

1                   A bill to be entitled  
 2           An act relating to law enforcement officers and  
 3           correctional officers; amending s. 112.534, F.S.;  
 4           providing for sanctions for violation of officers' rights  
 5           in disciplinary proceedings; providing for rulemaking;  
 6           providing an effective date.

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

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 10           Section 1. Subsection (1) of section 112.534, Florida  
 11   Statutes, is amended to read:

12           112.534 Failure to comply; official misconduct.--

13           (1) If any law enforcement agency or correctional agency  
 14   fails to comply with the requirements of this part, in addition  
 15   to the civil action provided in s. 112.532(3), a law enforcement  
 16   officer or correctional officer employed by or appointed to such  
 17   agency:

18           (a) Who is personally injured by such failure to comply  
 19   may apply directly to the circuit court of the county wherein  
 20   such agency is headquartered and permanently resides for an  
 21   injunction to restrain and enjoin such violation of the  
 22   provisions of this part and to compel the performance of the  
 23   duties imposed by this part.

24           (b) Whose rights under this part are violated may apply  
 25   directly to the Criminal Justice Standards and Training  
 26   Commission for an order imposing a fine not to exceed \$10,000  
 27   for each violation of any provision of this part. A fine may be  
 28   levied against the person committing the violation, that

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29 person's employing or appointing agency, or both. A second or  
30 subsequent violation may lead to disciplinary action up to and  
31 including revocation of the violator's certification. The  
32 Criminal Justice Standards and Training Commission may adopt  
33 rules under ss. 120.536(1) and 120.54 for the implementation of  
34 this paragraph.

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