



507994

LEGISLATIVE ACTION

Senate

.
. .
. .
. .
. .

House

The Committee on Appropriations (Hooper) recommended the following:

Senate Amendment (with title amendment)

Between lines 81 and 82

insert:

Section 3. Paragraph (b) of subsection (1) of section 112.533, Florida Statutes, is amended to read:

112.533 Receipt and processing of complaints.—

(1)

(b)1. Any political subdivision that initiates or receives a complaint against a law enforcement officer or correctional



507994

11 officer must within 5 business days forward the complaint to the
12 employing agency of the officer who is the subject of the
13 complaint for review or investigation.

14 2. For purposes of this paragraph, the term "political
15 subdivision" means a separate agency or unit of local government
16 created or established by law or ordinance and the officers
17 thereof and includes, but is not limited to, an authority,
18 board, branch, bureau, city, commission, consolidated
19 government, county, department, district, institution,
20 metropolitan government, municipality, office, officer, public
21 corporation, town, or village.

22
23 Notwithstanding the rights and privileges provided under this
24 part or any provisions provided in a collective bargaining
25 agreement, the agency head or the agency head's designee may
26 request a sworn or certified investigator from a separate law
27 enforcement or correctional agency to conduct the investigation
28 when a conflict is identified with having an investigator
29 conduct the investigation of an officer of the same employing
30 agency; the employing agency does not have an investigator
31 trained to conduct such investigations; or the agency's
32 investigator is the subject of, or a witness in, the
33 investigation and such agency is composed of any combination of
34 35 or fewer law enforcement officers or correctional officers.
35 The employing agency must document the identified conflict. Upon
36 completion of the investigation, the investigator shall present
37 the findings without any disciplinary recommendation to the
38 employing agency.

39



507994

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

41 And the title is amended as follows:

42 Between lines 7 and 8

43 insert:

44 amending s. 112.533, F.S.; authorizing law enforcement
45 and correctional agencies to request a separate agency
46 to conduct an investigation of a complaint under
47 certain circumstances; specifying requirements for
48 such investigations;