

By Senator Bracy

11-01196-17

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1 A bill to be entitled
2 An act relating to use of deadly force; creating s.
3 943.087, F.S.; requiring a law enforcement agency to
4 collect and report certain information regarding the
5 use of deadly force to the Department of Law
6 Enforcement; specifying information to be collected
7 and reported; requiring the department to develop and
8 provide a standardized reporting form and to provide
9 for electronic submission of such information;
10 requiring the department, in consultation with
11 specified associations, to develop and maintain a
12 database for the retention of such information;
13 specifying a minimum retention period for such
14 information; providing an effective date.

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

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18 Section 1. Section 943.087, Florida Statutes, is created to
19 read:

20 943.087 Information on use of deadly force by law
21 enforcement officer.-

22 (1) For an incident in which deadly force was used by a law
23 enforcement officer, as defined in s. 943.10, resulting in
24 serious injury or death, the law enforcement agency that employs
25 such officer shall collect and report all of the following
26 information to the department within 15 days after the end of
27 the calendar quarter in which the incident occurred:

28 (a) Characteristics of the person on whom deadly force was
29 used, including, but not limited to:

11-01196-17

20171190__

30 1. Race or ethnicity.

31 2. Gender.

32 3. Age.

33 4. Actual or perceived religious affiliation, if any.

34 5. The date, time, and location of such use of deadly
35 force.

36 (b) A description of the alleged criminal activity engaged
37 in by the person against whom deadly force was used.

38 (c) The nature of deadly force used.

39 (d) Any explanation from the law enforcement agency as to
40 why deadly force was used.

41 (e) A copy of the law enforcement agency's guidelines for
42 the use of deadly force in effect at the time of the incident,
43 unless a copy has previously been submitted, which shall be so
44 stated.

45 (f) A description of nonlethal efforts or techniques that
46 were used to apprehend or subdue the person against whom deadly
47 force was used before the use of deadly force.

48
49 For all incidents previously reported under this subsection, the
50 law enforcement agency shall submit to the department on a
51 quarterly basis any updated information on the filing and
52 outcome of any legal actions arising out of the incident,
53 including information on settlements, trials, and the final
54 disposition of such actions.

55 (2) The department shall develop and make available to law
56 enforcement agencies a standardized form for the reporting of
57 information collected under subsection (1) and shall also
58 provide for the electronic submission of such information.

11-01196-17

20171190__

59 (3) The department shall retain the information collected
60 under subsection (1) for at least 10 years in a database that
61 shall be developed and maintained by the department in
62 consultation with the Florida Sheriffs Association and the
63 Florida Police Chiefs Association.

64 Section 2. This act shall take effect July 1, 2017.