

1 A bill to be entitled
 2 An act relating to the Persons with Disabilities
 3 Registry; providing a short title; creating s. 402.88,
 4 F.S.; authorizing local law enforcement agencies to
 5 develop and maintain a database to be known as
 6 "Persons with Disabilities Registry"; providing for
 7 enrollment in and removal from the registry;
 8 specifying information the registry may include;
 9 authorizing local law enforcement agencies to provide
 10 access to the registry and relevant information from
 11 the registry to law enforcement officers under certain
 12 circumstances; providing an effective date.

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

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 16 Section 1. This act may be cited as the "Protect Our Loved
 17 Ones Act."

18 Section 2. Section 402.88, Florida Statutes, is created to
 19 read:

20 402.88 Persons with Disabilities Registry.—

21 (1) (a) A local law enforcement agency may develop and
 22 maintain a database, to be known as a "Persons with Disabilities
 23 Registry," listing persons who have developmental,
 24 psychological, or other disabilities or conditions that may be
 25 relevant to their interactions with law enforcement officers.

26 Persons with any type of confirmed developmental, psychological,
27 or other disability or condition, including, but not limited to,
28 autism spectrum disorder, Alzheimer's disease or a dementia-
29 related disorder, or Down syndrome, may be enrolled in a
30 registry.

31 (b) An adult with a disability or condition may enroll
32 himself or herself in a registry. If a person with a disability
33 has been declared incapacitated under chapter 744, a parent or
34 legal guardian of the person may enroll him or her in a
35 registry. An incapacitated adult enrolled by another person must
36 be notified of that enrollment by the local law enforcement
37 agency in writing at his or her address of record within 5
38 business days after enrollment in a registry.

39 (c) A minor with a disability or condition may be enrolled
40 in a registry by his or her parent or legal guardian. A minor
41 who was enrolled by another person must be notified by the local
42 law enforcement agency in writing of that enrollment at his or
43 her address of record within 5 business days after he or she
44 reaches 18 years of age.

45 (d) At the time of registration, proof of eligibility for
46 enrollment in a registry must be submitted to the local law
47 enforcement agency. The local law enforcement agency may accept
48 any of the following documents for proof of eligibility:

49 1. Certification of the disability or condition from a:
50 a. Physician or physician assistant licensed under chapter

51 458 or chapter 459 or an advanced practice registered nurse
52 licensed under chapter 464; or

53 b. Psychologist licensed under chapter 490, a mental
54 health counselor licensed under chapter 491, or a psychiatrist
55 as defined in s. 394.455, if the registration is based on
56 psychological conditions.

57 2. Documentation of the legal authority for a parent or
58 legal guardian to enroll a child or ward, including, but not
59 limited to, proof of parentage or guardianship, through:

60 a. A birth certificate as described in s. 382.013;

61 b. A power of attorney, as defined in s. 709.2102;

62 c. A court order establishing parental rights or
63 guardianship; or

64 d. Letters of guardianship as described in s. 744.345.

65 (e) A registration is valid until the person is removed
66 from the registry. A minor or an incapacitated adult may be
67 removed from a registry by the minor's parent or legal guardian
68 or the adult's legal guardian, respectively. A competent person
69 who has reached 18 years of age may also choose to have his or
70 her name removed from a registry. Upon a valid verbal or written
71 request for removal of a person from a registry, the local law
72 enforcement agency must remove the person's information from the
73 registry within 5 business days after the request is made.

74 (2) A registry may include, but need not be limited to,
75 any of the following information:

76 (a) The listed person's name, contact information,
77 personal identifying information, and disability or condition
78 that may be relevant to interactions with law enforcement
79 officers.

80 (b) If a person did not enroll himself or herself, the
81 name, contact information, and personal identifying information
82 of the person who enrolled the listed person in the registry.

83 (c) Any additional information provided by the enrollee or
84 the person who enrolled the listed person in the registry,
85 including the certification of the disability or condition.

86 (3) A local law enforcement agency may provide relevant
87 information from a registry to a law enforcement officer engaged
88 in his or her official duties.

89 Section 3. This act shall take effect January 1, 2024.