

1 A bill to be entitled
 2 An act relating to use of deadly force; creating s.
 3 943.087, F.S.; defining the term "serious bodily
 4 injury"; requiring certain law enforcement agencies to
 5 collect and report specified information regarding the
 6 use of deadly force to the Department of Law
 7 Enforcement; requiring the department to provide such
 8 agency with a standardized form for reporting such
 9 information; requiring the department to provide for
 10 electronic submission of such information; specifying
 11 a minimum retention period for such information;
 12 requiring the department, in consultation with
 13 specified associations, to develop and maintain a
 14 database for the retention of such information;
 15 providing an effective date.

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

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 19 Section 1. Section 943.087, Florida Statutes, is created
 20 to read:

21 943.087 Information on use of deadly force.—

22 (1) As used in this section, the term "serious bodily
 23 injury" means bodily injury that involves a substantial risk of
 24 death, unconsciousness, protracted and obvious disfigurement, or
 25 protracted loss or impairment of the function of a bodily

26 member, organ, or mental faculty.

27 (2) For an incident in which deadly force was used by a
28 law enforcement officer, as defined in s. 943.10, that resulted
29 in serious bodily injury or death, the law enforcement agency
30 employing the officer must collect the information in subsection
31 (3) and report such information to the department within 15 days
32 after the end of each calendar quarter.

33 (3) The following information concerning an incident
34 described in subsection (2) shall be collected and reported:

35 (a) Characteristics of, and other information pertaining
36 to, the person on whom deadly force was used, the incident in
37 which the force was used, and the officers involved, including
38 the age, sex, race, ethnicity, height, and weight of the law
39 enforcement officer using deadly force.

40 (b) The age, sex, race, ethnicity, height, and weight, and
41 any physical impairment, of the subject on whom deadly force was
42 used.

43 (c) The date, time, and location, including location code
44 information from the National Incident-Based Reporting System,
45 of the incident in which deadly force was used.

46 (d) A description of the injuries to or cause of death of
47 the subject, including the type of deadly force used by the law
48 enforcement officer to cause the injury or death.

49 (e) Whether a law enforcement officer was injured and a
50 description of the injuries to or cause of death of the officer,

51 including the type of deadly force used by the subject to cause
52 the injury or death.

53 (f) The reason for the initial contact between the subject
54 and the law enforcement officer.

55 (g) Whether the subject resisted and, if so, the type of
56 resistance the subject offered.

57 (h) If the subject threatened the use of deadly force and,
58 if so, whether the threat was directed at the law enforcement
59 officer or at another party.

60 (i) Whether the subject possessed a weapon or firearm and,
61 if so, a description of the weapon or firearm.

62 (j) A description of the alleged criminal activity of the
63 subject on whom deadly force was used.

64 (k) An explanation, if any, from the law enforcement
65 agency employing the law enforcement officer as to why the
66 officer used deadly force.

67 (l) A copy of the law enforcement agency's guidelines for
68 the use of deadly force in effect at the time the law
69 enforcement officer used deadly force, unless a copy has
70 previously been submitted, which shall be so stated.

71 (m) A description of nonlethal efforts or techniques used
72 by the law enforcement officer to apprehend or subdue the
73 subject before the officer used deadly force.

74 (n) Information on the outcome of the use of deadly force
75 as the case progresses, including information on settlements,

76 trials, and final results of proceedings.

77 (4) The department shall provide a standardized form to
78 each law enforcement agency for the reporting of information
79 collected under subsection (3). The department shall also
80 provide for electronic submission of such information.

81 (5) The information collected under subsection (3) shall
82 be retained by the department for at least 10 years in a
83 database that shall be developed and maintained by the
84 department in consultation with the Florida Sheriffs Association
85 and the Florida Police Chiefs Association.

86 Section 2. This act shall take effect July 1, 2018.