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A bill to be entitled
 An act relating to mutual aid agreements; amending s.
 23.1225, F.S.; revising the types of agreements that
 constitute mutual aid agreements for purposes of pt. I of
 ch. 23, F.S., the "Florida Mutual Aid Act"; defining "law
 enforcement agency" for purposes of the act; revising the
 persons or entities authorized to enter into a mutual aid
 agreement; revising provisions, to conform; providing an
 effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 23.1225, Florida Statutes, is amended
 to read:

23.1225 Mutual aid agreements.--

(1) The term "mutual aid agreement," as used in this part,
 refers to one of the following types of agreement:

(a) A voluntary cooperation written agreement between two
 or more law enforcement agencies that, ~~or between one or more~~
~~law enforcement agencies and either a school board that employs~~
~~school safety officers or a state university that employs or~~
~~appoints university police officers in accordance with s.~~
~~1012.97, which agreement~~ permits voluntary cooperation and
 assistance of a routine law enforcement nature across
 jurisdictional lines. The agreement must specify the nature of
 the law enforcement assistance to be rendered, the agency ~~or~~
~~entity~~ that shall bear any liability arising from acts
 undertaken under the agreement, the procedures for requesting
 and for authorizing assistance, the agency ~~or entity~~ that has
 command and supervisory responsibility, a time limit for the



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31 agreement, the amount of any compensation or reimbursement to
32 the assisting agency ~~or entity~~, and any other terms and
33 conditions necessary to give it effect. Examples of law
34 enforcement activities that may be addressed in a voluntary
35 cooperation written agreement include, but are not limited to,
36 establishing a joint city-county task force on narcotics
37 smuggling, authorizing school safety officers to enforce laws in
38 an area within 1,000 feet of a school or school board property,
39 or establishing a joint city-county traffic enforcement task
40 force.

41 (b) A requested operational assistance written agreement
42 between two or more law enforcement agencies that, ~~or between~~
43 ~~one or more law enforcement agencies and either a school board~~
44 ~~that employs school safety officers or a state university that~~
45 ~~employs or appoints university police officers in accordance~~
46 ~~with s. 1012.97, which agreement is for the rendering of~~
47 assistance in a law enforcement emergency. The agreement must
48 specify the nature of the law enforcement assistance to be
49 rendered, the agency ~~or entity~~ that shall bear any liability
50 arising from acts undertaken under the agreement, the procedures
51 for requesting and for authorizing assistance, the agency ~~or~~
52 ~~entity~~ that has command and supervisory responsibility, a time
53 limit for the agreement, the amount of any compensation or
54 reimbursement to the assisting agency ~~or entity~~, and any other
55 terms and conditions necessary to give it effect. An example of
56 the use of a requested operational assistance written agreement
57 is to meet a request for assistance due to a civil disturbance
58 or other emergency as defined in s. 252.34.

59 (c) A combination of the agreements described in
60 paragraphs (a) and (b).



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61 (2) For the purposes of this section, "law enforcement
62 agency" means any agency, unit of government, or municipality,
63 or the state or any political subdivision or agency thereof,
64 that has constitutional or statutory authority to employ or
65 appoint persons as law enforcement officers as defined in s.
66 943.10(1).

67 (3)~~(2)~~ A mutual aid agreement may allow for discretion by
68 the parties as to when, whether, and to what extent assistance
69 will be available.

70 (4)~~(3)~~ A mutual aid agreement may be entered into by a law
71 enforcement agency upon written agreement by the chief executive
72 officer of such agency having authority to bind the agency;

73 ~~(a) A sheriff;~~

74 ~~(b) A mayor or chief executive officer of a municipality~~
75 ~~or county on behalf of a law enforcement agency, if authorized~~
76 ~~by the governing body of the municipality or county;~~

77 ~~(c) A school board that employs school safety officers; or~~

78 ~~(d) A state university that employs or appoints university~~
79 ~~police officers in accordance with s. 1012.97.~~

80 (5)~~(4)~~ A copy of a mutual aid agreement must be filed with
81 the Department of Law Enforcement within 14 days after it is
82 signed.

83 (6)~~(5)~~ In the event of a disaster or emergency such that a
84 state of emergency is declared by the Governor pursuant to
85 chapter 252, the requirement that a requested operational
86 assistance agreement be a written agreement for rendering of
87 assistance in a law enforcement emergency may be waived by the
88 participating agencies for a period of up to 90 days from the
89 declaration of the disaster.



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90 (a) When a law enforcement agency, ~~a school board~~
91 ~~employing school safety officers, or a state university~~
92 ~~employing or appointing university police officers in accordance~~
93 ~~with s. 1012.97~~ lends assistance pursuant to this subsection,
94 all powers, privileges, and immunities listed in s. 23.127,
95 except with regard to interstate mutual aid agreements, apply to
96 the agency ~~or entity~~, provided that the law enforcement, ~~school~~
97 ~~board, or university~~ employees rendering services are being
98 requested and coordinated by the affected local law enforcement
99 executive in charge of law enforcement operations.

100 (b) A listing of such agencies ~~or entities~~ and the
101 officers and employees of such agencies ~~or entities~~ rendering
102 assistance pursuant to this subsection must be maintained by the
103 agency ~~or entity~~ requesting such assistance and filed at the end
104 of the 90-day period with the Florida Department of Law
105 Enforcement.

106 Section 2. This act shall take effect upon becoming a law.