



252238

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
10/30/2015	.	
	.	
	.	
	.	

---

The Committee on Criminal Justice (Evers) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 22 - 33

and insert:

(4) This section does not apply to:

(d) A person acting in good faith on behalf of a business entity for a legitimate business purpose.

This paragraph does not apply to:

1. A person engaged in private investigation, as defined in s. 493.6101, on behalf of another person, unless any of the



252238

11 following circumstances apply:

12 a. Such activities would otherwise be exempt under this  
13 subsection if performed by the person engaging the private  
14 investigator; or-

15 b. The installation or use of a tracking device or tracking  
16 application was for the purpose of:

17 I. Securing evidence to be used before a court, board,  
18 officer, or investigation committee;

19 II. Obtaining information to determine if a crime has been  
20 committed or attempted against the United States, a territory of  
21 the United States, a state, a person, or a legal business  
22 entity;

23 III. Locating a person known to be a fugitive from justice;  
24 or

25 IV. Locating lost or stolen property or locating assets  
26 that have been awarded by the court.

27 2. A private investigator who is working on behalf of a  
28 client who is subject to a protective order or a private  
29 investigator who knows or has reason to know that a person  
30 seeking his or her investigative services is involved in the  
31 commission of a crime or an unlawful act.

32  
33 ===== T I T L E A M E N D M E N T =====

34 And the title is amended as follows:

35 Delete lines 6 - 11

36 and insert:

37 specify circumstances in which the exception applies  
38 and does not apply to private investigators;  
39 reenacting s. 493.6118(1)(y), F.S.,