

Bill No. SB 2252, 1st Eng.

Amendment No. \_\_\_\_

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Bronson moved the following amendment:

**Senate Amendment (with title amendment)**

On page 4, between lines 20 and 21,

insert:

Section 3. Paragraph (a) of subsection (1) of section 23.1225, Florida Statutes, is amended to read:

23.1225 Mutual aid agreements.--

(1) The term "mutual aid agreement," as used in this part, refers to one of the following types of agreement:

(a) A voluntary cooperation written agreement between two or more law enforcement agencies, or between one or more law enforcement agencies and either a school board that employs school safety officers or a state university that employs or appoints university police officers in accordance with s. 240.268, which agreement permits voluntary cooperation and assistance of a routine law enforcement nature across jurisdictional lines. The agreement must specify the nature of the law enforcement assistance to be rendered, the agency or entity that shall bear any liability arising from acts

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1 undertaken under the agreement, the procedures for requesting  
2 and for authorizing assistance, the agency or entity that has  
3 command and supervisory responsibility, a time limit for the  
4 agreement, the amount of any compensation or reimbursement to  
5 the assisting agency or entity, and any other terms and  
6 conditions necessary to give it effect. Examples of law  
7 enforcement activities that may be addressed in a voluntary  
8 cooperation written agreement include, but are not limited to,  
9 establishing a joint city-county task force on narcotics  
10 smuggling, or authorizing school safety officers to enforce  
11 laws in an area within 1,000 feet of a school or school board  
12 property, or establishing a joint city-county traffic  
13 enforcement task force.

14 Section 4. Subsection (3) is added to section 810.08,  
15 Florida Statutes, to read:

16 810.08 Trespass in structure or conveyance.--

17 (3) As used in this section, the term "person  
18 authorized" means any owner or lessee, or his or her agent, or  
19 any law enforcement officer whose department has received  
20 written authorization from the owner or lessee, or his or her  
21 agent, to communicate an order to depart the property in the  
22 case of a threat to public safety or welfare.

23 Section 5. Subsection (3) is added to section 810.09,  
24 Florida Statutes, to read:

25 810.09 Trespass on property other than structure or  
26 conveyance.--

27 (3) As used in this section, the term "authorized  
28 person" or "person authorized" means any owner, or his or her  
29 agent, or any law enforcement officer whose department has  
30 received written authorization from the owner, or his or her  
31 agent, to communicate an order to leave the property in the

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1 case of a threat to public safety or welfare.

2 Section 6. Subsection (15) is added to section 901.15,  
3 Florida Statutes, to read:

4 901.15 When arrest by officer without warrant is  
5 lawful.--A law enforcement officer may arrest a person without  
6 a warrant when:

7 (15) There is probable cause to believe that the  
8 person has committed trespass in a secure area of an airport  
9 when signs are posted in conspicuous areas of the airport  
10 which notify that unauthorized entry into such areas  
11 constitutes a trespass and specify the methods for gaining  
12 authorized access to such areas. An arrest under this  
13 subsection may be made on or off airport premises. A law  
14 enforcement officer who acts in good faith and exercises due  
15 care in making an arrest under this subsection is immune from  
16 civil liability that otherwise might result by reason of the  
17 law enforcement officer's action.

18 Section 7. Paragraph (g) of subsection (2) of section  
19 934.03, Florida Statutes, is amended to read:

20 934.03 Interception and disclosure of wire, oral, or  
21 electronic communications prohibited.--

22 (2)

23 (g) It is lawful under ss. 934.03-934.09 for an  
24 employee of:

25 1. An ambulance service licensed pursuant to s.  
26 401.25, a fire station employing firefighters as defined by s.  
27 633.30, a public utility as defined by ss. 365.01 and 366.02,  
28 a law enforcement agency as defined by s. 934.02(10), or any  
29 other entity with published emergency telephone numbers;

30 2. An agency operating an emergency telephone number  
31 "911" system established pursuant to s. 365.171; or

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1           3. The central abuse hotline operated pursuant to s.  
2 39.201,  
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4 to intercept and record incoming wire communications; however,  
5 such employee may intercept and record incoming wire  
6 communications on designated "911" telephone numbers and  
7 published nonemergency ~~emergency~~ telephone numbers staffed by  
8 trained dispatchers at public safety answering points only.  
9 It is also lawful for such employee to intercept and record  
10 outgoing wire communications to the numbers from which such  
11 incoming wire communications were placed when necessary to  
12 obtain information required to provide the emergency services  
13 being requested.

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15 (Redesignate subsequent sections.)

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18 ===== T I T L E   A M E N D M E N T =====

19 And the title is amended as follows:

20           On page 1, line 10, after the semicolon,

21  
22 and insert:

23           amending s. 23.1225, F.S.; describing an  
24 additional authorized joint city-county law  
25 enforcement activity by voluntary cooperation  
26 written agreement; amending ss. 810.08, 810.09,  
27 F.S.; defining the terms "person authorized"  
28 and "authorized person" for purposes of  
29 provisions prohibiting trespass; amending s.  
30 901.15, F.S.; specifying lawful arrest without  
31 a warrant for trespass in secure areas of

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airports; providing for immunity from civil liability for arresting law enforcement officers under certain circumstances; amending s. 934.03, F.S.; revising limited authorization for certain personnel to intercept and record specified incoming wire communications;