

Amendment No.

CHAMBER ACTION

SenateHouse

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Representative Gottlieb offered the following:

Amendment (with directory and title amendments)

Remove lines 98-112 and insert:

(9) CONSTRUCTION.—This section does not prevent a person from filing an anonymous complaint. However, a complaint that remains anonymous may not be used as grounds for discipline or adverse action against a law enforcement or correctional officer.

Section 2. Paragraph (a) of subsection (4) of section 112.533, Florida Statutes, is amended to read:

112.533 Receipt and processing of complaints.—

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(4) (a) Every law enforcement agency and correctional agency shall establish and put into operation a system for the receipt, investigation, and determination of complaints received by such agency from any person, which must be the procedure for investigating a complaint against a law enforcement or correctional officer and for determining whether to proceed with disciplinary action or to file disciplinary charges, notwithstanding any other law or ordinance to the contrary. A complaint may be submitted anonymously. However, such complaint may not be investigated unless it is facially valid, meaning that if the allegations in the complaint are taken as true, the complaint would constitute grounds for discipline. A complaint that is not facially valid may not become a part of a law enforcement or correctional officer's record. Before a complaint against a law enforcement or correctional officer is investigated, the complaint must be made in writing and be signed under oath pursuant to s. 92.525(2) by the person filing the complaint or by another person who has knowledge of the facts. A complainant who makes a false complaint is subject to the penalties in s. 92.525(3).

D I R E C T O R Y A M E N D M E N T

Remove line 28 and insert:

subsections (8) and (9) are added to that section, to read:

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

Remove lines 17-20 and insert:
other commendation; providing construction; amending
s. 112.533, F.S.; providing that a complaint may be
filed anonymously but may not be investigated unless
such complaint is facially valid; prohibiting a
complaint that is not facially valid from becoming
part of a law enforcement or correctional officer's
record; requiring a complaint against a law
enforcement officer or correctional officer to be in
writing and signed under oath by the person filing the
complaint or another person who has knowledge of the
facts before a complaint is investigated;

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