

By Senator Fasano

11-301-05

1                                   A bill to be entitled  
2           An act relating to law enforcement officers;  
3           amending s. 112.532, F.S.; requiring that all  
4           identifiable witnesses be interviewed, whenever  
5           possible, before beginning the investigative  
6           interview of the accused law enforcement  
7           officer; requiring that the complaint and all  
8           witness statements be given to the law  
9           enforcement officer before beginning an  
10          investigative interview; providing an effective  
11          date.

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

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

17           112.532 Law enforcement officers' and correctional  
18 officers' rights.--All law enforcement officers and  
19 correctional officers employed by or appointed to a law  
20 enforcement agency or a correctional agency shall have the  
21 following rights and privileges:

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

29           (d) The law enforcement officer or correctional  
30 officer under investigation shall be informed of the nature of  
31 the investigation before ~~prior to~~ any interrogation, and he or

1 she shall be informed of the names ~~name~~ of all complainants.  
2 All identifiable witnesses shall be interviewed, whenever  
3 possible, before the beginning of the investigative interview  
4 of the accused officer. The complaint and all witness  
5 statements must be given to the officer who is the subject of  
6 the complaint before the beginning of any investigative  
7 interview.

8 Section 2. This act shall take effect July 1, 2005.

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11 SENATE SUMMARY

12 Requires that all identifiable witnesses be interviewed,  
13 whenever possible, before beginning the investigative  
14 interview of the accused law enforcement officer.  
15 Requires that the complaint and all witness statements be  
16 given to the law enforcement officer before beginning an  
17 investigative interview.  
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