

1 A bill to be entitled
2 An act relating to code inspector body cameras;
3 creating s. 162.41, F.S.; providing definitions;
4 requiring a governmental entity that authorizes its
5 code inspectors to use body cameras to establish
6 certain policies and procedures; establishing certain
7 requirements for such governmental entities; amending
8 s. 934.03, F.S.; conforming a cross-reference;
9 prohibiting code inspectors or persons acting under
10 the direction of a special magistrate or code
11 enforcement board from intercepting certain
12 communications under certain circumstances; amending
13 s. 934.09, F.S.; conforming a cross-reference;
14 providing an effective date.

15
16 Be It Enacted by the Legislature of the State of Florida:

17
18 **Section 1. Section 162.41, Florida Statutes, is created to**
19 **read:**

20 162.41 Code inspector body cameras; policies and
21 procedures.—

22 (1) As used in this section, the term:

23 (a) "Body camera" means a portable electronic recording
24 device that is worn on a code inspector's person and that
25 records audio and video data of the code inspector's encounters

26 and activities.

27 (b) "Code inspector" has the same meaning as provided in
28 s. 162.04(2).

29 (2) A governmental entity that authorizes its code
30 inspectors to use body cameras must establish policies and
31 procedures addressing the proper use, maintenance, and storage
32 of body cameras and the data recorded by body cameras. The
33 policies and procedures must include:

34 (a) Any limitations on code inspectors who are allowed to
35 use body cameras.

36 (b) Any limitations on code enforcement-related encounters
37 and activities in which code inspectors are allowed to use body
38 cameras.

39 (c) General guidelines for the proper storage, retention,
40 and release of audio and video data recorded by body cameras.

41 (3) A governmental entity that authorizes its code
42 inspectors to use body cameras shall:

43 (a) Ensure that all code inspectors who use, maintain, or
44 store body cameras are trained in the governmental entity's body
45 camera policies and procedures.

46 (b) Retain audio and video data recorded by body cameras
47 in accordance with the requirements of s. 119.021, except as
48 otherwise provided by law.

49 (c) Perform a periodic review of actual body camera
50 practices to ensure conformity with the governmental entity's

51 body camera policies and procedures.

52 **Section 2. Subsection (4) of section 934.03, Florida**
53 **Statutes, is renumbered as subsection (5), subsection (1) is**
54 **amended, and subsection (4) is added to that section, to read:**

55 934.03 Interception and disclosure of wire, oral, or
56 electronic communications prohibited.—

57 (1) Except as otherwise specifically provided in this
58 chapter, any person who:

59 (a) Intentionally intercepts, endeavors to intercept, or
60 procures any other person to intercept or endeavor to intercept
61 any wire, oral, or electronic communication;

62 (b) Intentionally uses, endeavors to use, or procures any
63 other person to use or endeavor to use any electronic,
64 mechanical, or other device to intercept any oral communication
65 when:

66 1. Such device is affixed to, or otherwise transmits a
67 signal through, a wire, cable, or other like connection used in
68 wire communication; or

69 2. Such device transmits communications by radio or
70 interferes with the transmission of such communication;

71 (c) Intentionally discloses, or endeavors to disclose, to
72 any other person the contents of any wire, oral, or electronic
73 communication, knowing or having reason to know that the
74 information was obtained through the interception of a wire,
75 oral, or electronic communication in violation of this

76 subsection;

77 (d) Intentionally uses, or endeavors to use, the contents
78 of any wire, oral, or electronic communication, knowing or
79 having reason to know that the information was obtained through
80 the interception of a wire, oral, or electronic communication in
81 violation of this subsection; or

82 (e) Intentionally discloses, or endeavors to disclose, to
83 any other person the contents of any wire, oral, or electronic
84 communication intercepted by means authorized by subparagraph
85 (2)(a)2., paragraph (2)(b), paragraph (2)(c), s. 934.07, or s.
86 934.09 when that person knows or has reason to know that the
87 information was obtained through the interception of such a
88 communication in connection with a criminal investigation, has
89 obtained or received the information in connection with a
90 criminal investigation, and intends to improperly obstruct,
91 impede, or interfere with a duly authorized criminal
92 investigation;

93
94 shall be punished as provided in subsection (5) ~~(4)~~.

95 (4) It is lawful under this section and ss. 934.04-934.09
96 for a code inspector, as defined in 162.04(2), or a person
97 acting under the direction of a special magistrate or code
98 enforcement board to intercept a wire, oral, or electronic
99 communication if such code inspector or person is a party to the
100 communication or one of the parties to the communication has

101 given prior consent to such interception and the purpose of such
102 interception is to obtain evidence of a violation of a code, an
103 ordinance, or a general law.

104 **Section 3. Subsection (7) of section 934.09, Florida**
105 **Statutes, is amended to read:**

106 934.09 Procedure for interception of wire, oral, or
107 electronic communications.—

108 (7) Notwithstanding any other provision of this chapter,
109 any investigative or law enforcement officer specially
110 designated by the Governor, the Attorney General, the statewide
111 prosecutor, or a state attorney acting under this chapter, who
112 reasonably determines that:

113 (a) An emergency exists that:

114 1. Involves immediate danger of death or serious physical
115 injury to any person, the danger of escape of a prisoner, or
116 conspiratorial activities threatening the security interest of
117 the nation or state; and

118 2. Requires that a wire, oral, or electronic communication
119 be intercepted before an order authorizing such interception
120 can, with due diligence, be obtained; and

121 (b) There are grounds upon which an order could be entered
122 under this chapter to authorize such interception

123
124 may intercept such wire, oral, or electronic communication if an
125 application for an order approving the interception is made in

126 accordance with this section within 48 hours after the
127 interception has occurred or begins to occur. In the absence of
128 an order, such interception shall immediately terminate when the
129 communication sought is obtained or when the application for the
130 order is denied, whichever is earlier. If such application for
131 approval is denied, or in any other case in which the
132 interception is terminated without an order having been issued,
133 the contents of any wire, oral, or electronic communication
134 intercepted shall be treated as having been obtained in
135 violation of s. 934.03(5) ~~s. 934.03(4)~~, and an inventory shall
136 be served as provided for in paragraph (8)(e) on the person
137 named in the application.

138 **Section 4.** This act shall take effect July 1, 2026.