

1 A bill to be entitled
2 An act relating to complaints against law enforcement
3 and correctional officers; amending s. 112.532, F.S.;
4 requiring a copy of a complaint, signed by the
5 complainant under oath, to be provided to law
6 enforcement officers and correctional officers who are
7 under investigation; providing an exception;
8 prohibiting certain personnel action from being taken
9 against a law enforcement officer or correctional
10 officer unless such officer receives a copy of the
11 complaint signed by the complainant under oath;
12 prohibiting the existence of certain investigations
13 from affecting an officer's ability to receive a
14 promotion, raise, or other commendation; amending s.
15 112.533, F.S.; requiring a complaint against a law
16 enforcement officer or correctional officer to be in
17 writing and signed under oath by the person filing the
18 complaint; providing an exception; providing penalties
19 for making a false complaint; providing an effective
20 date.

21
22 Be It Enacted by the Legislature of the State of Florida:

23
24 **Section 1. Paragraph (d) of subsection (1) and subsection**
25 **(4) of section 112.532, Florida Statutes, are amended, and**

26 **subsection (8) is added to that section, to read:**

27 112.532 Law enforcement officers' and correctional
28 officers' rights.—All law enforcement officers and correctional
29 officers employed by or appointed to a law enforcement agency or
30 a correctional agency shall have the following rights and
31 privileges:

32 (1) RIGHTS OF LAW ENFORCEMENT OFFICERS AND CORRECTIONAL
33 OFFICERS WHILE UNDER INVESTIGATION.—Whenever a law enforcement
34 officer or correctional officer is under investigation and
35 subject to interrogation by members of his or her agency for any
36 reason that could lead to disciplinary action, suspension,
37 demotion, or dismissal, the interrogation must be conducted
38 under the following conditions:

39 (d) The law enforcement officer or correctional officer
40 under investigation must be informed of the nature of the
41 investigation and the names of all complainants and also be
42 provided a copy of the complaint signed by the complainant under
43 oath, unless the complaint is accompanied with corroborating
44 evidence, before any interrogation begins, ~~and he or she must be~~
45 ~~informed of the names of all complainants.~~ All identifiable
46 witnesses shall be interviewed, whenever possible, prior to the
47 beginning of the investigative interview of the accused officer.
48 The complaint, all witness statements, including all other
49 existing subject officer statements, and all other existing
50 evidence, including, but not limited to, incident reports, GPS

51 locator information, and audio or video recordings relating to
52 the incident under investigation, must be provided to each
53 officer who is the subject of the complaint before the beginning
54 of any investigative interview of that officer. An officer,
55 after being informed of the right to review witness statements,
56 may voluntarily waive the provisions of this paragraph and
57 provide a voluntary statement at any time.

58 (4) NOTICE OF DISCIPLINARY ACTION; COPY OF AND OPPORTUNITY
59 TO ADDRESS CONTENTS OF INVESTIGATIVE FILE; CONFIDENTIALITY.—

60 (a) A dismissal, demotion, transfer, reassignment, or
61 other personnel action that might result in loss of pay or
62 benefits or that might otherwise be considered a punitive
63 measure may not be taken against any law enforcement officer or
64 correctional officer unless the law enforcement officer or
65 correctional officer is notified of the action and the reason or
66 reasons for the action and he or she is provided a copy of the
67 complaint signed by the complainant under oath before the
68 effective date of the action.

69 (b) Notwithstanding s. 112.533(5), whenever a law
70 enforcement officer or correctional officer is subject to
71 disciplinary action consisting of suspension with loss of pay,
72 demotion, or dismissal, the officer or the officer's
73 representative must, ~~upon request,~~ be provided with a complete
74 copy of the investigative file, including the complaint signed
75 by the complainant under oath, the final investigative report

76 and all evidence, and with the opportunity to address the
77 findings in the report with the employing law enforcement agency
78 before imposing disciplinary action consisting of suspension
79 with loss of pay, demotion, or dismissal. The contents of the
80 complaint and investigation must remain confidential until such
81 time as the employing law enforcement agency makes a final
82 determination whether to issue a notice of disciplinary action
83 consisting of suspension with loss of pay, demotion, or
84 dismissal. This paragraph does not provide law enforcement
85 officers with a property interest or expectancy of continued
86 employment, employment, or appointment as a law enforcement
87 officer.

88 (8) RIGHTS OF LAW ENFORCEMENT OFFICERS AND CORRECTIONAL
89 OFFICERS AFTER AN INVESTIGATION.—The investigative file of an
90 investigation of a law enforcement or correctional officer which
91 does not result in any disciplinary action to the officer may
92 not affect the ability of such officer to receive a promotion,
93 raise, or other commendation.

94 **Section 2. Paragraph (a) of subsection (4) of section**
95 **112.533, Florida Statutes, is amended to read:**

96 112.533 Receipt and processing of complaints.—

97 (4) (a) Every law enforcement agency and correctional
98 agency shall establish and put into operation a system for the
99 receipt, investigation, and determination of complaints received
100 by such agency from any person, which must be the procedure for

101 investigating a complaint against a law enforcement or
102 correctional officer and for determining whether to proceed with
103 disciplinary action or to file disciplinary charges,
104 notwithstanding any other law or ordinance to the contrary. A
105 complaint against a law enforcement or correctional officer must
106 be in writing and be signed under oath pursuant to s. 92.525(2)
107 by the person filing the complaint unless the complaint is
108 accompanied with corroborating evidence. A complainant who makes
109 a false complaint is subject to the penalties in s. 92.525(3).

110 When law enforcement or correctional agency personnel assigned
111 the responsibility of investigating the complaint prepare an
112 investigative report or summary, regardless of form, the person
113 preparing the report shall, at the time the report is completed:

114 1. Verify pursuant to s. 92.525 that the contents of the
115 report are true and accurate based upon the person's personal
116 knowledge, information, and belief.

117 2. Include the following statement, sworn and subscribed
118 to pursuant to s. 92.525:

119 "I, the undersigned, do hereby swear, under penalty of perjury,
120 that, to the best of my personal knowledge, information, and
121 belief, I have not knowingly or willfully deprived, or allowed
122 another to deprive, the subject of the investigation of any of
123 the rights contained in ss. 112.532 and 112.533, Florida
124 Statutes."
125

126 The requirements of subparagraphs 1. and 2. must be completed
127 before the determination as to whether to proceed with
128 disciplinary action or to file disciplinary charges. This
129 subsection does not preclude the Criminal Justice Standards and
130 Training Commission from exercising its authority under chapter
131 943.

132 **Section 3.** This act shall take effect July 1, 2026.