

CHAMBER ACTION

1 The Committee on Public Safety & Crime Prevention recommends the  
2 following:

3  
4 **Committee Substitute**

5 Remove the entire bill and insert:

6 A bill to be entitled

7 An act relating to the interview and interrogation of law  
8 enforcement officers and correctional officers; amending  
9 s. 112.532, F.S.; requiring that all identifiable  
10 witnesses to a complaint against a law enforcement officer  
11 or correctional officer be interviewed, whenever possible,  
12 prior to the investigative interview of the accused  
13 officer; providing an effective date.

14  
15 Be It Enacted by the Legislature of the State of Florida:

16  
17 Section 1. Paragraph (d) of subsection (1) of section  
18 112.532, Florida Statutes, is amended to read:

19 112.532 Law enforcement officers' and correctional  
20 officers' rights.--All law enforcement officers and correctional  
21 officers employed by or appointed to a law enforcement agency or  
22 a correctional agency shall have the following rights and  
23 privileges:

HB 431

2004  
CS

24 (1) RIGHTS OF LAW ENFORCEMENT OFFICERS AND CORRECTIONAL  
25 OFFICERS WHILE UNDER INVESTIGATION.--Whenever a law enforcement  
26 officer or correctional officer is under investigation and  
27 subject to interrogation by members of his or her agency for any  
28 reason which could lead to disciplinary action, demotion, or  
29 dismissal, such interrogation shall be conducted under the  
30 following conditions:

31 (d) The law enforcement officer or correctional officer  
32 under investigation shall be informed of the nature of the  
33 investigation prior to any interrogation, and he or she shall be  
34 informed of the names ~~name~~ of all complainants. All identifiable  
35 witnesses shall be interviewed, whenever possible, prior to the  
36 beginning of the investigative interview of the accused officer.  
37 The complaint and all witness statements shall be provided to  
38 the officer who is the subject of the complaint prior to the  
39 beginning of any investigative interview.

40 Section 2. This act shall take effect July 1, 2004.