

By the Committee on Law Enforcement & Crime Prevention and Representative Futch

1 A bill to be entitled
2 An act relating to law enforcement officers;
3 amending s. 817.564, F.S.; providing an
4 exemption from civil or criminal liability for
5 the sale of imitation controlled substances by
6 law enforcement officers; providing an
7 effective date.

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

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11 Section 1. Subsection (6) of section 817.564, Florida
12 Statutes, is amended to read:

13 817.564 Imitation controlled substances defined;
14 possession and distribution prohibited.--

15 (6) ~~No~~ Civil or criminal liability may not ~~shall~~ be
16 imposed by virtue of this section against:~~on~~

17 (a) Any person operating in accordance with the
18 Florida Comprehensive Drug Abuse Prevention and Control Act
19 who manufactures, dispenses, sells, gives, or distributes an
20 imitation controlled substance for use as a placebo by a
21 licensed practitioner in the course of professional practice
22 or research; or

23 (b) Any law enforcement officer engaged in an active
24 criminal investigation relating to controlled substances.

25 Section 2. This act shall take effect upon becoming a
26 law.

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29 HOUSE SUMMARY

30 Provides an exemption from civil or criminal liability
31 for the sale of imitation controlled substances by law
enforcement officers.