

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Gantt offered the following:

2  
3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Section 112.5331, Florida Statutes, is created  
6 to read:

7 112.5331 Preemption to the state.—

8 (1) It is the intent of the Legislature that the receipt,  
9 processing, and investigation of complaints against law  
10 enforcement officers and correctional officers, and the rights  
11 and privileges afforded to such officers while under  
12 investigation, apply uniformly throughout the state.

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13           (2) Accordingly, it is unlawful for a county,  
14 municipality, special district, or other political subdivision  
15 of the state to pass or enforce any ordinance, resolution, or  
16 rule relating to the receipt, processing, or investigation of  
17 complaints of misconduct by law enforcement officers and  
18 correctional officers, except as otherwise expressly provided in  
19 this part, or to pass or enforce any ordinance, resolution, or  
20 rule relating to civilian oversight of a law enforcement agency  
21 in relation to the investigation of complaints of misconduct by  
22 law enforcement officers and correctional officers.

23           (3) However, a civilian review board or committee in  
24 existence before July 1, 2024, may not be preempted until a  
25 review has been conducted. The state shall create a task force  
26 for the purpose of conducting a 2-year review of existing  
27 civilian review boards or committees. The task force must  
28 contain members from each existing review board and include  
29 research specialists within the State University System  
30 institutions. By July 1, 2026, the task force shall provide to  
31 the Legislature a comprehensive report that details all of the  
32 following:

33           (a) The effectiveness of existing civilian review boards  
34 or committees.

35           (b) The impact civilian review boards or committees have  
36 on the relationship between a community and local law  
37 enforcement agencies and correctional facilities.

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38 (c) The number and types of cases referred to civilian  
39 review boards or committees each year and the outcomes of such  
40 cases. Specifically, the report must state if a case is for a  
41 violent or nonviolent offense or a violation of a person's  
42 constitutional rights.

43 (d) The collaboration or lack thereof of a law enforcement  
44 agency's or correctional facility's collective bargaining agent  
45 with the civilian review board or committee and the impact on  
46 the participation of law enforcement officers and correctional  
47 officers referred to the board or committee.

48 (e) The originating sources of the cases referred to a  
49 civilian review board or committee.

50 (f) Any other information the task force believes is  
51 pertinent relating to the impact of civilian review boards or  
52 committees.

53 Section 2. This act shall take effect July 1, 2024.

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

57 Remove everything before the enacting clause and insert:

58 A bill to be entitled

59 An act relating to complaints against law enforcement  
60 and correctional officers; creating s. 112.5331, F.S.;  
61 providing legislative intent; preempting regulation of  
62 complaints against law enforcement officers and

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63 |       correctional officers to the state; requiring the  
64 |       state to create a task force for a specified purpose;  
65 |       providing for membership of the task force; requiring  
66 |       such task force to provide a report to the Legislature  
67 |       by a date certain; providing requirements for such  
68 |       report; providing an effective date.  
69 |

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