

hbd-31

Bill No. CS/CS/HB 855, 1st Eng.

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

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Representative(s) Frankel offered the following:

Amendment (with title amendment)

On page 2, line 28, of the bill

insert:

Section 1. Subsection (4) is added to section 39.011, Florida Statutes, to read:

39.011 Immunity from liability.--

(4) RIGHTS OF CHILD PROTECTION AND CHILD WELFARE

WORKERS WHILE UNDER INVESTIGATION.--Whenever a child protection worker or child welfare worker is under investigation for any reason which could lead to disciplinary action, demotion, or dismissal, resulting from alleged wrongdoing in a child abuse, abandonment, or neglect case, such investigation shall be conducted under the following conditions:

(a) The child protection worker or child welfare worker shall be informed of the nature of the investigation.

(b) The child protection worker or child welfare worker shall not be threatened with transfer, dismissal, or

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1 disciplinary action and shall be reassigned to another
2 nonsensitive position with pay pending the outcome of the
3 investigation.

4 (c) At the request of any child protection worker or
5 child welfare worker under investigation, he or she shall have
6 the right to be represented by counsel or any other
7 representative of his or her choice, who shall be present at
8 all times during the investigation whenever the investigation
9 relates to the worker's continued fitness for public service.

10 (d) If the child protection worker or child welfare
11 worker under investigation is under arrest, or is likely to be
12 placed under arrest as a result of the investigation, he or
13 she shall be completely informed of all his or her rights
14 prior to the commencement of the investigation.

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

18 And the title is amended as follows:

19 On page 1, line 2

20

21 after the semicolon insert:

22 amending s. 39.011, F.S.; providing for rights
23 for child protection workers or child welfare
24 workers when under investigation in a child
25 abuse, abandonment, or neglect case;

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