



242968

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/13/2010	.	
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The Committee on Judiciary (Gelber) recommended the following:

Senate Amendment (with title amendment)

Between lines 228 and 229
insert:

(c) Without affecting any other remedies an employee may have, the Department of Corrections is liable to an employee for damages sustained by the employee if the department knows or reasonably should know through the existing departmental disciplinary reporting system that the employee has been the victim of an intentional act described in paragraph (a) and the department negligently or intentionally fails to fully investigate the incident within a reasonable period of time



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14 under all the circumstances and, if reasonably justified, refer
15 the matter to the appropriate law enforcement agency for a
16 criminal investigation against the detainee who committed the
17 act.

18

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

20 And the title is amended as follows:

21

22 Delete line 17

23 and insert:

24

25 criminal penalties; providing that the Department of
26 Corrections is liable to an employee for damages
27 sustained by the employee if the department knows or
28 reasonably should know that the employee has been the
29 victim of a specified act committed by a detainee of
30 the facility and the department negligently or
31 intentionally fails to fully investigate the incident
32 within a reasonable time and, if justified, refer the
33 matter to the appropriate law enforcement agency for a
34 criminal investigation against the detainee who
35 committed the act; amending s. 907.043, F.S.;