

By Senator Bullard

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1 A bill to be entitled
2 An act relating to the use of deadly force; creating
3 s. 943.0322, F.S.; requiring the Department of Law
4 Enforcement to establish a database on the use of
5 deadly force; requiring the database to include
6 specified information; requiring the department to
7 create a form for reporting information for inclusion
8 in the database; requiring the department to maintain
9 the data collected for a certain amount of time;
10 requiring law enforcement officers employed by the
11 department and local law enforcement agencies and
12 correctional officers employed by the Department of
13 Corrections to complete the form after an event in
14 which deadly force was used by that officer; requiring
15 the form to be submitted to the department within a
16 specified amount of time; providing an effective date.

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

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20 Section 1. Section 943.0322, Florida Statutes, is created
21 to read:

22 943.0322 Use of deadly force; database.—

23 (1) The department shall establish a database and collect
24 and compile data on all incidents in this state which result in
25 death and which involve the use of deadly force by law
26 enforcement officers employed by the department and local law
27 enforcement agencies and correctional officers employed by the
28 Department of Corrections.

29 (2) The database must include all of the following

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30 information regarding the individual on whom deadly force was
31 used:

32 (a) Race or ethnicity.

33 (b) Gender.

34 (c) Age.

35 (d) Actual or perceived religious affiliation, if any.

36 (e) Date, time, and location of the use of force event.

37 (f) Description of the alleged criminal activity of the
38 person who was the target of the use of force.

39 (g) Description of the nature of the deadly force used,
40 including, but not limited to, the type of physical force or
41 weapon used in the incident.

42 (h) A sworn statement by the law enforcement officer or
43 correctional officer explaining why deadly force was used.

44 (i) A sworn statement by the law enforcement officer or
45 correctional officer describing any nonlethal efforts or
46 techniques that were used to apprehend or subdue the person who
47 was the target of the deadly force before deadly force was used.

48 (j) A sworn statement regarding the guidelines for the use
49 of deadly force which were in place at the time of the deadly
50 force event, or a link to those guidelines on the agency's or
51 department's website.

52 (3) The department shall:

53 (a) Create a form for use in the submission of data
54 collected for the database.

55 (b) Maintain the data collected for at least 10 years after
56 the date of the event.

57 (4) A law enforcement officer employed by the department or
58 a local law enforcement agency or a correctional officer

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59 employed by the Department of Corrections shall, after any event
60 in which he or she uses deadly force, complete the form required
61 under subsection (3) and his or her employer shall submit the
62 form to the department within 10 business days after the date of
63 the deadly force event.

64 Section 2. This act shall take effect July 1, 2015.