A bill to be entitled
An act relating to a statewide police misconduct
registry; creating s. 943.6872, F.S.; defining the
term “discriminatory profiling”; requiring the
Department of Law Enforcement to establish by a
certain date and maintain a statewide police
misconduct registry; specifying information that the
registry must contain on all state and local law
enforcement officers; requiring the head of each state
and local law enforcement agency to periodically
submit specified information to the department
beginning on a specified date; requiring the
department to publish the information on its website
by a specified date; providing an effective date.

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

Section 1. Section 943.6872, Florida Statutes, is created
to read:

943.6872 Statewide police misconduct registry.—
(1) As used in this section, the term “discriminatory
profiling” means the practice of a law enforcement officer or a
law enforcement agency relying, to any degree, on actual or
perceived race, ethnicity, national origin, religion, gender,
gender identity, or sexual orientation in selecting which
individual to subject to a routine or spontaneous investigatory
procedure or in deciding upon the scope and substance of law
enforcement activity following the initial investigatory
procedure, except when there is reliable information relevant to
the locality and timeframe which links a person having such actual or perceived characteristic to an identified criminal incident or scheme.

(2) The department shall establish by June 30, 2022, and maintain a statewide police misconduct registry.

(3) The registry shall contain all of the following information with respect to all state and local law enforcement officers:

(a) Each complaint filed against a law enforcement officer, aggregated by all of the following and disaggregated by whether the complaint involved a use of force or discriminatory profiling:

1. Complaints that were found to be credible or that resulted in disciplinary action against the law enforcement officer; and
2. Complaints for which the law enforcement officer was exonerated or which were determined to be unfounded or not sustained.

(b) Disciplinary records, disaggregated by whether the complaint involved a use of force or discriminatory profiling.

(c) Termination records and the reason for each termination, disaggregated by whether a complaint involved a use of force or discriminatory profiling.

(d) Records of lawsuits against law enforcement officers and settlements of such lawsuits.

(e) Instances in which a law enforcement officer resigned or retired while under active investigation related to a use of force.

(4) Beginning January 2, 2023, and every 3 months
thereafter:

(a) The head of each state and local law enforcement agency, including the executive director of the department, shall submit to the department for inclusion in the registry the information described in subsection (3); and

(b) The department shall publish the information on its website in a modern, open, electronic format which is machine-readable and readily accessible by the public. The published data must be searchable by data elements.

Section 2. This act shall take effect July 1, 2021.