HB 1573

1	A bill to be entitled
2	An act relating to the excessive use of force by law
3	enforcement officers; requiring a law enforcement
4	officer to intervene when another officer is using or
5	attempting to use excessive force under certain
6	circumstances; providing criminal penalties; requiring
7	a law enforcement officer to render aid to a victim of
8	excessive force under certain circumstances; providing
9	criminal penalties; requiring a law enforcement
10	officer to report the use of excessive force by
11	another officer; requiring a law enforcement officer
12	to report the commission of a criminal offense by
13	another officer while on duty; providing criminal
14	penalties; providing an effective date.
15	
16	Be It Enacted by the Legislature of the State of Florida:
17	
18	Section 1. Law enforcement officers; duties concerning
19	excessive force and offenses by other officers
20	(1)(a) A law enforcement officer who witnesses another law
21	enforcement officer, in the performance of his or her official
22	duties, using or attempting to use excessive force against
23	another person shall intervene when such intervention is
24	objectively reasonable and possible to end the use or attempted
25	use of excessive force or to prevent the further use or

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26	attempted use of excessive force.							
27	(b) A law enforcement officer who knowingly fails to							
28	intervene in the use or attempted use of nondeadly excessive							
29	force commits a misdemeanor of the second degree, punishable as							
30	provided in s. 775.082 or s. 775.083, Florida Statutes.							
31	(c)1. Except as provided in subparagraph 2., a law							
32	enforcement officer who knowingly fails to intervene in the use							
33	or attempted use of deadly excessive force commits a felony of							
34	the third degree, punishable as provided in s. 775.082, s.							
35	775.083, or s. 775.084, Florida Statutes.							
36	2. A law enforcement officer who knowingly fails to							
37	intervene in the use or attempted use of deadly excessive force							
38	that leads to death or permanent and significant physical							
39	impairment of the victim commits a felony of the second degree,							
40	punishable as provided in s. 775.082, s. 775.083, or s. 775.084,							
41	Florida Statutes.							
42	(2) A law enforcement officer who fails to render aid, as							
43	circumstances objectively permit, to any person injured as the							
44	result of a use of excessive force prohibited under subsection							
45	(1) or report, in the manner required by department policy, such							
46	use of excessive force shall be subject to disciplinary action,							
47	including dismissal, demotion, suspension, or transfer.							
48	(3) A law enforcement officer who has actual knowledge of							
49	the commission of a criminal offense by another law enforcement							
50	officer while such officer was on duty and who fails to report							

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52	-	punishable	as	provided	in	s.	775.082	or	s.	775.083,	Florida
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- 53 Statutes.
- 54 Section 2. This act shall take effect October 1, 2021.

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