ~~determination of whether the disqualifying statutes or rules are~~  
62 ~~readily available to prospective employers and licensees.~~

63 (c) Out of the number of applications received in  
64 paragraph (a), the number of times the state agency granted an  
65 application in which the applicant had a prior conviction, or  
66 any other adjudication, of a crime. The report must also specify  
67 the crimes in such applications which were not used as a basis  
68 for denial ~~The identification and evaluation of alternatives to~~  
69 ~~the disqualifying statutes or rules which protect the health,~~  
70 ~~safety, and welfare of the general public without impeding the~~  
71 ~~gainful employment of ex-offenders.~~

72 (d) The information provided by the state agency under  
73 paragraphs (a), (b), and (c), broken down by the specific type  
74 of application submitted and the types of licenses, permits, or  
75 certifications sought, including if the applicant is a resident

76 of the state or an out-of-state resident.

77 (e) Any other information or data the state agency deems  
 78 relevant in fulfilling its purpose under this section.

79 (3) For purposes of this section, the term "conviction"  
 80 means a determination of guilt that is the result of a plea or  
 81 trial, regardless of whether adjudication is withheld.

82 Section 2. Subsection (15) of section 455.213, Florida  
 83 Statutes, is renumbered as subsection (16), and a new subsection  
 84 (15) is added to that section, to read:

85 455.213 General licensing provisions.—

86 (15) Each applicable board, or the department if there is  
 87 no board, may make a finding that an applicant for a license has  
 88 been rehabilitated after a conviction, or any other  
 89 adjudication, for a crime. Based on such finding, the board, or  
 90 the department if there is no board, may grant a license  
 91 regardless of an applicant's prior conviction, or any other  
 92 adjudication, for a crime. Such finding must be made based on  
 93 the following factors:

94 (a) The age of the person when he or she committed the  
 95 crime.

96 (b) The amount of time that has elapsed since the person  
 97 committed the crime.

98 (c) The circumstances surrounding and the nature of the  
 99 crime.

100 (d) If the person completed his or her criminal sentence

101 and, if so, the amount of time that has passed since such  
102 completion.

103 (e) If the person received a certificate of rehabilitation  
104 or good conduct.

105 (f) If the person completed or is an active participant in  
106 a rehabilitative drug or alcohol program.

107 (g) Any testimonials or recommendations, including  
108 progress reports from the person's probation or parole officer.

109 (h) Any education and training the person has received.

110 (i) The person's past employment history and his or her  
111 employment aspirations.

112 (j) The person's family responsibilities.

113 (k) If the occupation, trade, vocation, profession, or  
114 business for which the person seeks employment requires him or  
115 her to be bonded.

116 (l) Any other evidence of rehabilitation or information  
117 that the person submits to the board or department.

118  
119 For purposes of this subsection, the term "conviction" means a  
120 determination of guilt that is the result of a plea or trial,  
121 regardless of whether adjudication is withheld.

122 Section 3. This act shall take effect July 1, 2024.